

# LEGALS

## ST. CHARLES PARISH PUBLIC NOTICES



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### PUBLIC NOTICE

#### PLANNING & ZONING COMMISSION

THE ST. CHARLES PARISH PLANNING & ZONING COMMISSION WILL MEET ON NOVEMBER 3, 2015 AT 7:00 P.M., IN THE COUNCIL CHAMBER OF THE HAHNVILLE COURTHOUSE TO HEAR THE FOLLOWING CASES:

**TABLED CASE: PZR-2015-20** requested by **Ashley Plaisance** for a change in zoning classification from R-1A to OL at Lots 1-1 and 1-2 of a Partition of the Heirs of Anatole Pirloux, 309 St. Mark Ave., Ama, Council District 2.

**PUBLIC HEARING: PZHO-2015-11** requested by **Jason W. Barrette** for a home occupation **J & J Investigations, LLC** at 250 Nola St., Luling, Zoning District R-1A, Council District 2.

**PZR-2015-16** requested by **Jack G. Hoover** for a change in zoning classification from C-3 TO M-1 at 13840 Old Spanish Trail, Roubidoux, Council District 4.

**PZR-2015-25** requested by **Larry Orgeron** for a change in zoning classification from C-2/R-1A to C-2 at 12531 Hwy. 90, (Lot 1-B, Block B, River Oaks Subd., Luling, Council District 7.

**PZR-2015-26** requested by **Trevine Lewis** for a change in zoning classification from R-1A to R-1A(M) at 309 W. Lawson St., (Lot 11, Square, 16, New Sarpy Subd., New Sarpy, Council District 6.

**PZS-2015-38** requested by **Jack Call, III** resubdivision of two portions of Parcel E-1, Lots 1, 2, 3, 4, 5, 6, a portion of Lot 7, a portion of Lot 8 of Parcel G-1 of a subdivision of a portion of Tract No. 1 of Ormond Plantation Subdivision into lots herein designated as Lots 1-H, 2-H, 3-H, 4-H, 1-G, 2-G, 3-G & 4-G of a subdivision of a portion of Tract No. 1 of the Ormond Plantation Subdivision, **Destrehan**, Zoning District R-3, Council District 3.

**PZO 2015-06** requested by **V. J. St. Pierre, Jr.** to amend the St. Charles Parish Code of Ordinances, Section VI, Zoning District Criteria and Regulations, by adding Section K, Paul Maillard Road Overlay Zone.

**PZO 2015-07** requested by **V. J. St. Pierre, Jr.** to amend the St. Charles Parish Code of Ordinances, Section I, Definitions, to correct a typographical error and eliminate a conflicting diagram.

**PZO 2015-08** requested by **V. J. St. Pierre, Jr.** to amend the St. Charles Parish Code of Ordinances, Section VIII, A.5.c, Off-street parking in general; handicap parking area, and Section VIII.B., Commercial/Industrial Parking Standards, to correct typographical errors.

**PZO 2015-09** requested by **V. J. St. Pierre, Jr.** to amend the St. Charles Parish Code of Ordinances, Section VIII, C., Off-Street Loading Facilities, to clarify applicability of the standards.

**PZO 2015-10** requested by **V. J. St. Pierre, Jr.** to amend the St. Charles Parish Code of Ordinances, Section VIII, E., Applicability, to correct a typographical error.

**PZO 2015-11** requested by **V. J. St. Pierre, Jr.** to amend the St. Charles Parish Code of Ordinances, Section XIV., Amendments, to correct typographical errors and also to delete a conflicting provision at Item C. 1, Applications for rezoning.

**PUBLISH 10/22, 10/29, 11/5**

### PUBLIC NOTICE

#### SECTION 00010

#### ADVERTISEMENT FOR BIDS

The Parish of St. Charles, hereby advertises bids for construction of **Sunset Pump Station Improvements, Parish Project No. P130601** as follows:

Owner: **St. Charles Parish**

Project Title: **Sunset Pump Station Improvements**

Project No.: **P130601**

Principal Work Location: The Contract Work will be located generally in Bayou Gauche on the West Bank of St. Charles Parish, at the Sunset Pump Station located at coordinates 29° 47' 18.88" N and 90° 25' 45.72" W

Description of Basic Work: The Contract Work generally comprises furnishing and installing two (2)-30" fresh water hydraulic pumps, drive units, and fuel tank on platforms in the intake of the Sunset Drainage Pumping Station, with associated piping. The drive unit platform will be an elevated structure with structural steel on a concrete slab. The pump discharge will be under an existing roadway, over an existing levee, and over the discharge basin wall of the Sunset Pump Station. Other associated work involves excavation and backfill, hydro-seeding, installing riprap, and removing an existing damaged timber bulkhead.

Bids: Separate sealed Bids will be received by the ST. CHARLES PARISH COUNCIL RECORDS OFFICE, Parish of St. Charles, 15045 River Road, Courthouse 2<sup>nd</sup> Floor, Hahnville, Louisiana, 70057, either by registered or certified mail with return receipt requested, or hand delivered, or electronically submitted at [www.centralbidding.com](http://www.centralbidding.com), no later than **10:00 a.m. local time on Monday, November 16, 2015**. Promptly thereafter, the bids will be publicly opened and read aloud in the Council Chambers of the St. Charles Parish Court House. The Owner reserves the right to reject any and all Bids in accordance with the Public Bid Law, and to disregard all nonconforming, nonresponsive, unbalanced or conditional Bids.

Bidding Documents: The Bidding Documents (Contract Documents, Specifications and Drawings) are available to Contractors who are properly licensed in Louisiana or to bona fide suppliers of materials and equipment for purchase and/or review at the office of the Engineer for the contract: Evans-Graves Engineers, Inc., One Galleria Boulevard, Suite 1520, Metairie, LA 70001, Phone (504) 836-8190, Fax (504) 836-8199, Attn.: P. Stephen Lundgren, Jr., P.E.

A payment of \$ 50.00 in cash or check payable to the Engineer will be required for each complete set of the Bidding Documents. This payment is refundable as provided in the L.A.R.S.38.221(2)(d).

Pre-Bid Conference: A Pre-Bid Conference to discuss the scope of the project and the requirements of the Bidding and Contract Documents will be held on **Tuesday, November 3, 2015 at 10:00 a.m.** at the St. Charles Parish Department of Public Works and Wastewater, **100 River Oaks Dr., Destrehan, Louisiana**. Attendance of the Pre-Bid Conference is **Non-Mandatory**.

Each bidder must deposit with his/her bid, security in the amount equal to five percent (5%) of the total bid in the form of a certified check, cashier's check or bid bond. If the bid is submitted electronically and a certified or cashier's check is used for bid bond, then the actual check shall be delivered to the St. Charles Parish Council Office, St. Charles Parish Courthouse 2<sup>nd</sup> Floor, 15045 River Road, Hahnville, Louisiana, 70057. Electronic bids shall contain all the same documents that are required in a physically delivered bid.

The outside of the bid envelope must contain the submitting firm's name, Louisiana Contractors License Number, the Project Number, and the Project Title.

St. Charles Parish is an Equal Opportunity Employer. We encourage all small and minority-owned firms and women's business enterprises to participate in this solicitation.

Any person with disabilities requiring special accommodations must contact the St. Charles Parish Council Office at 985-783-5000 no later than seven (7) days prior to bid opening.

St. Charles Parish Council  
V. J. St. Pierre, Jr., Parish President

Advertisement Source and Dates:

St. Charles Herald Guide  
St. Charles Parish Website  
Central Auction House  
The Daily Journal of Commerce  
Times Picayune  
The Advocate  
McGraw-Hill Dodge of Hot Springs  
ISOFT

Thursday, October 22, 2015  
Thursday, October 29, 2015  
Thursday, November 12, 2015

### PUBLIC NOTICE

Public Notice

The St. Charles Parish Assessment District will conduct a public meeting, at which time a public hearing will be held, at 10:00 a.m. on Tuesday, November 10, 2015 at the Assessor's Office, St. Charles Parish Courthouse, 15045 River Road, Hahnville, LA to consider amending the 2015 Budget and adopting the 2016 Budget. The proposed 2015 amended budget and the proposed 2016 Budget are available for public inspection at the Assessor's Office.

Tab Troxler, Assessor  
St. Charles Parish

Publish: St. Charles Herald Guide, October 29, 2015

### PUBLIC NOTICE

#### ORDINANCE TO BE INTRODUCED FOR PUBLICATION & PUBLIC HEARING ON TUESDAY, OCTOBER 27, 2015, 8:00 AM; THURSDAY, OCTOBER 29, 2015, 6:00 PM; AND TUESDAY, NOVEMBER 3, 2015, 6:00 PM, COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE:

**2015-0197** (10/5/15, St. Pierre, G. Dussop)

An ordinance to approve and adopt the appropriation of Funds for the St. Charles Parish Consolidated Operating and Capital Budget for Fiscal Year 2016.

#### ORDINANCES & RESOLUTIONS TO BE INTRODUCED FOR PUBLICATION & PUBLIC HEARING ON MONDAY, NOVEMBER 2, 2015, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE:

**2015-0378** (10/19/15, Hogan)

An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 24 Noise, Section 24-4. Maximum permissible sound limits. (Table 1), and Section 24-6. Prohibitions.

**2015-0374** (10/19/15, St. Pierre, S. Scholle)

An ordinance authorizing St. Charles Parish to enter into an 'Assignment of Flood Closure Structure Operation and Maintenance, WBV-75' with the Coastal Protection and Restoration Authority for the 'West Bank and Vicinity, New Orleans, Louisiana Hurricane Project, WBV-75, Western Tie-In BNSF Railroad Crossing, St. Charles Parish, Louisiana'.

**2015-0375** (10/19/15, St. Pierre, S. Scholle)

An ordinance authorizing St. Charles Parish to enter into an 'Assignment of Contract Covering Flood Gates and Levee Near Ama, St. Charles Parish, Louisiana, WBV-77' with the Coastal Protection and Restoration Authority for the 'WBV-77 (Western Tie-In) West Bank and Vicinity, Louisiana Project'.

**2015-0380** (10/19/15, St. Pierre, L. Vial)

An ordinance to declaring the intent of St. Charles Parish to acquire full ownership in Lot 7, Square 13, New Sarpy Subdivision, pursuant to LSA-R.S. 47:2236, which has been adjudicated to St. Charles Parish in the name of the Louise Delevan wife of Vernon Jones for the non-payment of property taxes and to provide for related matters.

**2015-0384** (10/19/15, St. Pierre, M. Albert)

An ordinance to approve and authorize the execution of an Easement, Servitude, and Right-of-Way Agreement with Burgess Properties, LLC for construction of the LaBranche Salinity Control Structure.

**2015-0385** (10/19/15, St. Pierre, M. Albert)

An ordinance to approve and authorize the execution of an Easement, Servitude, and Right-of-Way Agreement with Burgess St. Charles Land, LLC for construction of the LaBranche Salinity Control Structure.

