



St. Charles Parish

Meeting Agenda

Parish Council

Council Chairman Dennis Nuss
Councilmembers Carolyn K. Schexnaydre, Terry Authement,
Billy Raymond, Sr., Shelley M. Tastet, Wendy Benedetto,
Paul J. Hogan, Larry Cochran, Marcus M. Lambert

St. Charles Parish Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5125
www.stcharlesparish.gov

Monday, August 22, 2011

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

PRAYER

PLEDGE

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

2 [2011-0271](#) In Recognition: Barbara Jacob-Tucker

Sponsors: Ms. Schexnaydre, Mr. Authement, Mr. Raymond, Mr. Tastet, Ms. Benedetto, Mr. Hogan, Mr. Cochran, Mr. Lambert and Mr. Nuss

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2011-0270](#) Mr. Brian J. Champagne, Registrar of Voters - Annual Voter Education Week, August 29 - September 2, 2011

Sponsors: Mr. Nuss

[2011-0268](#) Library Service District

[2011-0269](#) Communications District (911)

[2011-0247](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

Legislative History

7/25/11 Parish Council Not Reported
Parish President St. Pierre absent.

8/8/11 Parish Council Not Reported
 Parish President St. Pierre absent.

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

(No items for the regular Agenda)

[2011-0279](#) An ordinance to approve and authorize the execution of a Memorandum of Agreement between the Department of the Army and the Parish of St. Charles for the relocation of an 8" Waterline in conjunction with the West Bank and Vicinity Louisiana Project in Luling.

Sponsors: Mr. St. Pierre Jr. and Department of Waterworks

Attachments: [MOA between US and SCP \(7-27-2011\).doc](#)

[2011-0279 Memo of Agreement-F](#)

[2011-0279 Final Ord 11-9-1 with Agreement](#)

[2011-0280](#) An ordinance to levy an assessment on the 2011 ad valorem tax bills of property owners that are delinquent in paying outstanding invoices for removal of weeds, grass, etc. in accordance with the St. Charles Parish Code, Chapter 16, Article III, Weeds, Grass, etc. and to levy an assessment on the ad valorem tax bills of property owners that are delinquent in paying outstanding charges incurred for the removal of unsafe structures, trash and debris in accordance with Chapter 16, Article IV, Sec. 16-48(b).

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Ad Valorem Report 2011 final draft.pdf](#)

[2011-0280 Final Ord 11-9-2 with Report](#)

[2009-0423](#) An ordinance to amend the St. Charles Parish Code of Ordinances, Chapter 3 Alcoholic Beverages, Article I. In General, Sec. 3-1. Location restrictions, to clarify and further define the location restrictions with regards to the sale of alcoholic beverages.

Sponsors: Mr. Hogan

Attachments: [2009-0423 Failed Proposed Ordinance \(11-02-09\)](#)

[2009-0423 Failed Proposed Ordinance \(06-20-11\)](#)

[2009-0423 Failed Proposed Ordinance \(08-08-11\)](#)

[2009-0423 Failed Proposed Ordinance \(09-06-11\)](#)

Legislative History

10/19/09	Council Member(s)	Introduced
10/19/09	Parish Council	Publish/Scheduled for Public Hearing
11/2/09	Parish Council	Tabled.

Reported:

