

PETITION TO ADDRESS THE COUNCIL

St. Charles Parish Council Chairman
P. O. Box 302
Hahnville, LA 70057
(985) 783-5000

Today's Date: 5-2-2017

Dear Chairman:

Please place my name to address the Council on:

DATE: May 15, 2017

SPECIFIC TOPIC: Concrete crushing business behind Lebec
across from Highland Oaks Subdivision

(*See specific guidelines on the reverse side and refer to Parish Charter Article VII Sec. I)

DOCUMENTS, IF ANY: YES / NO

DOCUMENTS MUST BE ATTACHED AT THE TIME OF SUBMISSION

NAME: Suzanne O'Berry

COMPANY / ORGANIZATION: Highland Oaks Home Owners

MAILING ADDRESS: 203 W. Pin Oak Dr., St. Rose, 70087

PHONE: 504-281-8146 EMAIL ADDRESS: suzanneoberry@yahoo.com

SIGNATURE: Suzanne O'Berry

Dear Constituent:

Thank you for your active participation. Your views and comments will be considered by the Council in making our decisions. The Council has a considerable amount of business to conduct in a limited amount of time, therefore, please note the following items that are expected of you:

- The Home Rule Charter provides for citizens to address the Council. **All requests and pertinent information must be received in writing by the Council Secretary at least one (1) week prior to the scheduled meeting; request may be hand-delivered, mailed, emailed, or faxed to be received by 4:00 pm. It makes no provision for initiating debate, discussion, or question and answer sessions with Councilmembers or Administration Officials.** Your right is also guaranteed to examine public documents as you prepare your presentation. Should you have any questions for Councilmembers and/or Department Heads as you prepare, please forward such inquiries to the Council Office to insure a timely response. Should you wish to speak to any Official or Department personally; a complete list of contact information will be furnished at your request.
- Please be brief and limit your comments to the specific subject matter on which you have requested to address the Council. Please reference the Council guidelines for time limit specifications.
- Please forward supporting documents to the Council Secretary for distribution to the Parish Council **BEFORE** your scheduled appearance in order for the Council to prepare themselves, if necessary.
- Upon completion of your allotted time to address the Council, please respect the time given to Councilmembers to respond to your comments by not interrupting or interjecting remarks.
- Slanderous remarks and comments will not be tolerated. If slanderous remarks or comments are made, your opportunity to address the Council will end, regardless of the remaining time left to address the Council.
- Repetitious comments and subject matter will be strictly limited.

A confirmation letter will follow when your name is placed on the agenda.

Sincerely,

Terrell D. Wilson

TERRELL D. WILSON
COUNCIL CHAIRMAN

(OVER)

TO: St. Charles Parish Council Chairman
~~Via Fax 985-783-2067~~

FROM: William/Suzanne O'Berry
203 W. Pin Oak Drive
Saint Rose, LA 70087
Home: 504-737-3663, Cell 504-881-8146
Email: Suzanneoberry@yahoo.com

Re: Petition to address the Council at the May 15, 2017 Council Meeting.
Reason: Concrete crushing behind the levee across from Highland Oaks Subdivision.

Number of pages, including this cover sheet = 10.

I have enclosed the necessary form, filled out to address the Council. I have also included documentation of the dangers and health hazards of crushed concrete dust, which we are dealing with daily. I also included an email that I send to our Councilwoman and State Representative regarding this matter. Please note that my husband and I also have video documentation as well.

Thank you so much for your consideration in this matter. It is a dire situation that and needs to be addressed by our Parish leaders ASAP, before Highland Oaks Subdivision, as well as Fairfield Oaks subdivision, turn into another Flint, Michigan.

Thank you, and I look forward to hearing from you at your earliest convenience.

Suzanne O'Berry

Subject: Fw: Concrete crushing behind the levee across from Highland Oaks Subdivision
From: Suzanne OBerry (suzanneoberry@yahoo.com)
To: mbellock@stcharlesgov.net; joestagni@cox.net;
Date: Tuesday, May 2, 2017 6:28 PM

Dear Councilwoman Bellock & State Representative Joe Stagni:

I am forwarding the original message I sent to the Code Enforcement Complaint Department in March of 2016 regarding the concrete crushing operation going on behind the levee directly across from Highland Oaks Subdivision, of which I have NEVER had a response in over a year. Attached should be a letter I sent to our Home Owner's Association President at the time as well as a PDF file explaining the dangers of crushed concrete. This concrete dust is flowing like a sandstorm over the levee straight into Highland Oaks. It is on everything, our pets, our homes, our cars, our plants, our outdoor furniture, our shoes and thus tracking into our homes — and it is extremely TOXIC. This is very, very, very dangerous material and is an extreme health hazard. I have all of the documentation if for some reason you are unable to open the files. I have had to cancel a birthday party and a baby shower that was to take place at my home (that is only 4 years old) due to this unhealthy operation that continuously goes on behind the levee at the end of our street (W Pin Oak). They are back they from dawn until dusk, 7 days a week. My husband and I pressure washed our entire patio and house on Tuesday, 4/25, and less than 12 hours later I had at least 1/8 inch of concrete dust covering my patio furniture, my patio, my house, everything I own.

This past year our taxes for St. Charles Parish went up. We pay yearly to have a Home Owner's Association to ensure that our brand new neighborhood stays upscale and aesthetically pleasing. I am so very frustrated with this operation, I am ready to call Fox 8 News, Lee Zurich, and have him look into stopping this dangerous situation. I am also sending this to the Parish President, Mr. Larry Cochran. I plan on contacting the DEQ as well. I certainly hope something can be done about this. It is destroying everything we own and bringing down our property value. I love St. Charles Parish, but I WILL NOT live somewhere that poses a threat to my health and is destroying everything that I own. We built this house intending to retire here, as we are 62 and 64 years old. This is entire unacceptable and must be stopped. I plan on attending the Council Meeting on Monday 5/15 and bringing this issue up. I will fill out the necessary form on the government website, but I certainly hope someone contacts me and expresses the same concern as me.

Please feel free to contact me at your earliest convenience.

Suzanne O'Berry
203 W Pin Oak Dr
Saint Rose, LA 70087
home 504-737-3663
cell 504-881-8146

On Thursday, March 10, 2016 2:19 PM, "webmaster@stcharlesgov.net" <webmaster@stcharlesgov.net> wrote:

A new entry to a form/survey has been submitted.

Form Name: Report a Planning and Zoning Issue: Code Complaints, etc.
Date & Time: March 10, 2016 2:19 p.m.
Response #: 91
Submitter ID: 5676
IP address: 68.11.103.144
Time to complete: 15 min. , 16 sec.

Survey Details

Page 1

Use this form to report planning and zoning concerns, such as code violations and non-permitted land uses. The Planning and Zoning Department through the Code Enforcement Section is tasked with enforcing many of the provisions of the St. Charles Parish Code of Ordinances of 1981, as amended.

Your Information

First Name Suzanne
Last Name O'Berry
Email Address suzanneoberry@yahoo.com
Phone Number (504) 881-8146

Choose the Option that Best Describes Your Issue

(o) Other

Problem Location Information

Street Address (Including town) 203 W Pin Oak Dr, St. Rose, LA

Comments

I would like to report the concrete crushing business that is going on behind the levee at the intersection of W Pin Oak Dr and River Rd in St. Rose, LA. This type of business should not be operating near a residential area, due to the health risks and hazards that are associated with concrete dust and its contents. This operation goes on from dawn until dusk 7 days a week, with the dust flowing in abundance over the levee and right down into our neighborhood. This prevents the residents of Highland Oaks subdivision, and I am sure Fairfield Oaks, from enjoying ANY type of outdoor activity without having to deal with the noise, dirt, concrete dust, etc, This is impacting the quality of life and health of the residents of Highland Oaks subdivision and the surrounding subdivisions. There is constant beating, banging, pounding and crushing with huge equipment directly behind the levee. I am not sure what this is doing to the stability of the levee either. It is a noise nuisance, as well as a health nuisance. I would like to see if there is any way to permanently stop this business from operating in their current location and have them moved to an area that is unpopulated. Please see my attached research on the health risks and dangers of concrete dust, as well as my letter to my HOA President regarding this matter.

Thank you in advance,

Suzanne O'Berry
203 W Pin Oak Dr
St. Rose, LA 70087
Home 504-737-3663
Cell 504-881-8146

Attach photos HOA Letter of complaint.doc
Attach photos Concrete dust.pdf
Attach photos

How do you prefer we contact you?

☒ Phone
☒ Email

Thank you,
St. Charles Parish, LA

This is an automated message generated by the Vision Content Management System™. Please do not reply directly to this email.

Material Safety Data Sheet

Section 1: PRODUCT AND COMPANY INFORMATION

Product Name(s): Lafarge Crushed Concrete

Product Identifiers: Crushed Concrete, Recycled Concrete, Crushed Concrete Base Course, Recycled Concrete Base Course, Reclaimed Concrete Material (RCM), Recycled Concrete Pavement (RCP).