**2015-0386** (10/19/15, St. Pierre, M. Albert)

An ordinance to approve and authorize the execution of an Easement, Servitude, and Right-of-Way Agreement with George Burgess, Jr., Trust #2 for construction of the LaBranche Salinity Control Structure.

**2015-0387** (10/19/15, St. Pierre, M. Albert)

An ordinance to approve and authorize the execution of an Easement, Servitude, and Right-of-Way Agreement with George Burgess, Jr., Trust #4 for construction of the LaBranche Salinity Control Structure.

**2015-0388** (10/19/15, St. Pierre, M. Albert)

An ordinance to approve and authorize the execution of an Easement, Servitude, and Right-of-Way Agreement with J. Edgar Monroe Foundation for construction of the LaBranche Salinity Control Structure.

**2015-0389** (10/19/15, St. Pierre, M. Albert)

An ordinance to approve and authorize the execution of an Easement, Servitude, and Right-of-Way Agreement with St. Charles Land Company, II, LLC for construction of the LaBranche Salinity Control Structure.

**2015-0390** (10/19/15, St. Pierre, S. Scholle)

An ordinance approving and authorizing the execution of Change Order No. 3 (Final) for Parish Project No. P020903, West Bank Multi-Use Path Phase III, State Project No. H.007552, Federal Aid Project No. 4510(500) to correct dollar amounts in the amount of \$202.05.

**2015-0391** (10/19/15, St. Pierre, M. Albert)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification of a 130,680 square feet portion of Section 43 in T12S/R21E (North of Willowdale Subdivision) from R1-A to O-L as shown on a plat by Danny Hebert, dated June 12, 2015, as requested by Houston Energy.

**2015-0392** (10/19/15, St. Pierre, M. Albert)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification from C-2 to R-3 at Lot Z1-A in front of Ormond Meadows Subdivision, located at 14194 River Road, Destrehan, as requested by Airlanzo Wells.

**2015-0393** (10/19/15, St. Pierre, M. Albert)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification from R-1AM to C-2 on a portion of Lot 1-A, Square 1 of Crespo Subdivision at 11760 River Road, St Rose as requested by DVL Properties, LLC.

**2015-0394** (10/19/15, Hogan)

An ordinance of the Parish of St. Charles, providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Appendix A, the St. Charles Parish Zoning Ordinance of 1981, Section VI. Zoning district criteria and regulations., D., [I].

1. c. Special Permit Uses in the M-1 Zoning District, by adding (10) to allow cemeteries as a Special Permit Use and shall require a supporting resolution of the Council.

**2015-0396** (10/19/15, St. Pierre, M. Albert)

An ordinance to approve a resubdivision of the T.C. Dufrene Estate & Lot 21-A-3 into lots herein designated as Lot 21-A-4, Lot 21-A-5 and Lot 1-TCDE of the T.C. Dufrene Estate situated in Section 11, T14S R20E, Boutte, St. Charles Parish, La. Zoning District OL. Council District 4, as requested by Jody Fahrig.

**2015-0397** (10/19/15, St. Pierre, M. Albert)

An ordinance to approve a resubdivision of Lot 25, Good Hope Subdivision, Annex C, into Lots 25A & 25B, Good Hope Subdivision, Annex C, situated in Section 6, T12S R8E, St. Charles Parish, La. Zoning District C-2 & R-1A. Council District 6, as requested by Romeo J. Dufresne.

**2015-0398** (10/19/15, Fisher-Perrier)

An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Section 15-5, Motor Vehicles and Traffic, of said Code, to provide for the installation of "NO PARKING ON GRASS" signs in the cul de sac on Monsanto Avenue, closest to St. Maria Street in Luling.

**2015-0399** (10/19/15, St. Pierre, G. Dussop)

An ordinance to amend the 2015 Consolidated Operating and Capital Budget to add Grant Revenues in the amount of \$235,000 and associated expenses - Improvements Other Than Buildings, for the new Generator for the Planning and Zoning Department.

**2015-0400** (10/19/15, St. Pierre, S. Scholle)

An ordinance to approve and authorize the Parish President to execute a perpetual Right-of-Way and Servitude Agreement on behalf of the Gravity Drainage District # 2 of St. Charles Parish as Grantor, in favor of Maurepas Pipeline, LLC as Grantee, across five (5) separate tracts of land in Sections 6 and 21, Township 12 South, Range 8 East.

**2015-0401** (10/19/15, St. Pierre, S. Scholle)

An ordinance to approve and authorize the Parish President to execute a perpetual Right-of-Way and Servitude Agreement on behalf of St. Charles Parish Sewerage District No. 1 as Grantor, in favor of Maurepas Pipeline, LLC as Grantee, across one (1) tract of land in Section 21, Township 12 South, Range 8 East.

**2015-0395** (10/19/15, St. Pierre, M. Albert)

An ordinance to revoke and abandon a 60-foot by 124.94 foot right-of-way for an undeveloped, unnamed street located between Lot 307, Fashion Plantation Estates, Phase II (700 S. Fashion Blvd) and Lot 308, Fashion Plantation Estates, Phase II (702 S. Fashion Blvd) in favor of the abutting property owners.

**PUBLISH: October 22, 29, 2015**

### PUBLIC NOTICE

#### ADVERTISEMENT FOR BIDS

Sealed bids are requested by St. Charles Council On Aging, Inc. from qualified contractors for the construction of:

**Luling Center Interior Renovations**  
St. Charles Council On Aging  
145 Angus Street, Luling, LA  
Campo Designs Project No. CD 2304

Bids will be received at the St. Charles Council On Aging, Inc., 626 Pine Street, Hahnville, LA 70057 either by registered or certified mail with return receipt requested or hand delivered or electronically at [www.centralbidding.com](http://www.centralbidding.com) no later than **9:30 a.m., Local Time Tuesday, December 1, 2015** at which time bids will be publicly opened and read aloud in the main conference room, St. Charles Council On Aging, 626 Pine Street, Hahnville, Louisiana.

Complete Bidding Documents which include the Contract Documents may be obtained from the Architect, Campo Designs - Architects, 105 Ducayet Drive, Destrehan, LA 70047, (985) 764-8959 upon payment of a deposit of \$50.00 per set of documents. The deposit will be returned as provided in the Instruction to Bidders.

Bids **must** be accompanied by a bid security at least equal to five percent (5%) of the base bid in the form of a certified check, cashier's check or bid bond.

A Pre-bid Conference will be held on **Thursday, November 12, 2015 at 10:00am at the site at 145 Angus Street, Luling, LA 70070**. Attendance at the Pre-bid Conference is **mandatory** and required to submit a bid.

Contract, if awarded, will be on the basis of the lowest responsive and responsible bidder, if within budget. No bid may be withdrawn for a period of 45 days after bid opening except as provided by law. The successful bidder will be required to furnish a Performance and Payment Bond written by a company licensed to do business in Louisiana, in the amount equal to one hundred percent (100%) of the contract price. Certificates of Insurance will also be required as specified.

Bidders must meet the requirements of the State of Louisiana Contractor's Licensing Law, R.S. 37:2151 et seq.

St. Charles Council On Aging, Inc. reserves the right to award the project on whatever basis is in the best interest of the Owner and to accept or reject any of all bids and to waive technicalities and informalities as allowed by law.

DATED at Hahnville, Louisiana, this 20<sup>th</sup> day of October, 2015

St. Charles Council On Aging, Inc.  
April Koller, Executive Director

Advertisement Source and Dates:  
St. Charles Herald Guide  
Central Auction House  
St. Charles Parish Web Site  
**Legal Aid to Run:** Thursday, October 29, 2015  
Thursday, November 5, 2015  
Thursday, November 12, 2015

### PUBLIC NOTICE

We are applying to the St. Charles Parish Sheriff's Office for a permit to conduct the The Sacred Heart of Jesus River Parishes Fall Festival at 401 Spruce St., Norco, La. 70079 on November 13, 14 & 15, 2015, in the parish of St. Charles. Alcohol will be served at this event.

Friday, November 13, 6pm-11pm  
Saturday, November 14, 11am-11pm  
Sunday, November 15, 11am-9pm

Publish on October 22 & 29th, 2015

**Legals**  
deadline is Friday  
at 3 p.m. for the  
following issue.

985-758-2795

PUBLIC NOTICE

REMOVAL OF WEEDS, GRASS & OTHER NOXIOUS MATTER
If the following violations are not rectified within (5) days of this published notice, the parish will proceed in bringing the properties listed in compliance with Chapter 16, Article III Sec. 16-24 through Sec. 16-28, (as amended).

Ernest Candilora III (Riverbend Estates Phase II)
Lot 5 (109 Rue Sydney)
Nature of violation: grass cutting & removal of debris

D&G Electric, Inc. (Good Hope)
Lot 8A (524 Apple Street)
Nature of violation: grass cutting & removal of debris

Joseph Dantin & Wanda Dantin (Lagattuta Add. #2)
Lot 25 (114 St. Nicholas Street)
Nature of violation: grass cutting & removal of debris

Dynamics Space, LLC (Fairfield Plantation Oaks)
Lot UM-2-A (10100 River Road)
Nature of violation: grass cutting & removal of debris

Stephen Kinler c/o Dallas Kinler (Logans Landing)
Lot in Butcher tract meas 50' by 200' (11101 River Road)
Nature of violation: grass cutting & removal of debris

William Rhodes c/o Jacqueline Rhodes (Preston Hollow)
Lot 7 (225 Turtle Creek Lane)
Nature of violation: grass cutting & removal of debris

Mc Millon Dozer Service, Inc. (John Lambert Tract)
Lot part of lots 7-9 (275 1-310 Service Road)
Nature of violation: grass cutting & removal of debris

W.H. Tinney, Est. c/o Jara Roux
Lot 5060 (303 Tinney Street)
Nature of violation: grass cutting & removal of debris

PUBLISH: October 29, 2015

PUBLIC NOTICE

29TH JUDICIAL DISTRICT COURT FOR THE PARISH OF ST. CHARLES

STATE OF LOUISIANA

NUMBER: P11-413

DIVISION: D

SUCCESSION OF RUSSELL CHARLES KALVERT

FILED: \_\_\_\_\_

DEPUTY CLERK

NOTICE OF FILING FIRST AND FINAL TABLEAU OF DISTRIBUTION

NOTICE IS GIVEN to the creditors of this Estate and to all other interested persons, that a petition to file the first and final tableau of distribution has been filed by Ashley Victoria Kalvert, the succession representative this Estate, praying that the First and Final Tableau of Distribution be homologated after the expiration of seven (7) days from the date of the publication of this notice.

St. Charles Parish, Louisiana this 16th day of October 2015.

By order of the Court.
Attorney: Gordon J. Kuehl
Publication: St. Charles Herald Guide, once
Address: 14236 U.S. Highway 90, Boutte, Louisiana 70039
Phone: (985) 758-2795

Signature of Deputy Clerk

Publish on October 29th, 2015

ST. CHARLES PARISH OFFICIAL COUNCIL PROCEEDINGS

ORDINANCES AND RESOLUTIONS ADOPTED AT THE MEETING OF SEPTEMBER 21, 2015, COURTHOUSE, HAHNVILLE, HAVE BEEN PUBLISHED AS AN OFFICIAL EXTRACT OF THE MINUTES IN A PREVIOUS EDITION OF THE OFFICIAL JOURNAL.