Councilman Hogan Recommended: Approval

Discussion: to table File No. 2009-0423

11/2/09	Parish Council	Reconsidered <i>Discussion: to reconsider the vote on File No. 2009-0423</i>
11/2/09	Parish Council	Tabled. <i>Discussion: to table File No. 2009-0423</i>
11/2/09	Parish Council	Public Hearing Requirements Satisfied
11/2/09	Parish Council	Approved 1 Proposed ordinance failed for lack of a majority by the following vote
12/7/09	Legislative Committee	Discussed.
4/18/11	Council Member(s)	Introduced
4/18/11	Parish Council	Publish/Scheduled for Public Hearing
5/2/11	Parish Council	Amended <i>Amendment: to amend the proposed ordinance under "SECTION I. Revised: (b)" to change "... street being at right angles to the public street ..." to read "... street being at approximately right angles to the public street ..."</i>
5/2/11	Parish Council	Public Hearing Requirements Not Satisfied
5/2/11	Parish Council	Tabled 1 to the Legislative Committee <i>Discussion: to table File No. 2009-0423 and send to the Legislative Committee</i>
5/16/11	Parish Council	Removed from the Table 1
5/16/11	Parish Council	Amended <i>Amendment: to accept the revised version of File No. 2009-0423</i>
5/16/11	Parish Council	Public Hearing Requirements Satisfied <i>Reported: Councilman Hogan Recommended: Approval</i>
5/16/11	Parish Council	Tabled. <i>Discussion: to table File No. 2009-0423</i>
6/6/11	Parish Council	Removed from the Table 1
6/6/11	Parish Council	Tabled. Public Hearing previously satisfied. <i>Discussion: to table File No. 2009-0423</i>
6/20/11	Parish Council	Removed from the Table 1

6/20/11 Parish Council Approved 1
 Reported:
 Councilman Hogan Recommended: Approval

Public Hearing previously satisfied.

VOTE ON THE PROPOSED ORDINANCE

Proposed ordinance failed for lack of a majority by the following vote

7/25/11 Council Member(s) Introduced
 7/25/11 Parish Council Publish/Scheduled for Public Hearing
 8/8/11 Parish Council Public Hearing Requirements Satisfied
Reported:
Councilman Hogan Recommended: Approval
 8/8/11 Parish Council Approved 1
 Proposed ordinance failed for lack of a majority by the following vote

[2011-0282](#)

An ordinance to approve and authorize the execution of a contract with Wallace C. Drennan, Inc. for project P090201-2 Canal #10 Drainage Improvements (Matherne Dr. to Pine St.) in the amount of \$1,077,600.00.

Sponsors: Mr. St. Pierre Jr. and Department of Public Works

Attachments: [Intro. of Ord.-Canal #10.PDF](#)
[Bid Sheet-Canal #10.PDF](#)
[Agreement.pdf](#)
[2011-0282 Contract-F](#)
[2011-0282 Final Ord 11-9-3 with Contract](#)
[2011-0282 Completion-F](#)

PLANNING AND ZONING PETITIONS

- 3 [2011-0264](#) An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Alvin H. Cellos, Jr. - "Express Plumbing, LLC" - a plumbing business - at 426 Bernard Ave, Ama.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Alvin Cellos Aerial.pdf](#)
 [Alvin Cellos LUR.doc](#)
 [Alvin Cellos Recommendations.doc](#)
 [Alvin Cellos 08.04.11 minutes](#)
 [2011-0264 Final Ord 11-8-3](#)

Legislative History

6/10/11	Department of Planning & Zoning	Received/Assigned PH
8/4/11	Department of Planning & Zoning	Recommended Approval to the Planning Commission
8/4/11	Planning Commission	Recommended Approval to the Parish Council
8/8/11	Parish President	Introduced
8/8/11	Parish Council	Publish/Scheduled for Public Hearing

- 4 [2011-0163](#) An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Peter Chambers - "Peter Piper" - a plumbing business - at 10 Horseshoe Lane, St. Rose.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Peter Chambers AERIAL.pdf](#)
 [Peter Chambers LUR.doc](#)
 [Peter Chambers pic 2.pdf](#)
 [Peter Chambers pics..pdf](#)
 [Peter Chambers Rec At a Glance.doc](#)
 [Peter Chambers backup info.pdf](#)
 [Peter Chambers.2. Recommendations.doc](#)
 [Peter Chambers.2. LUR.doc](#)
 [Peter Chambers.2. Aerial.pdf](#)
 [Peter Chambers email in favor from Gregory A Knight.htm](#)
 [Peter Chambers 08 02 11 email in favor from Jennifer Stephens.htm](#)
 [Peter Chambers 08.04.11 minutes](#)
 [Peter Chambers-Kevin Couchis opposition letter](#)
 [Peter Chambers Minutes](#)
 [2011-0163 Failed Proposed Ordinance \(05-02-11\)](#)
 [2011-0163 Failed Proposed Ordinance \(08-22-11\)](#)