Manufacturer: Lafarge North America Inc.
12018 Sunrise Valley Drive, Suite 500
Reston, VA 20191

Information Telephone Number: 703-480-3600 (9am to 5pm EST)

Emergency Telephone Number: 1-800-451-8346 (3E Hotline)

Product Use: Crushed concrete is used as an aggregate in concrete or asphalt bases, concrete or asphalt mixes, flowable fill, as bulk fill material and other construction applications.

Note: This MSDS covers many concrete products. Individual composition of hazardous constituents will vary between types of crushed concrete.

Section 2: COMPOSITION/INFORMATION ON INGREDIENTS





Component	Percent (By Weight)	CAS Number	OSHA PEL -TWA (mg/m ³)	ACGIH TLV-TWA (mg/m ³)	LD ₅₀ (mouse, oral)	LC ₅₀
Crystalline Silica	0-90	14808-60-7	[(10) / (%SiO ₂ +2)] (R); [(30) / (%SiO ₂ +2)] (T)	0.025 (R)	NA	NA
Calcium Hydroxide	15-25	1305-62-0	15 (T); 5 (R)	5 (T)	7300 mg/kg	NA
Portland Cement*	0-10	65997-15-1	15 (T); 5 (R)	1 (R)	NA	NA
Particulate Not Otherwise Regulated	-	NA	15 (T); 5 (R)	10 (T); 3 (R)	NA	NA

Note: Exposure limits for components noted with an * contain no asbestos and <1% crystalline silica

Concrete is a mixture of gravel or rock, sand, Portland cement and water. It may also contain fly ash, slag, silica fume, calcined clay, fibers (metallic or organic) and color pigment. Properties and composition of crushed concrete can vary depending on the original properties and composition of the recovered concrete.

Concrete contains cement which is made from materials mined from the earth and is processed using energy provided by fuels. Trace amounts of chemicals may be detected during chemical analysis. For example, cement may contain trace amounts of calcium oxide (also known as free lime or quick lime), free magnesium oxide, potassium and sodium sulfate compounds, chromium compounds, nickel compounds, and other trace compounds.

Section 3: HAZARD IDENTIFICATION

	WARNING	 Respiratory Protection  Gloves  Eye Protection
	<p>Toxic - Harmful by inhalation. (Contains crystalline silica)</p> <p>Use proper engineering controls, work practices, and personal protective equipment to prevent exposure to wet or dry product.</p> <p>Read MSDS for details.</p>	

Section 3: HAZARD IDENTIFICATION (continued)

Emergency Overview:	Crushed concrete varies in size, shape and color, depending on final use. They are not combustible or explosive. A single, short-term exposure to concrete dust presents little or no hazard.
Potential Health Effects:	
Eye Contact:	Airborne dust may cause immediate or delayed irritation or inflammation. Eye contact with large amounts of concrete dust can cause moderate eye irritation and abrasion. Eye exposures require immediate first aid and medical attention to prevent significant damage to the eye.
Skin Contact:	Concrete dust may cause dry skin, discomfort, irritation and dermatitis.
<u>Dermatitis:</u>	Concrete dust, in association with sweat and friction, can lead to skin irritation and dermatitis. Skin affected by dermatitis may include symptoms such as, redness, itching, rash, scaling, and cracking. Irritant dermatitis is caused by the physical properties of concrete dust such as abrasion.
Inhalation (acute):	Breathing dust may cause nose, throat or lung irritation, including choking, depending on the degree of exposure.
Inhalation (chronic):	Risk of injury depends on duration and level of exposure.
<u>Silicosis:</u>	This product contains crystalline silica. Prolonged or repeated inhalation of respirable crystalline silica from this product can cause silicosis, a seriously disabling and fatal lung disease. See Note to Physicians in Section 4 for further information.
<u>Carcinogenicity:</u>	Concrete is not listed as a carcinogen by IARC or NTP; however, concrete contains trace amounts of crystalline silica which is classified by IARC and NTP as known human carcinogens.
<u>Autoimmune Disease:</u>	Some studies show that exposure to respirable crystalline silica (without silicosis) or that the disease silicosis may be associated with the increased incidence of several autoimmune disorders such as scleroderma (thickening of the skin), systemic lupus erythematosus, rheumatoid arthritis and diseases affecting the kidneys.
<u>Tuberculosis:</u>	Silicosis increases the risk of tuberculosis.
<u>Renal Disease:</u>	Some studies show an increased incidence of chronic kidney disease and end-stage renal disease in workers exposed to respirable crystalline silica.
Ingestion:	Do not ingest concrete. Although ingestion of small quantities of concrete is not known to be harmful, large quantities can cause distress to the digestive tract.
Medical Conditions Aggravated by Exposure:	Individuals with lung disease (e.g. bronchitis, emphysema, COPD, pulmonary disease) can be aggravated by exposure.

