



ST. CHARLES PARISH

PAUL J. HOGAN, PE
COUNCILMAN, DISTRICT IV

MEMORANDUM

DATE: MAY 9, 2012

TO: MR. LEON C. VIAL, III
LEGAL SERVICES DIRECTOR

FROM: PAUL J. HOGAN, PE
COUNCILMAN, DISTRICT IV *Paul J. Hogan*

RE: PLANNING COMMISSIONERS - RECUSAL FROM PARTICIPATION

At the last few Planning Commission Meetings, several Commissioners have recused themselves from participating in making recommendations to changes in the Parish Code. One Commissioner indicated that his employer owns the same land type as a proposed Code change is related to (see the attached file number PZO-2012-01 to which he recused himself from participation). Another Commissioner recused himself due to his ownership of the same property type as the proposed ordinance pertained to (see the attached file number PZO-2012-03 to which he recused himself from participation). I am of the opinion that these recusals by these Commissioners are not warranted.

The Council Secretary received the attached letter dated December 8, 2009, which partially addresses participation in these types of situations. Upon reading the attached letter, it infers that participation is allowed, provided that the item being considered pertains to an entire class or group of persons and not an individual person or group to which they are directly tied.

Office
St. Charles Parish
P.O. Box 302
Hahnville, LA 70057
(985) 783-5000
Fax: (985) 783-2067
<http://www.stcharlesparish-la.gov>

Residence
222 Down The Bayou Road
P.O. Box 250
Des Allemands, LA 70030
Phone: (985) 306-0085
Fax: (985) 306-0285
Cell: (504) 615-4862
E-mail: phogan@st-charles.la.us
E-mail: phogan@stcharlesgov.net