Legislative History

2/25/11	Department of Planning & Zoning	Received/Assigned PH
4/7/11	Department of Planning & Zoning	Rcmd'd Approval w/Stip. to the Planning Commission <i>Approval with stipulation that work vehicles are not permitted to park in the driveway along Palomino Drive.</i>
4/7/11	Planning Commission	Recommended Approval to the Parish Council
4/18/11	Council Member(s)	Introduced
4/18/11	Parish Council	Publish/Scheduled for Public Hearing
5/2/11	Parish Council	Public Hearing Requirements Satisfied <i>Reported: P & Z Department Recommended: Approval w/Stipulation Approval with stipulation that work vehicles are not permitted to park in the driveway along Palomino Drive. Planning Commission Recommended: Approval Speakers: Mr. Peter Chambers, St. Rose</i>
5/2/11	Parish Council	Approved 1 <i>Proposed ordinance failed for lack of a majority by the following vote</i>
6/13/11	Department of Planning & Zoning	Received/Assigned PH
8/4/11	Department of Planning & Zoning	Recommended Denial to the Planning Commission
8/4/11	Planning Commission	Recommended Denial to the Parish Council
8/8/11	Parish President	Introduced
8/8/11	Parish Council	Publish/Scheduled for Public Hearing

2011-0265

An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, adopted October 19, 1981 to approve the change of zoning classification from R-1A to R-1AM at Lot I, Portion of Lot 2 of the Alice Plantation (185 Amelia Street), Ama LA, as requested by LaVerne Becnel.

Sponsors:

Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments:

[Laverne Becnel - letter of objection.pdf](#)

[LaVerne Becnel - Lot I survey.pdf](#)

[LaVerne Becnel - portion of lot 2 alice plantation.pdf](#)

[LaVerne Becnel Aerial.pdf](#)

[LaVerne Becnel ZoningMap.pdf](#)

[LaVerne Becnel Recommendations.doc](#)

[LaVerne Becnel - Lot I survey.pdf](#)

[LaVerne K. Becnel 08.04.11 minutes](#)

[LUR_PZR 2011-09 LaVerne Becnel DENIAL](#)

Legislative History

6/20/11	Department of Planning & Zoning	Received/Assigned PH
8/4/11	Department of Planning & Zoning	Recommended Denial to the Planning Commission
8/4/11	Planning Commission	Recommended Denial to the Parish Council
8/8/11	Parish President	Introduced
8/8/11	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 5 [2011-0255](#) A ordinance to amend Ordinance No. 09-5-13, an agreement with the Louisiana Department of Transportation and Development for the St. Charles Parish Eastbank Multi-Use Path, Phase IV (Harding Street in New Sarpy to Apple Street in Norco), State Project No. H.007551 (formerly, State Project No. 744-45-0009), Federal Aid Project No. ENH-4508(504), to provide for an increase in Federal funding.

Sponsors: Mr. St. Pierre Jr. and Grants Office

Attachments: [2011-0255 Agreement-F](#)
 [2011-0255 Final Ord 11-8-4 with Agreement](#)

Legislative History

8/8/11	Parish President	Introduced
8/8/11	Parish Council	Publish/Scheduled for Public Hearing

- 10 [2011-0256](#) A ordinance to amend Resolution No. 5736, an agreement with the Louisiana Department of Transportation and Development for the St. Charles Parish Eastbank Mississippi Levee Multi-Use Path, Phase V (Apple Street in Norco to the East Guide Levee of the Bonnet Carre Spillway), State Project No. H.007553 (formerly, State Project No. 744-45-0011) & Federal Aid Project No. ENH-4510(501), to provide for an increase in Federal funding.