Section 4: FIRST AID MEASURES

Eye Contact:	Rinse eyes thoroughly with water for at least 15 minutes, including under lids, to remove all particles. Seek medical attention for abrasions and burns.
Skin Contact:	Wash with cool water and a pH neutral soap or a mild skin detergent. Seek medical attention for rash, irritation, dermatitis.
Inhalation:	Move person to fresh air. Seek medical attention for discomfort or if coughing or other symptoms do not subside.
Ingestion:	Do not induce vomiting. If conscious, have person drink plenty of water. Seek medical attention or contact poison control center immediately.
Note to Physician:	The three types of silicosis include:

- Simple chronic silicosis – which results from long-term exposure (more than 20 years) to low amounts of respirable crystalline silica. Nodules of chronic inflammation and scarring provoked by the respirable crystalline silica form in the lungs and chest lymph nodes. This disease may feature breathlessness and may resemble chronic obstructive pulmonary disease (COPD).
- Accelerated silicosis – occurs after exposure to larger amounts of respirable crystalline silica over a shorter period of time (5-15 years). Inflammation, scarring, and symptoms progress faster in accelerated silicosis than in simple silicosis.
- Acute silicosis – results from short-term exposure to very large amounts of respirable crystalline silica. The lungs become very inflamed and may fill with fluid, causing severe shortness of breath and low blood oxygen levels.

Progressive massive fibrosis may occur in simple or accelerated silicosis, but is more common in the accelerated form. Progressive massive fibrosis results from severe scarring and leads to the destruction of normal lung structures.

Section 5: FIREFIGHTING MEASURES

Flashpoint & Method:	Non-combustible	Firefighting Equipment:	Crushed concrete does not pose a fire-related hazard.
General Hazard:	Avoid breathing dust.		A SCBA is recommended to limit exposures to combustion products when fighting any fire.
Extinguishing Media:	Use extinguishing media appropriate for surrounding fire.	Combustion Products:	None.

Section 6: ACCIDENTAL RELEASE MEASURES

General:	Place spilled material into a container. Avoid actions that cause the concrete dust to become airborne. Avoid inhalation of concrete dust. Wear appropriate protective equipment as described in Section 8.
Waste Disposal Method:	Dispose of crushed concrete according to Federal, State, Provincial and Local regulations.

Section 7: HANDLING AND STORAGE

General:	<p>Ensure adequate load-bearing capacity of ground, floors or platforms when storing crushed concrete. Crushed concrete is heavy and pose risks such as sprains and strains to the back, arms, shoulders and legs during lifting. Handle with care and use appropriate control measures.</p> <p>Engulfment hazard. To prevent burial or suffocation, do not enter a confined space, such as a silo, bin, bulk truck, or other storage container or vessel that stores or contains crushed concrete. Dust can buildup or adhere to the walls of a confined space. The dust can release, collapse or fall unexpectedly.</p> <p>Do not stand on stockpiles of crushed concrete, they may be unstable. Use engineering controls (e.g. wetting stockpiles) to prevent windblown dust from stockpiles, which may cause the hazards described in Section 3.</p>		
Usage:	<p>Cutting, crushing or grinding hardened cement, concrete or other crystalline silica-bearing materials will release respirable crystalline silica. Use all appropriate measures of dust control or suppression, and Personal Protective Equipment (PPE) described in Section 8 below.</p>		
Housekeeping:	<p>Avoid actions that cause the concrete dust to become airborne during clean-up such as dry sweeping or using compressed air. Use HEPA vacuum or thoroughly wet with water to clean-up dust. Use PPE described in Section 8 below.</p>		
Storage Temperature:	Unlimited.	Storage Pressure:	Unlimited.
Clothing:	<p>Promptly remove and launder clothing that is dusty. Thoroughly wash skin after exposure to dust.</p>		

Section 8: EXPOSURE CONTROLS AND PERSONAL PROTECTION

Engineering Controls:	Use local exhaust or general dilution ventilation or other suppression methods to maintain dust levels below exposure limits.
Personal Protective Equipment (PPE):	
Respiratory Protection:	Under ordinary conditions no respiratory protection is required. Wear a NIOSH approved respirator that is properly fitted and is in good condition when exposed to dust above exposure limits.
Eye Protection:	Wear ANSI approved glasses or safety goggles when handling crushed concrete and when involved with activities that generate dust, to prevent contact with eyes. Wearing contact lenses when using crushed concrete, under dusty conditions, is not recommended.
Skin Protection:	Wear gloves when handling crushed concrete. Remove clothing and protective equipment that becomes dusty and launder before reusing.
Foot Protection:	Wear ANSI approved hard-toed safety boots when handling crushed concrete.