St. Charles Parish Meeting Minutes Parish Council Final
Council Chairman Larry Cochran
Councilmembers Carolyn K. Schenaydre, Jarvis Lewis, Terrell D. Wilson, Mary Tastet, Wendy Benedetto, Paul J. Hogan, Tracy A. Fletcher, Julie Fisher-Perrier

Monday, September 21, 2015 6:00 PM Council Chambers, Courthouse
ATTENDANCE
Present: Carolyn K. Schenaydre, Terrell D. Wilson, Mary Tastet, Wendy Benedetto, Paul J. Hogan, Larry Cochran, Tracy A. Fletcher, and Julie Fisher-Perrier
Absent: Jarvis Lewis

Also Present
Parish President V.J. St. Pierre, Jr., Chief Operations Officer Bobby Donaldson, Chief Administrative Officer Buddy Bos, Legal Director Leon C. Val, III, Assistant Parish Attorney David Moyer, Public Works/Wastewater Director Sam Schelle, Planning & Zoning Director Michael Albert, Finance Director Grant Dussan, Grant Officer Holly Fawcett, Public Information Officer Renee Simpson, Emergency Preparedness Director Ronald J. Perry, General Government Buildings Facilities Manager Philip Dufrene

CALL TO ORDER
PRAYER / PLEDGE
State Maunthi Shella Curry, Daughters of the American Revolution

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 2015-0298 Local Board of Review - 2015 Assessment - Regular Meeting, September 21, 2015, 6PM, Council Chambers, Courthouse
2015-0317 Proclamation: "Constitution Week"
2015-0318 In Recognition: Stanley Foster, Planning & Zoning Commission, District IV Representative
2015-0319 In Recognition: Savannah Lynn Loupe, Festival of Charities Miss Queen IX
2015-0320 In Recognition: Renee Pollat Buchanan, Festival of Charities Ms. Queen V
2015-0321 In Recognition: Rachel Elizabeth Marino, Festival of Charities Teen Queen IX
2015-0322 In Recognition: Monae Nijada Gordon, Festival of Charities Junior Miss Queen IX

- 2015-0323 In Recognition: Alycia "Lecy" Cazalot, Festival of Charities Butterfly Queen Ambassador
2015-0298 Local Board of Review - 2015 Assessment - Regular Meeting, September 21, 2015, 6PM, Council Chambers, Courthouse
2015-0317 Proclamation: "Constitution Week"
2015-0325 In Recognition: Austin Aucolin, Eastbank Little League
2015-0333 In Recognition: Mason Long, Eastbank Little League
2015-0326 In Recognition: Drake Simer, Eastbank Little League
2015-0328 Proclamation: Alligator Weekend in St. Charles Parish
2015-0327 Proclamation: "National Hunting & Fishing Day"
2015-0329 Proclamation: United Way Month in St. Charles Parish
2015-0331 Proclamation: "Fall Trash Bash Month in St. Charles Parish"
2015-0334 A resolution to declare the St. Charles Parish Council's and Parish President's support of and solidarity with all law enforcement personnel across these great United States...
2015-0312 An ordinance approving and authorizing the execution of Change Order No. 2 (Final) for Parish Project No. P020902, East Bank Multi-Use Path Phase IV, State Project No. H.007551, Federal Aid Project No. 4508(S)04 to decrease the contract amount by \$620.64.

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- 2015-0337 St. Charles Community Health Center
2015-0338 Parish President Remarks/Report
IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN COCHRAN AUTHORIZED THAT THE ORDINANCES, HAVING BEEN PRESENTED FOR INTRODUCTION, DISTRIBUTED TO COUNCIL MEMBERS AND THE PARISH PRESIDENT, AND NOT REJECTED BY TWO-THIRDS OF THE COUNCIL MEMBERS, ARE TO BE PUBLISHED IN SUMMARY FORM AS FOLLOWS IN THE OFFICIAL JOURNAL WITH NOTICE OF PUBLIC HEARING TO BE HELD ON MONDAY, OCTOBER 5, 2015, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE.
2015-0339 An ordinance to approve and authorize the execution of a Construction Contract with Volute, Inc. for Parish Project No. P081102-6, Dumoth Canal Bank Stabilization - Phase V, in the amount of \$1,038,208.00 which includes the Base Bid, Alternate No. 1 and Alternate No. 2.
2015-0340 An ordinance to approve and authorize the execution of a Construction Contract with Seallevel Construction, Inc. for Project No. P080905-3C, State Project No. H.009257, Willowledge Levee Improvements - Phase III, Willowledge PS T-Well and Levee Extension Project, as part of the West Bank Humana Protection Levee Project, in the amount of \$7,440,171.00.
2015-0341 An ordinance to amend the Code of Ordinances for St. Charles Parish, Chapter 11 Health & Sanitation, Article III, Open Outdoor Burning, Section 11-29. Exceptions to prohibition against outdoor burning. (2) by revising location of burning.
2015-0342 An ordinance to amend Ordinance No. 15-6-9 to correct the error in Section 1 thereof.
2015-0343 An ordinance to approve and authorize the execution of a Lease with the Secretary of the Army for the twenty-six acre Bonnet Carré Spillway Recreation Site. (Lease No. DACW28-1-15-39).
2015-0344 An ordinance to amend the Code of Ordinances by revising Chapter 21, Article I, removing Section (e), and amending Section (f) regarding the installation of culverts on streets containing open swale drainage.
2015-0316 An ordinance to approve and authorize the execution of a Contract with Tasch Electric LLC, for construction of R56 standard electrical grounding and an uninterruptible power supply at the St. Charles Parish Emergency Operations Center at 15028 River Road in Hahnville, Base bid in the amount of \$350,000.00, Parish Project No. P150701.

PLANNING AND ZONING PETITIONS

- 2015-0315 An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification from R-1A(M) to R-1M on 4.6 acres, Lot BY-1 in Section 50, T13S - R21E, 316 Canal Street, Luling as requested by Joshua and Mariangelis Billings.
2015-0310 An ordinance to amend the Code of Ordinances to revise Chapter 15, Section 15-5, to provide an exception to the Twenty-five (25) Miles Per Hour Speed Limit, to lower the speed limit on Main Street in Hahnville to fifteen (15) miles per hour.
2015-0311 An ordinance approving and authorizing the execution of Change Order No. 2 (Final) for Parish Project No. P081102-5, Dumoth Canal Stabilization Phase 4, to balance the contract quantities with actual quantities resulting in a decrease of \$50,400.00 and decrease of 13 days.

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 2015-0312 An ordinance approving and authorizing the execution of Change Order No. 2 (Final) for Parish Project No. P020902, East Bank Multi-Use Path Phase IV, State Project No. H.007551, Federal Aid Project No. 4508(S)04 to decrease the contract amount by \$620.64.
2015-0314 An ordinance to approve and authorize the execution of an Engineering Services Contract between Huseman & Associates, LLC, and St. Charles Parish for the design and construction management of an emergency standby generator at the St. Charles Parish Planning & Zoning Building in Hahnville.
2015-0315 An ordinance approving and authorizing the execution of Change Order No. 3 (Final) for Project No. P080905-3B, Willowledge Levee - Phase I, State Project No. H.009257, as part of the West Bank Humana Protection Levee Project, to decrease the contract amount by \$100,216.68 and increase the contract time by one hundred and seven (107) days.
2015-0316 An ordinance to approve and authorize the execution of a Contract with Tasch Electric LLC, for construction of R56 standard electrical grounding and an uninterruptible power supply at the St. Charles Parish Emergency Operations Center at 15028 River Road in Hahnville, Base bid in the amount of \$350,000.00, Parish Project No. P150701.
2015-0284 An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification from C-3 to M-1 on a 21.7 acre portion of land located at 13840 Old Spanish Trail, Boutte, as requested by T.J. Jack G. Hoover.

RESOLUTIONS

2015-0281

A resolution to amend the Parish Council Rules to revise Rule 11 to allow for the author of a proposed ordinance and/or proposed resolution to explain its purpose upon being given the floor after its reading by the Council Chairman and to provide for a second opportunity to speak following the discussion of other members.

Reported: Councilman Hogan Recommended: Approval
Proposed resolution failed for lack of a majority by the following vote:
Yeas: 4 - Schexnaydre, Lewis, Tastet and Hogan
Nays: 5 - Wilson, Benedetto, Cochran, Fletcher and Fisher-Perrier
Failed

2015-0335

A resolution requesting the Louisiana Department of Transportation and Development to lower the Speed Limit on Highway 90 in St. Charles Parish, approximately 300 feet east of Early Street to Highway 306 from 45 MPH to 35 MPH.

Reported: Mr. Hogan
Councilman Hogan Recommended: Approval
Council Discussion
VOTE ON THE PROPOSED RESOLUTION
Yeas: 6 - Schexnaydre, Tastet, Benedetto, Hogan, Cochran and Fletcher
Nays: 3 - Lewis, Wilson and Fisher-Perrier
Enactment No. 6183

2015-0330

A resolution providing mandatory supporting authorization for approval of a Special Permit Use for an accessory dwelling unit (ADU) on land zoned R-1A with the condition that all utilities are extended from the primary structure at 11202 River Road, as requested by John M. Cole

Reported: Mr. St. Pierre Jr. and Department of Planning & Zoning
A motion was made by Councilmember Cochran, seconded by Councilmember Fisher-Perrier, to Table File No. 2015-0330. The motion carried by the following vote:
Yeas: 9 - Schexnaydre, Lewis, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier
Nays: 0
Tabled.

2015-0332

A resolution providing mandatory supporting authorization for approval of a Special Permit Use for an accessory dwelling unit (ADU) on land zoned R-1A with a waiver to the requirement that ADU shall use the electrical service to the primary structure and with the condition that water and sewer installations are extended from the primary structure at 260 Edgewood Lane, Montz as requested by Christal & Don Wetherington.

Reported: Mr. St. Pierre Jr. and Department of Planning & Zoning
P&Z Department Recommended: Approval with stipulation Approval of the Special Permit Use with the condition that water and sewer installations are extended from the primary structure. Approval of the Waiver Request due to design difficulties as mentioned by the applicant.
Planning Commission Recommended: Approval with stipulation Approval of the Special Permit Use with the condition that water and sewer installations are extended from the primary structure. Approval of the Waiver Request due to design difficulties as mentioned by the applicant.
Council Discussion
VOTE ON THE PROPOSED RESOLUTION
Yeas: 9 - Schexnaydre, Lewis, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier
Nays: 0
Enactment No. 6184

2015-0356

A resolution to approve and authorize the execution of a Contract between the State of Louisiana Division of Administration and St. Charles Parish for the FY 2014-2015 Local Government Assistance Program for funding in the amount of \$94,167.00 for the St. John Sewer Lift Station Access Hatches project, LGAP File# 1415-STC-0001.