Sponsors: Mr. St. Pierre Jr. and Grants Office

Attachments: [2011-0256 Agreement-F](#)
 [2011-0256 Final Ord 11-8-5 with Agreement](#)

Legislative History

8/8/11	Parish President	Introduced
8/8/11	Parish Council	Publish/Scheduled for Public Hearing

- 15** [2011-0262](#) An ordinance to amend the 2011 Consolidated Operating and Capital Budget for Proprietary Funds to reduce the Operating Budget of Accounts 430-420541 (Administration), 430-420543 (Meter Reading), 430-420544 (Distribution), and 430-420545 (Plant) by a total of \$299,000 in order to meet parity requirements.
- Sponsors:** Mr. St. Pierre Jr. and Department of Finance
- Attachments:** [9th Amendment - Waterworks 7 29 2011](#)
[2011-0262 Final Ord 11-8-6 with Exhibit](#)
- Legislative History**
- | | | |
|--------|------------------|--------------------------------------|
| 8/8/11 | Parish President | Introduced |
| 8/8/11 | Parish Council | Publish/Scheduled for Public Hearing |
- 17** [2011-0263](#) An ordinance setting forth, levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, as required by Section 23 of Article VII of the Constitution of Louisiana and Revised Statute 47.1705(B) for General Parochial Purposes; constructing, maintaining, and operating the Parish Road Maintenance program, Parish Recreation program, Parish Fire Protection, Mosquito Control Program, E-911 Telephone System, Health Unit and Council on Aging program; Road Lighting District No. 1; Library Service District No. 1; and for the purpose of paying the principal and interest on outstanding General Obligation Sewer Bonds for the year 2011.
- Sponsors:** Mr. St. Pierre Jr. and Department of Finance
- Attachments:** [2011ADVAL.rates revised](#)
[2011ADVAL.rates](#)
[2011-0263 Final Ord 11-8-7](#)
- Revised Version - Page 69*
- Legislative History**
- | | | |
|--------|------------------|--------------------------------------|
| 8/8/11 | Parish President | Introduced |
| 8/8/11 | Parish Council | Publish/Scheduled for Public Hearing |
- 19** [2011-0266](#) An ordinance of the Parish of St. Charles to amend the Code of Ordinances, Parish of St. Charles, Chapter 2, Article I. In General, Section 2-2. Fees of copies of documents.
- Sponsors:** Mr. Nuss
- Attachments:** [2011-0266 Final Ord 11-8-8](#)
- Revised Version - Page 77*
- Legislative History**
- | | | |
|--------|-------------------|--------------------------------------|
| 8/8/11 | Council Member(s) | Introduced |
| 8/8/11 | Parish Council | Publish/Scheduled for Public Hearing |

- 21 [2011-0267](#) An ordinance to amend Ordinance No. 87-2-3, an amendment to the Traffic Code to provide for the removal of “No Parking Between Signs” and replace with “No Parking” signs on both sides of Martin Lane, Des Allemands from LA 631 up to the hard left turn near the end of the Martin Lane, approximately 826 feet from La 631.

Sponsors: Mr. Hogan

Attachments: [2011-0267 Final Ord 11-8-9](#)

Legislative History

8/8/11	Council Member(s)	Introduced
8/8/11	Parish Council	Publish/Scheduled for Public Hearing

- 22 [2011-0196](#) An ordinance to amend the Code of Ordinances Appendix A, Section VI. D [I]. 1. c. Special Permit Uses in the M-1 Zoning District, to allow cemeteries as a Special Permit Use.