Section 9: PHYSICAL AND CHEMICAL PROPERTIES

Physical State:	Solid.	Evaporation Rate:	NA.
Appearance:	Various colors and shapes.	pH (in water):	7
Odor:	None.	Boiling Point:	None, solid.
Vapor Pressure:	NA.	Freezing Point:	None, solid.
Vapor Density:	NA.	Viscosity:	None, solid.
Specific Gravity:	2.5	Solubility in Water:	Not Soluble.

Section 10: STABILITY AND REACTIVITY

Stability: Stable.

Incompatibility: None known.

Hazardous Polymerization: None.

Hazardous Decomposition: None.

Section 11 and 12: TOXICOLOGICAL AND ECOLOGICAL INFORMATION

For questions regarding toxicological and ecological information refer to contact information in Section 1.

Section 13: DISPOSAL CONSIDERATIONS

Dispose of waste and containers in compliance with applicable Federal, State, Provincial and Local regulations.

Section 14: TRANSPORT INFORMATION

This product is not classified as a Hazardous Material under U.S. DOT or Canadian TDG regulations.

Section 15: REGULATORY INFORMATION

OSHA/MSHA Hazard Communication: This product is considered by OSHA/MSHA to be a hazardous chemical and should be included in the employer's hazard communication program.

CERCLA/SUPERFUND: This product is not listed as a CERCLA hazardous substance.

EPCRA SARA Title III: This product has been reviewed according to the EPA Hazard Categories promulgated under Sections 311 and 312 of the Superfund Amendment and Reauthorization Act of 1986 and is considered a hazardous chemical and a delayed health hazard.

EPRCA SARA Section 313: This product contains none of the substances subject to the reporting requirements of Section 313 of Title III of the Superfund Amendments and Reauthorization Act of 1986 and 40 CFR Part 372.

RCRA: If discarded in its purchased form, this product would not be a hazardous waste either by listing or characteristic. However, under RCRA, it is the responsibility of the product user to determine at the time of disposal, whether a material containing the product or derived from the product should be classified as a hazardous waste.

TSCA: Concrete and crystalline silica are exempt from reporting under the inventory update rule.

California Proposition 65: Crystalline silica (airborne particulates of respirable size) is a substance known by the State of California to cause cancer.

WHMIS/DSL: Products containing crystalline silica is classified as D2A, E and is subject to WHMIS requirements.



Section 16: OTHER INFORMATION

Abbreviations:

>	Greater than	NA	Not Applicable
ACGIH	American Conference of Governmental Industrial Hygienists	NFPA	National Fire Protection Association
CAS No	Chemical Abstract Service number	NIOSH	National Institute for Occupational Safety and Health
CERCLA	Comprehensive Environmental Response, Compensation and Liability Act	NTP	National Toxicology Program
CFR	Code for Federal Regulations	OSHA	Occupational Safety and Health Administration
CL	Ceiling Limit	PEL	Permissible Exposure Limit
DOT	U.S. Department of Transportation	pH	Negative log of hydrogen ion
EST	Eastern Standard Time	PPE	Personal Protective Equipment
HEPA	High-Efficiency Particulate Air	R	Respirable Particulate
HMIS	Hazardous Materials Identification System	RCRA	Resource Conservation and Recovery Act
IARC	International Agency for Research on Cancer	SARA	Superfund Amendments and Reauthorization Act
LC ₅₀	Lethal Concentration	T	Total Particulate
LD ₅₀	Lethal Dose	TDG	Transportation of Dangerous Goods
mg/m ³	Milligrams per cubic meter	TLV	Threshold Limit Value
MSHA	Mine Safety and Health Administration	TWA	Time Weighted Average (8 hour)
		WHMIS	Workplace Hazardous Materials Information System

This MSDS (Sections 1-16) was revised on March 1, 2011.

An electronic version of this MSDS is available at: www.lafarge-na.com under the Sustainability section.

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