Reported: Mr. St. Pierre Jr. and Grants Office
Grants Office Recommended: Approval
Council Discussion
Grants Officer Holly Fonseca spoke on the matter:
VOTE ON THE PROPOSED RESOLUTION
Yeas: 9 - Schexnaydre, Lewis, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier
Nays: 0
Enactment No. 6185

APPOINTMENTS

2015-0285

A resolution to appoint Mr. Jason Richard to the Planning & Zoning Commission as the District IV Representative.

VOTE ON THE APPOINTMENT OF MR. JASON RICHARD
Yeas: 9 - Schexnaydre, Lewis, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier
Nays: 0
Enactment No. 6186

2015-0286

A resolution to appoint Mr. Ricky Bosco to the Industrial Development Board.

VOTE ON THE APPOINTMENT OF MR. RICKY BOSCO
Yeas: 9 - Schexnaydre, Lewis, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier
Nays: 0
Enactment No. 6187

2015-0287

A resolution to appoint Mr. Robert A. Colon, Jr. to the Industrial Development Board.

VOTE ON THE APPOINTMENT OF MR. ROBERT A. COLON, JR.
Yeas: 9 - Schexnaydre, Lewis, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier
Nays: 0
Enactment No. 6188

2015-0288

A resolution to appoint Mr. Corey Fauchoux to the Industrial Development Board.

VOTE ON THE APPOINTMENT OF MR. COREY FAUCHEUX
Yeas: 8 - Schexnaydre, Lewis, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier
Nays: 0
Enactment No. 6189

2013-0283

A resolution to appoint a member to the Industrial Development Board.

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Wilson, to Defer File No. 2013-0283. The motion carried by the following vote:
Yeas: 9 - Schexnaydre, Lewis, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier
Nays: 0
Deferred

ADJOURNMENT

A motion was made by Councilmember Fletcher, seconded by Councilmember Wilson, to adjourn the meeting at approximately 8:15 pm. The motion carried by the following vote:

Yeas: 8 - Schexnaydre, Lewis, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier
Nays: 0

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.

Tiffany K. Clark
Council Secretary

And the ordinance was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
SECRETARY: [Signature]
DLVD/PARISH PRESIDENT: 10/21/15
APPROVED: [Signature] DISAPPROVED:
PARISH PRESIDENT: [Signature]
RET/SECRETARY: 10/21/15
AT: 10:55am RECD BY: [Signature]

2015-0353
INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
ST. CHARLES PARISH COUNCIL
ORDINANCE NO. 15-10-B

An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with the St. Charles Community C.A.R.E. Center Foundation, Inc. for the provision of services.

WHEREAS, Article VII, Section 14 (C) of the Louisiana Constitution of 1974 provides that for a public purpose, the State and its political subdivision or political corporations may engage in cooperative endeavors with each other or with any other private association, corporation or individuals; and,

WHEREAS, Article VII, Section 14(B) of the Louisiana Constitution of 1974 provides that public funds may be used for programs of social welfare for the aid and support of the needy; and,

WHEREAS, practical considerations necessitate that offices work together in order to effectuate efficient planning and coordination efforts and services in support of the mission and function of the St. Charles Parish Children and Youth Planning Board as set forth in Louisiana Revised Statute 46:1941.2; and,

WHEREAS, the Parish and CARE wish to assist by providing the above mentioned services assisting CARE in beginning its operation; and,

WHEREAS, the Parish has agreed to assist CARE with providing initial startup funds; and,

WHEREAS, The St. Charles Parish Council has provided funds for use in regard to implementation of this Cooperative Endeavor Agreement as specifically set forth in Ordinance No. 15-2-3, with File No. 2015-0027 which is attached hereto as Exhibit "B"; and,

WHEREAS, the residents of St. Charles Parish will benefit from the efforts of the Parish and CARE working to assist in the furtherance of the above mentioned services.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Cooperative Endeavor Agreement with the St. Charles Community C.A.R.E. Center Foundation, Inc. for the provision of services, be hereby approved and accepted.

SECTION II. That the Parish President is hereby authorized to execute said Cooperative Endeavor Agreement on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER
NAYS: NONE
ABSENT: BENEDETTO

And the ordinance was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
SECRETARY: [Signature]
DLVD/PARISH PRESIDENT: 10/21/15
APPROVED: [Signature] DISAPPROVED:
PARISH PRESIDENT: [Signature]
RET/SECRETARY: 10/21/15
AT: 10:55am RECD BY: [Signature]

COOPERATIVE ENDEAVOR AGREEMENT

BETWEEN

ST. CHARLES PARISH

AND

ST. CHARLES COMMUNITY C.A.R.E. CENTER FOUNDATION, INC.

This agreement is made and entered into on this \_\_\_ day of \_\_\_, 2015, by and between St. Charles Parish, hereinafter ("Parish"), represented by V.J. St. Pierre, Parish President, and St. Charles Community C.A.R.E. Center Foundation, Inc. hereinafter ("CARE"), represented by its President, Mary Lou Sumrall.

WHEREAS, Article VII, Section 14 (C) of the Louisiana Constitution of 1974 provides that for a public purpose, the State and its political subdivision or political corporations may engage in cooperative endeavors with each other or with any other private association, corporation or individuals; and

WHEREAS, Article VII, Section 14(B) of the Louisiana Constitution of 1974 provides that public funds may be used for programs of social welfare for the aid and support of the needy; and

WHEREAS, practical considerations necessitate that offices work together in order to effectuate efficient planning and coordination efforts and services in support of the mission and function of the St. Charles Parish Children and Youth Planning Board as set forth in Louisiana Revised Statute 46:1941.2 which said services may include the following: to participate in the implementation and coordination following formulation of and to prepare a comprehensive implementation plan for services and programs for children and youth in St. Charles Parish; to assist in the development, implementation, and operation of services which encourage positive development, diversion of children and youth from the criminal justice and foster care system, reduction in the commitments of youth to state institutions, and providing community response to the growing rate of juvenile delinquency; to coordinate and implement programs such as prevention, early intervention, diversion, alternatives to incarceration, treatment services, the assessment, alignment, coordination, prioritization, and measurement of all available services and programs that address the needs of children and youth including those at risk for, or identified with: social, emotional, or developmental problems, including, but not limited to educational failure, abuse, neglect, exposure to violence, juvenile or parental mental illness, juvenile or parental substance abuse, poverty, developmental disabilities and delinquency; to encourage collaborative efforts among local stakeholders for assessing the physical, social, behavioral, and educational needs of children and youth in their respective communities and for assisting in the development of comprehensive plans to address such needs; and to implement and administer the St. Charles Parish Co-Parenting Program, after it is established;

WHEREAS, the Parish and CARE wish to assist by providing the above mentioned services assisting CARE in beginning its operation; and

WHEREAS, the Parish has agreed to assist CARE with providing initial start up funds; and

WHEREAS, the St. Charles Parish Children and Youth Planning Board both supports this Cooperative Endeavor Agreement and will monitor its implementation, as set forth more fully in the Resolution that it duly passed as its Board of Directors meeting on July 22, 2015, which is attached hereto as Exhibit "A"; and

WHEREAS, THE St. Charles Parish Council has provided funds for use in regard to implementation of this Cooperative Endeavor Agreement as specifically set forth in Ordinance No. 15-2-3, with File No. 2015-0027 which is attached hereto as Exhibit "B"; and

WHEREAS, the residents of St. Charles Parish will benefit from the efforts of the Parish and CARE working to assist in the furtherance of the above mentioned services.

NOW, THEREFORE, the Parish and CARE hereby agree as follows:

SECTION 1-SERVICES

CARE will provide the above referenced services and the Parish will provide Thirty Thousand dollars (\$30,000.00) to CARE towards the initial start up costs of the C.A.R.E. Center, whereby the Payments shall be made in three equal payments in the amount of Ten Thousand Dollars and No/Cents (\$10,000.00) beginning on the 1st day of October 2015 and then on January 1, 2016 and April 1, 2016. (See Parish 2015-16 Budget, specifically-General Funds-Community Programs General-Account Code 760 GRANTS)

SECTION 2-DURATION

This agreement is for a period of twelve (12) months, commencing on October 1, 2015 and ending September 30, 2016.

SECTION 3-COMMUNITY

The residents of St. Charles Parish will enjoy substantial community benefits as a result of participation in this agreement as practical considerations necessitate that the Parish and CARE WORK together in order to effectuate an effective and efficient Children and Youth Planning Board and Co-Parenting Board and a coordinated and comprehensive array of social and behavioral health services and supports.

SECTION 4-INDEPENDENT CONTRACTOR

CARE hereby agrees and accepts that it shall be acting as an independent contractor. It is understood and agreed by the parties that CARE is entering into this Agreement in the capacity of an independent contractor and that nothing contained in this Agreement is intended to be construed as creating any other relationship between Parish and CARE.

The parties hereto acknowledge and agree that Parish shall not:

- a. Withhold federal or state income taxes;
b. Withhold federal social security tax (FICA);
c. Pay federal or state unemployment taxes for the account of CARE; or
d. Pay workman's compensation insurance premiums for coverage for CARE;

CARE agrees to be responsible for and to pay all applicable federal and state income taxes, federal social security tax (or self-employment tax in lieu thereof) and any other applicable federal or state unemployment taxes.

CARE agrees to indemnify and hold Parish harmless from any and all federal and/or state income tax liability, including taxes, interest and penalties, resulting from Parish's treatment of CARE as an independent contractor.

CARE further agrees to reimburse Parish for any and all costs it incurs, including, but not limited to, accounting fees and legal fees, in defending itself against any such liability.

SECTION 5-INDEMNIFICATION

The Parish, its agents and employees shall not be liable for any loss, damage, injuries, or other casualty or claim of any kind whatsoever or caused by whomsoever, to the person or property (including the C.A.R.E. Center) arising out of or resulting from the operation of the C.A.R.E. Center, whether due in whole or in part to negligent acts of omissions of the Parish, its agents or employees, and CARE hereby agrees to indemnify and hold the Parish, its agents and employees harmless from and against all claims, demands, liabilities, suits or actions (including all reasonable expenses and attorneys' fees incurred by or imposed on the Parish in connection therewith) for any such loss, damage, injury or other casualty. CARE also agrees to pay all reasonable expenses and attorneys' fees incurred by the Parish in connection with the provisions of this SECTION.

SECTION 6-REPORTS

Quarterly narrative reports shall be furnished to the Parish's Director of Administration, Director of Finance and the Parish President.

SECTION 7-COST AND COLLECTION RECORDS

The Parish shall be entitled to audit the books, documents, papers and records of the Board of Directors of CARE pertaining to funding, expenses and financial documents. CARE shall maintain all books, documents, papers, accounting records and other evidence pertaining to funds collected and shall make such materials available at their respective offices at all reasonable times during the agreement period and for three years from the date of final payment under this Agreement, for inspection by the Parish, and copies thereof shall be furnished if requested. This shall not include any documentation which is privileged or confidential by law, regulations, or any other authority.