Sponsors: Mr. Hogan

Attachments: [2011-0196 Ltr to PZ](#)
[Cemeteries Recommendations.doc](#)
[Cemeteries Minutes 06 02 11.docx](#)
[Cemeteries in M-1 as SPU 08.04.11 minutes](#)
[Cemeteries Recommendation at a Glance](#)
[2011-0196 Failed Proposed Ordinance \(5-13-11\)](#)
[2011-0196 Failed Proposed Ordinance \(8-8-11\)](#)

Legislative History

5/13/11	Council Member(s)	Rcmd'ation Request Fwd'd to the Department of Planning & Zoning
5/16/11	Council Member(s)	Introduced
5/16/11	Parish Council	Publish/Scheduled for Public Hearing
6/2/11	Department of Planning & Zoning	No Recommendation to the Planning Commission
6/2/11	Planning Commission	Recommended Denial to the Parish Council
6/6/11	Parish Council	Public Hearing Requirements Not Satisfied
6/6/11	Parish Council	Tabled. <i>Discussion: to table File No. 2011-0196</i>
6/20/11	Parish Council	Publish/Scheduled for Public Hearing
6/20/11	Parish Council	Removed from the Table 1
6/20/11	Parish Council	Public Hearing Requirements Not Satisfied
6/20/11	Parish Council	Postponed Indefinitely and Reintroduced 1 <i>Discussion: to postpone indefinitely and reintroduce File No. 2011-0196 for public hearing on July 11, 2011</i>

7/11/11	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	
	<i>Councilman Hogan Recommended: Approval</i>	
	<i>P & Z Department Recommended: No Recommendation</i>	
	<i>Planning Commission Recommended: Denial</i>	
7/11/11	Parish Council	Amended
	<i>Amendment: to amend the proposed ordinance under "Section I. (9)" to remove "... with public access at all times ..."</i>	
7/11/11	Parish Council	Approved as Amended 1
	VOTE ON THE PROPOSED ORDINANCE AS AMENDED	
	Proposed ordinance failed for lack of a majority by the following vote	
7/12/11	Council Member(s)	Rcmd'ation Request Fwd'd to the Department of Planning & Zoning
8/4/11	Department of Planning & Zoning	No Recommendation to the Planning Commission
8/4/11	Planning Commission	Recommended Approval to the Parish Council
8/8/11	Council Member(s)	Introduced
8/8/11	Parish Council	Publish/Scheduled for Public Hearing

RESOLUTIONS

- 23** [2011-0274](#) A resolution requesting the Louisiana Department of Transportation and Development construct a median crossing in front of the eastern driveway at the Des Allemands Volunteer Fire Department at 16960 U. S. Highway 90, Des Allemands, and post for Emergency Vehicles Only.

Sponsors: Mr. Hogan

Attachments: [2011-0274 Final Reso 5842](#)
[2011-0274 9-20-11 PH memo VJ](#)
[2011-0274 10-17-11 2nd Request](#)

- 24** [2011-0275](#) A resolution approving and authorizing the Parish President to submit a grant application for the Keep Louisiana Beautiful 2011 - 2012 Healthy Communities Grant Program.

Sponsors: Mr. St. Pierre Jr. and Grants Office

Attachments: [2011-0275 Final Reso 5843](#)

- 25** [2011-0276](#) A resolution authorizing the execution of the Second Amendment to the Cooperative Endeavor Agreement between the State of Louisiana, Division of Administration, Office of Community Development - Disaster Recovery Unit and St. Charles Parish, CFMS# 684276, to secure additional Community Development Block Grant (CDBG) Disaster Recovery Program funds through the Economic Revitalization Program in the amount of \$3,000,000.00 for the purpose of funding recovery projects in St. Charles Parish.

Sponsors: Mr. St. Pierre Jr. and Grants Office

Attachments: [St. Charles 2d CEA amendment.pdf](#)
[2011-0276 Revised Amendment #2.pdf](#)
[2011-0276 Amendment-F](#)
[2011-0276 Final Reso 5844](#)

Revised Version of Amendment (Regular Agenda - Page 86)