SECTION 8-NOTICE

All notices and correspondence required shall be addressed as follows:

ST. CHARLES PARISH:

Mr. V.J. St. Pierre, Jr.
Parish President
St. Charles Parish Government
St. Charles Parish Courthouse
15045 River Road
Hahnville, LA 70057

ST. CHARLES COMMUNITY C.A.R.E. CENTER:

Ms. Mary Lou Sumrall
Chairperson
104 Cottage Drive
Luling, LA 70070

SECTION 9-TERMINATION

This Agreement may be terminated by either party by giving the other party sixty (60) days written notice of such intention.

SECTION 10-ASSIGNMENT

This Agreement shall be binding upon the successors and assigns for the parties hereto.

SECTION 11-JURISDICTION

The C.A.R.E. Center does, by signing this Agreement, yield to the jurisdiction of the 29th Judicial District Court, Parish of St. Charles and formally waives any pleas of lack of jurisdiction, in the event of a suit under this Agreement.

SECTION 12-SEVERABILITY

If any provision of this Agreement is held invalid by a Court of competent jurisdiction, such provision will be deemed amended in a manner which renders it valid, or if it cannot be amended it will be deemed to be deleted. Such amendment or deletion will not affect the validity of any other provisions of this Agreement.

SECTION 13-ENTIRE AGREEMENT

This Agreement constitutes the entire Agreement between the Parish and CARE, and supersedes all prior negotiations, representations or agreements, either written or oral. This Agreement may be amended only by written consent signed by both the Parish and CARE.

PARISH OF ST. CHARLES

By: [Signature] Date: 10-21-15
V.J. St. Pierre, Jr., Parish President

ST. CHARLES COMMUNITY C.A.R.E. CENTER FOUNDATION, INC.

By: Mary Lou Sumrall Date:

ST. CHARLES CHILDREN AND YOUTH PLANNING BOARD

RESOLUTION

On the 22 day of July, 2015, at a meeting of the St. Charles Parish Children and Youth Planning Board with a requisite quorum present, the Board passed the following Resolution by a majority of the voting members present:

Publish on October 29th, 2015

ST. CHARLES PARISH OFFICIAL COUNCIL PROCEEDINGS

THE FOLLOWING ORDINANCES AND RESOLUTIONS ARE AN OFFICIAL EXTRACT FROM THE MINUTES OF THE MEETING OF THE PARISH COUNCIL OF THE PARISH OF ST. CHARLES HELD MONDAY, OCTOBER 19, 2015, COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, LOUISIANA. THE COMPLETE TEXT OF THE ATTACHMENTS TO THESE DOCUMENTS IS AVAILABLE FOR PUBLIC REVIEW AT THE PARISH COUNCIL OFFICE, COURTHOUSE, HAHNVILLE.

2015-0352
INTRODUCED BY: JULIA FISHER-PERRIER, COUNCILWOMAN, DISTRICT VII
ORDINANCE NO. 15-10-7

An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Section 15-5, Motor Vehicles and Traffic, of said Code, to provide for the installation of "NO PARKING" signs at the corner of Kinler Street and Hackberry Street in Luling.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:
SECTION I. Traffic control signs have been posted by the Department of Public Works since the adoption of Ordinance No. 82-10-3.
SECTION II. Vehicles parking at the corner of these streets are repeatedly causing an obstruction for school buses, garbage trucks, and other vehicles.

SECTION III. In accordance with Section 15-5, Motor Vehicles and Traffic, of the St. Charles Parish Code of Ordinances, the Department of Public Works is hereby authorized to order the erection, removal and location of such traffic control signs, signals, devices and markings as provided in the chapter or any amendments thereto.
NOW, THEREFORE, WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, DO HEREBY ORDAIN that "NO PARKING" signs be installed at the corner of Kinler Street and Hackberry Street in Luling.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER.
NAYS: NONE
ABSENT: BENEDETTO

Whereas, the St. Charles Parish Children and Youth Planning Board has engaged in a comprehensive planning process to develop enhanced human and behavioral health services for the citizens of St. Charles Parish, including the establishment of a community care center;

And Whereas, citizens of St. Charles Parish have formed a non-profit corporation in Louisiana, namely the St. Charles Parish Community C.A.R.E. Center Foundation, Inc., which was duly and properly incorporated, to effectuate, implement and carry out this purpose of developing enhanced human and behavioral health services for the citizens of St. Charles Parish; therefore

BE IT RESOLVED THAT:

The St. Charles Parish Children and Youth Planning Board fully supports the allocation and disbursement of funds in the amount Thirty Thousand Dollars And No Cents (\$30,000.00) in this fiscal year (2015-2016) to the St. Charles Parish Community C.A.R.E. Center Foundation, Inc. pursuant to a Cooperative Endeavor Agreement, that is accepted and approved by the St. Charles Parish Council, which shall be monitored during its implementation by St. Charles Parish Children and Youth Planning Board.

By the Secretary: Tiffany K. Clark

Exhibit "a"

- 2. Add the Following Work Items:
a. New Contract Item # 1.1: Relocate Bridge 5' Upstream
b. New Contract Item # 2.1: Additional Concrete Foundation
c. New Contract Item # 2.2: Install W10 Strut & CP Waler
3. Revise the Following Work Item Quantities: NONE
Total of Added Work Items = (\$73,305.50)
Total of Change in Work Items Quantity = (300.00)
The addition of Items 2.1 and 2.2 will require an addition of 14 days to the contract time.

Attachments: Detailed cost of extras and spreadsheet of actual values for each item. (15 pages)

- (3) St. Charles Parish has no airport fare zones or rates. The maximum fare for a trip from the Louis Armstrong International Airport to a destination in St. Charles Parish shall be the meter fare unless a lower fare is agreed upon by the driver and passenger(s).
(4) Taxi/hourly rate. Whenever a taxicab may be chartered by the hour, such arrangement shall be made between the driver and passenger at the start of the charter trip.
(5) Airport rates. The taxicab rate to air from New Orleans International Airport (Molain Field) shall be eighteen dollars (\$18.00) or the meter fare, whichever is greater, unless an agreement to this charge has been reached between the parties prior to the trip.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:
YEAS: SCHEKNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER
NAYS: NONE
ABSENT: BENEDETTO

And the ordinance was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

2015-0027 INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT (DEPARTMENT OF FINANCE)

ORDINANCE NO. 15-2-3
An ordinance to amend the 2015 Consolidated Operating and Capital Budget to add revenues and associated expenses for Fund 001 - General Fund - District Court - Division D (001-400207) in the amount of \$30,000 to account code 700 - Grants - to fund payment for behavioral health planning and other social services to be rendered through the establishment of a Cooperative Endeavor Agreement between St. Charles Parish Government and the St. Charles Community C.A.R.E. Center, Inc. in a public-private partnership, as well as to rollover Grant Revenue and Associated Expenses not spent in 2014 for Fund 001-400611 Coastal Zone Management in the amount of \$3,743,446 for the East LaBranche Shoreline Protection Project.

WHEREAS, the 2015 St. Charles Parish Consolidated Operating and Capital Budget was adopted October 28, 2014 by Ordinance No. 14-10-20; and, WHEREAS, the Council has taken under consideration the study of the amendment to the St. Charles Parish Consolidated Operating and Capital Budget for fiscal year 2015 as shown by the Revision Schedule.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS: SECTION I. That in accordance with the provisions of Article V, Sections D, E, and F of the St. Charles Parish Home Rule Charter and with the Louisiana Local Government Budget Act (R.S. 39:1301 et seq.), the St. Charles Parish Council does hereby amend the 2015 St. Charles Parish Consolidated Operating and Capital Budget, as amended, as per Exhibit A.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:
YEAS: SCHEKNAYDRE, LEWIS, WILSON, WOODRUFF, BENEDETTO, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 9th day of February, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
SECRETARY: [Signature]
D.V.D./PARISH PRESIDENT: [Signature]
APPROVED: [Signature]

PARISH PRESIDENT: [Signature]
RET.D/SECRETARY: [Signature]
AT: 3:36pm RECD BY: [Signature]

Table with 2 columns: CHANGE IN CONTRACT PRICE and CHANGE IN CONTRACT TIMES. It details original contract prices, net increases/decreases, and contract completion dates for various items.

RECOMMENDED: [Signature]
APPROVED: [Signature]
ACCEPTED: [Signature]
By: [Signature] Date: 9/29/15
By: [Signature] Date: 10-2-15
By: [Signature] Date: 10/6/15

2015-0385 INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT (DEPARTMENT OF PLANNING & ZONING)

ORDINANCE NO. 15-10-10
An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Chapter 16 Nuisances, Article III Weeds and Grass, Etc., Section 16-26, Notice to abate, and Section 16-27, Abatement by parish, by amending the abatement procedures related to the required notification period.

WHEREAS, the St. Charles Parish Council acknowledges property containing tall grass is a threat to public health, safety and welfare; and, WHEREAS, neighboring property owners are due a timely response from St. Charles Parish Code Enforcement; and, WHEREAS, the Code Enforcement Department cannot take action until un-receipted written notices to the Planning and Zoning Office before the abatement process can proceed on property containing grass which exceeds one (1) foot; and, WHEREAS, the unassigned registered or certified mail return time can be over 30 days before the department receives the information back from the Post Office; and, WHEREAS, often the height of the tall grass is far beyond compliance at the notification return date; and, WHEREAS, the St. Charles Parish Council desires a streamlined abatement notification process and faster compliance in instances where notices are returned by property owners.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS: SECTION I. That the St. Charles Parish Code of Ordinances, Chapter 16 Nuisances, Article III, Weeds and Grass, Etc., Section 16-26, Notice to abate, (a) be amended as follows:

(a) By mail: The parish shall notify, by registered or certified mail, the owner, or his agent of any property on which tall grass and/or trash may be located in violation of section 16-26, to cut, destroy or remove such tall grass and/or trash from the premises involved, which notice shall be sent to the owner of such property (as shown on the latest assessment rolls of the parish) or his agent. This notice will identify the property and notify the owner or his agent to perform any necessary work at his own expense within five (5) working days after receipt of the notice.

SECTION II. That the St. Charles Parish Code of Ordinances Chapter 16 Nuisances, Article III, Weeds and Grass, Etc., Section 16-27, Abatement by parish, be amended as follows:

If the required work is not done by the property owner or his agent within five (5) working days after receipt of written notice, the parish may proceed to have the necessary work done either by parish employees or an independent contractor.

If the written notice is returned to the parish un-receipted for any reason and at least five (5) working days have lapsed since the published notice, or thirty days after the notice has been received by the Post Office and at least five (5) working days have lapsed since the published notice, the parish may proceed to have the necessary work done either by parish employees or an independent contractor. The owner will be charged a fee of two and one-half cents (\$0.025) per square foot of the lot cleaned. The contractor's fee for performing these services shall be at the rate of two cents (\$0.02) per square foot of the lot cleaned. In the event a mini-cleanup is required prior to performing the above services, a fee of forty dollars (\$40.00) per mini-cleanup plus actual disposal fees will be assessed, not to exceed ten (10) mini-cleanups per property in violation. On property where trash and/or debris accumulation is such that it requires heavy equipment, bulldozer, front-end loaders, etc., a fee of forty dollars (\$40.00) per cubic yard will be assessed and added to the actual disposal fees. An administrative fee of twenty-five dollars (\$25.00) may be assessed on each invoice. The fees in this section shall be increased or decreased February first of each year by the change in CPI applicable to the U.S. sales average group, all urban consumers, as published by the U.S. Department of Labor, Bureau of Labor Statistics, for the preceding twelve-month period ending each November. The change shall become effective beginning with the period ending November 30, 2000. The department of finance shall notify the department of planning and zoning in writing annually of the revised fees.

An additional fee of five hundred dollars (\$500.00) will be assessed to any property, with the exception of adjudicated property which has been submitted to a vote, the vote thereon was as follows:

YEAS: LEWIS, WILSON, TASTET, COCHRAN, FLETCHER, FISHER-PERRIER
NAYS: SCHEKNAYDRE, HOGAN
ABSENT: BENEDETTO

And the ordinance was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
SECRETARY: [Signature]
D.V.D./PARISH PRESIDENT: [Signature]
APPROVED: [Signature]

PARISH PRESIDENT: [Signature]
RET.D/SECRETARY: [Signature]
AT: 10:55a RECD BY: [Signature]

2015-0366 INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT (DEPARTMENT OF PLANNING AND ZONING)

ORDINANCE NO. 15-10-11
An ordinance to amend Chapter 22.5 Vehicles For Hire, Article II, Taxicabs to increase the application fee, amend the residence requirement, clarify the vehicle standard, and adopt the regional taxicab rate structure by reference.

WHEREAS, St. Charles Parish regulates taxicabs as required by Louisiana Revised Statutes 33:4792, and, WHEREAS, the ease, accessibility and convenience is best met by taxicabs domiciled in St. Charles Parish; and, WHEREAS, the fees to obtain and renew certificates for taxicabs in St. Charles Parish currently are lower than those charged by other jurisdictions in the region; and, WHEREAS, the St. Charles Parish Council recognizes the benefits to passengers, drivers, and regulatory agencies to standardizing taxicab fares throughout the Greater New Orleans Region.

NOW, THEREFORE, THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS: SECTION I. That the St. Charles Parish Code, Chapter 22.5 Vehicles For Hire, Article II, Taxicabs, Section 22.5-20, Application for CPNC is hereby revised to add words in bold and delete words in strikethrough as follows:

All applicants must apply to the planning department for a CPNC by completing an application and remitting the application fee of \$200. Any applications not completed in full shall be returned as incomplete.

SECTION II. That the St. Charles Parish Code, Chapter 22.5 Vehicles For Hire, Article II, Taxicabs, Section 22.5-21, Domicile requirement, is hereby revised to add words in bold and delete words in strikethrough as follows:

An applicant for a CPNC must have resided in St. Charles Parish, or a contiguous parish, for the past six (6) months, and must presently reside in this parish, or a contiguous parish.

SECTION III. That the St. Charles Parish Code, Chapter 22.5 Vehicles For Hire, Article II, Taxicabs, Section 22.5-23, Taxicab inspection requirements, is hereby revised to add words in bold and delete words in strikethrough as follows:

Inspections shall ensure that a taxicab meets the minimum criteria to obtain a permit or decal to operate at Louis Armstrong International Airport for delivering passengers to destinations within Orleans Parish. Reinspections are required on a semiannual basis. Failure to provide required passing semiannual inspections shall result in revocation or suspension of a CPNC.

SECTION IV. That the St. Charles Parish Code, Chapter 22.5 Vehicles For Hire, Article II, Taxicabs, Section 22.5-26, Fee for CPNC, is hereby deleted.

SECTION V. That the St. Charles Parish Code, Chapter 22.5 Vehicles For Hire, Article II, Taxicabs, Section 22.5-29, Renewal and expired CPNCs, is hereby revised to add words in bold and delete words in strikethrough as follows:

Each CPNC in good standing shall be renewable during a two-month period beginning with the first day of December of the year of expiration and extending through the last day of January of the year for which renewal is sought, subject to payment of twenty-five fifty dollars (\$25.00) (\$50.00) provided all other requirements of this article are met. Failure to renew a CPNC by January 31st shall constitute a new application.

SECTION VI. That the St. Charles Parish Code, Chapter 22.5 Vehicles For Hire, Article II, Taxicabs, Section 22.5-39, Rates of fare and fare cards, is hereby revised to add words in bold and delete words in strikethrough as follows:

Sec. 22.5-39. Rates of fare, and rate-cards and charges. (a) In general, it shall be unlawful for any passenger to ask, demand, or collect any rate-of-fare other than as specified herein for use of a taxicab, and it shall be unlawful for any passenger of any vehicle taxicab to refuse to pay the driver thereof the legal rate charged pursuant to the provisions of this section.

(b) Rates and charges to be posted. The owner of each vehicle regulated by the provisions of this article shall post therein the rates and charges specified herein which are applicable to the vehicle, and it shall be unlawful for any person to operate same unless the rates and charges are posted as prescribed in this section. The rates and charges specified in this section shall be printed in legible type on a card or sticker not less than four (4) inches by seven (7) inches, shall be posted in a conspicuous place in the side rear windows of the vehicle facing in, and shall be so arranged that passengers can readily determine the exact rate of fare and charges payable by them.

(c) Rates and charges Motor-fare for taxicab. (1) Minimum Motor fare. The minimum motor-fare shall be two-dollars and fifty-cents (\$2.50) which shall entitle the passenger to be transported any distance less than one-eighth mile, and the total motor-fare shall include an additional twenty-cents (\$0.20) for each additional one-eighth or incomplete fraction thereof, that the passenger is transported, providing that whenever the speed of the taxicab is less than the rate of one-fifth mile per forty (40) seconds, the motor-fare shall be computed at the rate of one-fifth mile per forty (40) seconds. There shall be an additional charge of one-dollar (\$1.00) per passenger after one (1) passenger on all regular taxi-trips. The meter fare for taxicabs shall be the same meter fare for taxicabs adopted by the New Orleans City Council, found in the Code of the City of New Orleans (Chapter 162, Article VII, Division 4) and available upon request from the St. Charles Parish Department of Planning and Zoning.

(2) Personalized service. Whenever a taxicab driver is called upon to render a time-consuming personalized service, beyond the normal transportation of passengers, the minimum fare shall be six-dollars (\$6.00) or the motor-fare, whichever is greater. Unless an agreement to this charge has been reached between the parties prior to the trip, there shall be no additional charge to the passenger. Airport rates of all jurisdictions apply. Any St. Charles Parish taxicab originating a trip at the Louis Armstrong International Airport with a destination in any jurisdiction that has established taxicab fare zones shall charge the fare established.

ST. CHARLES PARISH GOVERNMENTAL FUNDS CONSOLIDATED OPERATING AND CAPITAL BUDGET SUMMARY STATEMENT FISCAL YEAR ENDING DECEMBER 31, 2015. Detailed financial statement table with multiple columns for various fund categories and amounts.

2015-0364 INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT (DEPARTMENT OF PUBLIC WORKS)

ORDINANCE NO. 15-10-9
An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No P120801, Randolph Pump Station Improvements, to increase the contract amount by \$73,305.50 and contract time by 14 days.

WHEREAS, Ordinance No. 15-4-9 adopted April 6, 2015 by the St. Charles Parish Council awarded construction of Parish Project No P120801, Randolph Pump Station Improvements, to Sealevel Construction, Inc. in the amount of \$770,450.00; and,

WHEREAS, the cost increase is required to install an additional foundation, additional sheetpile struts; and move the screen bridge 5ft further away from the pump station; and

WHEREAS, the additional time is needed to install these additions

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS: SECTION I. That Change Order No. 1 for Parish Project No P120801, Randolph Pump Station Improvements, to increase the contract amount by \$73,305.50 and increase the contract time by 14 days is hereby approved and accepted.

SECTION II. That the Parish President is hereby authorized to execute said Change Order on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:
YEAS: SCHEKNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER
NAYS: NONE
ABSENT: BENEDETTO

And the ordinance was declared adopted this 19th day of October, 2015, to become effective five (5) days after this publication in the official journal.

CHAIRMAN: [Signature]
SECRETARY: [Signature]
D.V.D./PARISH PRESIDENT: [Signature]
APPROVED: [Signature]

PARISH PRESIDENT: [Signature]
RET.D/SECRETARY: [Signature]
AT: 10:55a RECD BY: [Signature]

SECTION 0806 CHANGE ORDER

DATE OF ISSUANCE: 9/29/15 EFFECTIVE DATE:
OWNER: St. Charles Parish
CONTRACTOR: Sealevel Construction, Inc.
Contract: Randolph Pump Station Improvements
Project: Randolph Pump Station Improvements
OWNER'S Contract No.: P120801 ENGINEER'S Contract No.: 11016
ENGINEER: Professional Engineering Consultants Corporation

You are directed to make the following changes in the Contract Documents:
Description:
1. Delete the Following Work Items: NONE
Total of Deducted Items = (\$00.00)

2015-0367 INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT (COASTAL ZONE MANAGEMENT)

ORDINANCE NO. 15-10-12
An ordinance to adopt the St. Charles Parish Local Coastal Program.

WHEREAS, St. Charles Parish has been engaged in a Coastal Zone Management program since the early 1970's; and, WHEREAS, there have been several attempts to adopt a Local Coastal Program that can be recognized by both the Louisiana Department of Natural Resources and the National Oceanographic and Atmospheric Administration; and, WHEREAS, approval of a Local Coastal Program will increase our parish's say in the management of our coastal resources; and, WHEREAS, the St. Charles Parish Coastal Zone Advisory Committee has worked since the early 1979's toward this goal; and, WHEREAS, the public was engaged throughout the development of the Plan; and, WHEREAS, the Council entered into a contract with South Central Planning and Development to lead the Parish in the development of the Local Coastal Program; and,

WHEREAS, the plan was presented to the Coastal Zone Advisory Committee with comments and correction on October 1, 2015; and, WHEREAS, the Coastal Zone Advisory Committee has forwarded the plan to the St. Charles Parish Council with a recommendation to approved as amended.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS: SECTION I. The St. Charles Parish Local Coastal Program as amended by the Coastal Zone Advisory Committee on October 1, 2015, is adopted.

SECTION II. All Public Comments heard at the St. Charles Parish Council Meeting in consideration of this document shall be included on the Public Comments Section of this document.

SECTION III. A final document shall be printed and filed with the St. Charles Parish Clerk of Courts and in the records of the St. Charles Parish Council. The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEKNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER
NAYS: NONE
ABSENT: BENEDETTO

And the ordinance was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
SECRETARY: [Signature]
D.V.D./PARISH PRESIDENT: [Signature]
APPROVED: [Signature]

PARISH PRESIDENT: [Signature]
RET.D/SECRETARY: [Signature]
AT: 10:55a RECD BY: [Signature]

2015-0368 INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT (COASTAL MANAGEMENT SECTION)

ORDINANCE NO. 15-10-13
An ordinance to amend the St. Charles Parish Code of Ordinances by adding Chapter 26, The St. Charles Parish Local Coastal Program.