- 33** [2011-0277](#) A resolution providing mandatory support for a waiver from the required width on a developed public street for Lot 3A-1 proposed in PZS 2011-18, a resubdivision of Lot 2B-1 of Portion of Coteau de France into Lots 2B-1-A & 3A-1 located in Sections 47 & 48 of T14S-R20E, requested by First Assembly of God Church of Des Allemands.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [AERIAL_reduced.pdf](#)
[LUR 2011-18.pdf](#)
[Recommendation at a Glance First Assembly of God.doc](#)
[Signed Plat \(Commission Chairman\).pdf](#)
[First Assembly of God DA 08.04.11 minutes.docx](#)
[2011-0277 Final Reso 5845](#)

Legislative History

6/24/11	Department of Planning & Zoning	Received/Assigned PH
8/4/11	Department of Planning & Zoning	Rcmd'd Approval w/Stip. to the Planning Commission <i>Approval with waiver to the required 50 ft. width on a developed public street for Lot 3A-1.</i>
8/4/11	Planning Commission	Rcmd'd Approval w/Stip. to the Parish Council <i>Approval with waiver to the required 50 ft. width on a developed public street for Lot 3A-1.</i>

- 34** [2011-0278](#) A resolution requesting that the Gulf Ecosystem Restoration Task Force ("Task Force"), currently led by EPA Administrator Lisa Jackson and Executive Director John Hankinson, include in their strategic restoration strategy to be submitted to the President of the United States, the recognition that current land loss rates in Coastal Louisiana indicate that this is a "crisis" and make specific recommendations on changes to current federal processes to streamline and improve the permitting process required for coastal restoration efforts.

Sponsors: Mr. Nuss, Ms. Schexnaydre, Mr. Authement, Mr. Raymond, Mr. Tastet, Ms. Benedetto, Mr. Hogan, Mr. Cochran, Mr. Lambert and Mr. St. Pierre Jr.

Attachments: [2011-0278 USGS Coastal Land Loss Map 1932-2010 PDF.pdf](#)
[2011-0278 Final Reso 5846 with Map](#)

APPOINTMENTS

[2011-0272](#) A resolution to appoint a member to the Industrial Development Board.

Attachments: [2011-0272 Final Reso 5854](#)

On Tuesday, September 6, 2011, Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Mr. Timothy J. Vial. Six (6) year term to begin October 1, 2011 and expire October 1, 2017.

Legislative History

10/17/05 Parish Council Enacted Legislation
*Mr. Timothy J. Vial appointed to the Industrial Development Board on October 17, 2005, per Resolution No. 5298
Term: October 1, 2005 - October 1, 2011*

[2011-0273](#) A resolution to appoint a member to the Industrial Development Board.

Attachments: [2011-0273 Final Reso 5855](#)

On Tuesday, September 6, 2011, Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Ms. Lorrie Toups. Six (6) year term to begin October 1, 2011 and expire October 1, 2017.

Legislative History

10/17/05 Parish Council Enacted Legislation
*Ms. Lorrie Toups appointed to the Industrial Development Board on October 17, 2005, per Resolution No. 5299
Term: October 1, 2005 - October 1, 2011*

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

ADJOURNMENT

COASTAL ZONE ADVISORY BOARD: Thursday, 8/25/11, 6:30PM, Council Chambers
HOUSING AUTHORITY: Tuesday, 8/30/11, 6PM, Council Chambers
HOSPITAL BOARD: Wednesday, 8/31/11, 9AM, Council Chambers
CIVIL SERVICE BOARD: Wednesday, 8/31/11, 6:30PM, Council Chambers

ANNOUNCEMENTS

Board of Review: Parish Council will be sitting as a Board of Review September 5 - September 19, 2011

*2011 Assessment Lists
Written or Oral Protests must be received by the Parish Council Office by September 13, 2011 - 4:00 pm*

PARISH HOLIDAY: Monday, 9/5/11 - Labor Day

Accommodations for Disabled

St. Charles Parish will upon request and with three (3) days advanced notice provide reasonable accommodation to any disabled individual wishing to attend the meeting. Anyone requiring reasonable accommodation is requested to contact the Office of the Council Secretary at (985) 783-5125 to discuss the particular accommodations needed.