WHEREAS, St. Charles Parish has been engaged in a Coastal Zone Management program since the early 1970's; and, WHEREAS, there have been several attempts to adopt a Local Coastal Program that can be recognized by both the Louisiana Department of Natural Resources and the National Oceanographic and Atmospheric Administration; and, WHEREAS, approval of a Local Coastal Program will increase our parish's say in the management of our coastal resources; and, WHEREAS, the St. Charles Parish Coastal Zone Advisory Committee has worked since the early 1979's toward this goal; and, WHEREAS, the public was engaged throughout the development of the Plan; and, WHEREAS, the Council entered into a contract with South Central Planning and Development to lead the Parish in the development of the Local Coastal Program; and,

WHEREAS, this Local Coastal Program ordinance is a part of the Local Coastal Plan and when adopted makes the plan part of St. Charles Parish law; and, WHEREAS, the ordinance was presented to the Coastal Zone Advisory Committee with comments and correction on October 1, 2015; and, WHEREAS, the Coastal Zone Advisory Committee has forwarded the ordinance to the St. Charles Parish Council with a recommendation to approved as amended.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS: SECTION I. The ordinance to amend the St. Charles Parish Code of Ordinance by adding Chapter 26, The St. Charles Parish Local Coastal Program shall read as follows:

CHAPTER 26 - ST. CHARLES PARISH LOCAL COASTAL PROGRAM
The following article, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Act-means the Louisiana State and Local Coastal Resource Management Act (SLCRMA), R.S. 49:214.21 et seq.
Administrator (See also State Administrator)-means the administrator of the Office of Coastal Management within the Louisiana Department of Natural Resources.

Affected Landowner-means the owner of the land on which a proposed activity, which would result in an unavoidable net loss of ecological value, is to occur.
Affected Parish-means the parish in which a proposed activity, which would result in an unavoidable net loss of ecological value, is to occur.

After-the-fact permit-means a coastal use permit issued after the commencement of an activity or use.
Aggrieved party-means any person who receives a decision adverse to their interests or proposed objectives.
Agricultural, forestry and aquaculture activities-means those activities:

- (1) That are common practice and incident to agriculture, forestry and aquaculture, provided that the activity is one of an on-going basis for a period of at least ten years, including the year previous to the activity in question;
(2) That do not require a permit from the U.S. Army Corps of Engineers; and
(3) That do not result in a new or changed use of the land.

Examples include seeding, fence building and harvesting.
Alterations of Waters Draining in Coastal Waters-means those uses or activities that would alter, change, or introduce polluting substances into runoff and thereby modify the quality of coastal waters. Examples include water control impoundments, upland and water management programs, and drainage projects from urban, agricultural and industrial developments.

Applicant-means the owner of the property for which a use requiring a coastal use permit is requested, an agent, or someone specifically authorized in writing by the owner to make an application. No "unknown owner" applicants will be allowed.
Approved Local Program-a local coastal management program which has been and continues to be approved by the secretary pursuant to 214.28 of the State and Local Coastal Resources Management Act (SLCRMA).

Average Annual Habitat Unit-is a unit of measure of ecological value, average annual habitat units are calculated by the formula: (sum of cumulative habitat units for a given project) / (number of project years).
Beneficial Use of Dredged Material-means use of dredged material excavated and not replaced pursuant to a proposed activity for which a coastal use permit is required, so as to protect, create, or enhance wetlands; use of material dredged pursuant to an alternative dredging activity to protect, create, or enhance wetlands, so as to offset failure to use the dredged material from the proposed activity to protect, create, or enhance wetlands; or contribution to the Coastal Resources Trust Fund to replace, substitute, enhance, or protect ecological values, so as to offset failure to use the dredged material from the proposed activity to protect, create, or enhance wetlands.

Beneficial Use of Dredged Material Plan (BUDM Plan)-a document submitted to the secretary for approval as part of an application, specifying the beneficial use of dredged material proposed by the applicant.
Best Practical Techniques-means those methods or techniques which would result in the greatest possible minimization of the adverse impacts listed in §7011.0 and in specific guidelines applicable to the proposed use. Those methods or techniques shall be the best methods or techniques which are in use in the industry or trade or among practitioners of the use, and which are feasible and practical for utilization.

Buffer zone-means a strip of land adjoining a wetland mitigation site to protect the wetland habitat and wildlife within the bank from the impact of an activity outside the buffer zone. The term includes a strip of land composed primarily of water or a strip of land that includes a fence, wall, or screen of vegetation when these visual barriers also provide functional protection for the wetland.
Camp-means a structure built and used for noncommercial and nonprofit purposes and commonly referred to as single-family, not multiple-family dwellings and shall apply only to such structure built singly, not as part of a subdivision, tract development, speculative building, or recreational community development and intended for periodic occupancy.

Closely related actions means those actions that:
(1) Automatically trigger other actions which may require permits;
(2) Cannot proceed unless other actions are taken previously or simultaneously; or
(3) Are interdependent parts of a larger action and depend upon the larger action for their justification.

Coastal Use Permit (CUP) or permit-means those permits required by R.S. 49:214.30.
Coastal Water Dependent Uses-means those which must be carried out on, in or adjacent to coastal water areas or wetlands because the use requires access to the water body or wetland or requires the consumption, harvesting or other direct use of coastal resources, or requires the use of coastal water in the manufacturing or transportation of goods. Examples include surface and subsurface mineral extraction, fishing, ports and necessary supporting commercial and industrial facilities, facilities for the construction, repair and maintenance of vessels, navigation projects, and fishery processing plants.

Coastal waters-means bays, lakes, inlets, estuaries, rivers, bayous and other bodies of water within the boundaries of the coastal zone.
Coastal zone-means that area described in R.S. 49:214.24.
Coastal Zone Management Program-means the applicable laws, regulations, policies and guidelines developed by federal, state and local government to implement the coastal zone management act.

Compensatory mitigation-means replacement, substitution, enhancement or protection of ecological values to offset anticipated losses of those values caused by a permitted activity.
Conservation Servitude-as defined at R.S. 9:1272(1), means a non-possessory interest of a holder in immovable property imposing limitations or affirmative obligations the purposes of which include retaining or protecting natural, scenic, or open-space values of immovable property, assuring its availability for agricultural, forest, air or water quality, or preserving the historical, archaeological, or cultural aspects of unimproved immovable property.

Contaminant-means an element causing pollution of the environment that would have detrimental effects on air or water quality or on native flora or fauna.
Continuing Uses-are activities which by nature are carried out on an uninterrupted basis, examples include shell dredging and surface mining activities, projects involving

maintenance dredging of existing waterways, and maintenance and repair of existing levees.

**Corps**-means the U.S. Army Corps of Engineers (USACE).

**CRMA** (see also SLCRMA)-the Coastal Resource Management Act (of 1978, Act 361, as amended).

**Cumulative Habitat Unit**-a unit of measure of ecological value; for each time interval within the project years. Cumulative habitat units are calculated by a formula that is determined by the Louisiana Department of Natural Resources.

**Cumulative impacts**-means the influence on the environment resulting from the incremental effects of an activity when added to other past, present, and reasonably foreseeable future activities regardless of what agency or person undertakes those activities. Cumulative impacts may result from individually minor but collectively significant activity taking place over a period of time. Secondary impacts caused or enabled by a particular project are considered cumulative, including, but not limited to increased development in an area where new sewers, roads, and other infrastructure have been built, whether plans exist for this area at the time the infrastructure is built or not. Cumulative impacts may result from activity outside the coastal zone or from activity exempt under coastal zone permitting.

**CZM Administrator** (See also **Local Administrator**)-means the parish professional charged with implementing and administering this article and the local coastal zone management plan.

**Department or DNR**-means the Louisiana Department of Natural Resources.

**Development Levees**-those levees or associated water control structures whose purpose is to allow control of water levels within the area enclosed by the levees to facilitate drainage or development within the leveed areas. Such levee systems also commonly serve for hurricane or flood protection, but are not so defined for purposes of these guidelines.

**Direct and significant impact**-means an impact that perceptibly or measurably alters the physical, hydrological, chemical, or biological characteristics of coastal waters as a result of an action or series of actions undertaken by man.

**Dredge or Dredging**-(verb) means the removal by excavation or any other means of native material, including silt, sand, mud, clay, and semi-solid sediment, regardless of whether the material supports or is supporting vegetation, from any lands or water bottoms in the coastal zone of Louisiana.

**Dredged Material**-means soil, mud, and/or other sediment that will be dredged pursuant to a proposed activity for which a coastal use permit or other authorization is required.

**Ecological Value**-means the ability of an area to support vegetation and fish and wildlife populations.

**Emergency**-means a situation that poses an immediate threat to public safety, life, health or property and action in response to the threat cannot await the permitting process. Declaration of an emergency must come from a governmental body with authority to make such declarations and continues for the time that the body specifies.

**Endangered Species**-means a species as defined in the Endangered Species Act, as amended, any species which is in danger of extinction throughout all or a significant portion of its range other than a species of the Class *Insecta* determined by the Secretary of the U.S. Department of Interior to constitute a pest whose protection under the provisions of the Endangered Species Act, as amended, would present an overwhelming and overriding risk to man.

**Environmental Management Unit (EMU)**-means an area with certain distinguishing physical, hydrological, chemical, biological or cultural characteristics.

**Exempted use**-means any use specifically listed in this article as not requiring a permit.

**Expectable Adverse Conditions**-means natural or man-made hazardous conditions which can be expected or predicted to occur at regular intervals. Included are such events as 125 mile per hour hurricanes and associated tides, 100 year floods and reasonably probable accidents.

**Fastlands-Lands**-owned by public-owned, maintained, or otherwise validly existing levees or natural formations as of January 1, 1979, or as may be lawfully constructed in the future, which levees or natural formations would normally prevent activities, not to include the pumping of water for drainage purposes, within the surrounded area from having direct and significant impacts on coastal waters.

**Feasible and Practical**-means those locations, methods and/or practices which are of established usefulness and efficiency and allow the use of activity to be carried out successfully.

**Federal Advisory Agencies**-include, but are not limited to, the U.S. Fish and Wildlife Service, the U.S. National Marine Fisheries Service, the U.S. Environmental Protection Agency, and the U.S. Natural Resources Conservation Service.

**Force Majeure**-flood, war, blockade, lightning, fire, storm, flood, and any other cause which is not within the control of the party claiming force majeure.

**Future with Project Scenario**-means a portrayal of anticipated changes to ecological values (i.e., habitat values and wetland acreage) throughout the project years in a situation where a given project would be implemented.

**Future without Project Scenario**-means a portrayal of anticipated changes to ecological values (i.e., habitat values and wetland acreage) throughout the project years in a situation where a given project would not be implemented.

**Geologic Review Procedure**-a process by which alternative methods, including alternative locations, for oil and gas exploration are evaluated on their environmental, technical, and economic merits on an individual basis; alternative methods, including alternative locations, of oil and gas production and transmission activities which are specifically associated with the proposed exploration activity shall also be evaluated in this procedure. The alternative methods, including alternative locations, are presented and evaluated at a meeting by a group of representatives of the involved parties. A geologic review group is composed, at a minimum, of representatives of the applicant, a petroleum geologist and a petroleum engineer representing the Coastal Management Division and/or the New Orleans District Corps of Engineers, and a representative of the Coastal Management Division Permit Section, and may include, but is not limited to, representatives of the Louisiana Department of Wildlife and Fisheries, the Louisiana Department of Natural Resources, the U.S. Army Corps of Engineers, the U.S. Fish and Wildlife Service, the U.S. National Marine Fisheries Service, and the U.S. Environmental Protection Agency.

**Governmental Body**-any public department, agency, bureau, authority, or subdivision of the government of the United States or the state of Louisiana and shall include parishes and municipalities and subdivisions thereof and those governmental agencies constitutionally established.

**Guidelines**-means L.A.C. title 43, chapter 7, entitled "Coastal Management."

**Habitat**-the natural environment where a plant or animal population lives.

**Habitat Types**-means the general wetland vegetative communities which exist in the Louisiana Coastal Zone, including fresh marsh, intermediate marsh, brackish marsh, saline marsh, fresh swamp, and bottomland hardwoods.

**Hurricane or Flood Protection Levees**-means those levees and associated water control structures whose primary purpose is to prevent occasional surges of flood or storm generated high water. Such levee systems do not include those built to permit drainage or development of enclosed wetland areas.

**Hydrologic and Sediment Transport Modifications**-means those uses and activities intended to change water circulation, direction of flow, velocity, level, or quality or quantity of transported sediment. Examples include locks, water gates, impoundments, jetties, groins, fixed and variable weirs, dams, diversion pipes, siphons, canals, and surface and groundwater withdrawals.

**Hydrologic Basin**-means one of the nine general drainage areas within the Louisiana Coastal Zone as delineated on pages A-2 and A-3 of the Louisiana Coastal Wetlands Conservation and Restoration Plan, April 1990.

**Impoundment Levees**-means those levees and associated water control structures whose primary purpose is to contain water within the levee system either for the prevention of the release of pollutants, to create fresh water reservoirs, or for management of fish and wildlife resources.

**Infrastructure**-means those systems which provide needed support for human social institutions and developments, including transportation systems, public utilities, water and sewerage systems, communications, educational facilities, health services, law enforcement and emergency preparedness.

**In-kind mitigation**-Identical to same-kind mitigation.

**In-Lieu Permit**-means those permits issued in-lieu of coastal use permits pursuant to 214.31 of the SLCRMA.

**Interested person**-means any of the following:

(1) Any applicant, an agent or an employee of the applicant, or a person receiving consideration for representing the applicant, or a participant in a proceeding on the matter.

(2) Any person with a financial interest in a matter before the appeals panel, or an agent or employee of the person with a financial interest, or a person representing the person with a financial interest.

(3) A representative acting on behalf of any civic, environmental, neighborhood, business, labor, trade, or similar organization who intends to influence the decision of the appeals panel on a matter before the appeals panel.

**Levee**-means an embankment to control, retain or prevent movement of water or other material.

**Linear Facilities**-means those uses and activities which result in creation of structures or works which are primarily linear in nature. Examples include pipelines, roads, canals, channels, and power lines.

**Local administrator** (See also **CZM Administrator**)-means the parish professional charged with implementing and administering this article and the local coastal zone management plan.

**Local coastal program advisory committee or committee**-means the group of nine individuals representing coastal area user groups.

**Local government**-means the parish council and/or the parish administration.

**Local Program**-same as approved local program.

**Marsh**-wetlands subject to frequent inundation in which the dominant vegetation consists of reeds, sedges, grasses, cattails, and other low growth.

**Master Plan**-Integrated Ecosystem Restoration and Hurricane Protection; Louisiana's Comprehensive Master Plan for a Sustainable Coast, promulgated by the Coastal Protection and Restoration Authority pursuant to R.S. 49:213.1, et seq., as in effect on the date of submission of a complete application.

**Minerals**-oil, gas, sulfur, geothermal, geopressure, salt, or other naturally occurring energy or chemical resources which are produced from below the surface in the coastal zone. Not included are such surface resources as clam or oyster shells, dirt, sand, or gravel.

**Mitigation**-means all actions taken by an applicant to avoid, minimize, restore and compensate for loss of an area's ability to support vegetation, fish and wildlife populations due to a permitted activity.

**Mitigation bank**-means a parcel of land that has undergone or is proposed to undergo a physical change necessary to enhance, restore or create wetland habitat on the parcel expressly to offset an adverse impact to another wetland caused by an approved or future projects. Timing distinguishes a bank from off-site mitigation. Off-site mitigation is usually created concurrent with or subsequent to the project rather than before a project. Mitigation credits, as valued under L.A.C. title 43, part 1, section 724E.1.b. and defined in this section, may be donated, sold, traded, or otherwise used for the purpose of compensating for ecological values lost due to a permitted activity.

**Mitigation credit**-means a unit of measured area that supports wetland habitat, wetland habitat value, and wetland function that did not exist at the mitigation bank site before the bank was developed. Credits are determined in accordance with L.A.C. title 43, part 1, section 724.

**Navigational aids**-means buoys, marker piles, dolphins, piling, and/or pile clusters when in conformance with U.S. Coast Guard standards and do not involve dredge and fill activity.

**Non-Continuing Uses**-are activities which by nature are done on a one-time basis, examples include dredging access canals for oil and gas well drilling, implementing an approved land use alteration plan and constructing a new port or marina facility.

**Normal maintenance and repair**-means activity taken to reasonably preserve the utility of a lawfully existing structure in active use for the year preceding the proposed activity. It does not include expanding an existing structure, dredging and filling, or altering the magnitude or function of the original structure.

**Off-Site**-meaning not within or adjoining the area directly modified by the permitted activity and not directly related to implementation of the permitted activity.

**Oil, Gas and Other Mineral Activities**-means those uses and activities which are directly involved in the exploration, production, and refining of oil, gas, and other minerals. Examples include geophysical surveys, establishment of drill sites and access to them, drilling, on site storage of supplies, products and waste materials, production, refining, and spill cleanup.

**On-site mitigation**-means all measures that may be taken to offset or eliminate damage or destruction to the functional characteristics and processes of a wetland, changing the operational characteristics of the proposed activity, or creating or enhancing wetland functions or values at the project site.

**Out-of-kind mitigation**-means the creation of habitat functions and types at the mitigation site substantially different from those that existed at the project site; restoration of a bottomland hardwood site as mitigation for a project in a salt marsh is one example.

**Overriding public interest**-means that the public interest benefits of a given activity clearly outweigh the public interest benefits of compensating for wetland values lost as a result of the activity, as in the case of the construction of flood protection facilities critical for protection of existing infrastructure.

**Parish Council**-means the legislative authority of general jurisdiction at the parish level.

**Particular Areas**-means a portion of a parish with an approved local program which has unique and valuable characteristics requiring special management procedures. Such areas shall be identified, designated, and managed by the local government following procedures consistent with those for special areas.

**Permit**-means a Coastal Use Permit, or an in-lieu permit.

**Permitting Body**-means either the Department of Natural Resources or a local government with authority to issue, or that has issued, a coastal use permit authorized by the SLCRMA.

**Person**-means any individual, partnership, association, trust, corporation, or government body.

**Project years**-means the anticipated number of years that the proposed activity would have a negative or positive impact on the ecological value of the site. Project years shall be 20 years for marsh habitats and 50 years for forested habitats, unless it is clearly demonstrated by the applicant and accepted by the secretary to be shorter in duration.

**Public hearing**-means any hearing announced to the public at least 30 and no more than 60 days in at least two newspapers covering the parish. Hearings will be held in the closest available site to the permit site or local community. All interested persons shall be afforded a reasonable opportunity to make written or oral submissions on the subject of the hearing.

**Residence**-means a structure built and used for noncommercial and nonprofit purposes and commonly referred to as single-family dwellings, not multiple-family dwellings and shall apply only to such structures built singly, not as part of a subdivision, tract development, speculative building, or recreational community development and intended as a primary residence.

**Residential Coastal Use**-means any coastal use associated with the construction or modification of a single-family, duplex, or triplex residence or camp, or that also includes the construction or modification to any outbuilding, bulkhead, pier, or

appliance on a lot on which there exists a single-family, duplex, or triplex residence or camp or on a water body which is immediately adjacent to such lot.

**Residents**-means both real persons and entities whose occupancy in parish is intended to be on an ongoing, primary nature. These include, but are not limited to civic, environmental, neighborhood, business, labor, trade, or similar organizations or a legally recognized business entity.

**Same-kind mitigation**-means the creation of habitat functions and types at the mitigation site substantially similar to those that existed at the project site; restoration of a bottomland hardwood site as mitigation for a project in a bottomland hardwood site is one example.

**Secondary impact**-an impact which would:

1. Result from the proposed activity;

2. Causing significant modifications or alterations to the physical characteristics of acreage beyond the limit of the area depicted as being altered in the accepted permit application drawings; and

3. Be identified and quantified by the secretary based on an evaluation of similar and previously implemented activities.

**Secretary**-means the secretary of the department of natural resources or designee.

**Sediment Deposition Systems**-means controlled diversions of sediment-laden water in order to initiate land building or sediment nourishment or to minimize undesirable deposition of sediment in navigation channels or habitat areas. Typical activities include diversion channels, jetties, groins, or accretion ponds.

**Shoreline Modifications**-means those uses and activities planned or constructed with the intention of directly or indirectly changing or preventing change of a shoreline. Examples include bulk-heading, piers, docks, wharves, slips, short canals, and jetties.

**SLCRMA**-the State and Local Coastal Resources Management Act of 1978, Act 361 of 1978 as amended, R.S. 49:214.21-49:214.42.

**Special Areas**-means those portions of the coastal zone within the parish that require special management procedures due to certain unique and valuable characteristics. Examples include barrier islands, shell deposits, salt domes, archaeological sites, transportation corridors, endangered species habitat, ports, and recreational sites among others. These areas may be designated by the parish council and recommended by the committee.

**Spill Deposition**-the deposition of any excavated or dredged material.

**State Administrator** (See also **Administrator**)-means the administrator of the Office of Coastal Management within the Louisiana Department of Natural Resources.

**State Advisory Agencies**-include, but are not limited to, the Louisiana Department of Wildlife and Fisheries and the Louisiana Department of Environmental Quality.

**Supplemental material**-means any of the following or other, unlisted material deemed appropriate by the local administrator:

(1) A description of the physical, chemical, hydrological, biological and cultural environment in which the activity is proposed to take place;

(2) A list of alternatives to the proposed activity including a status quo alternative;

(3) A complete description of expected consequences to the physical, chemical, hydrological, biological and cultural environment;

(4) How any such impacts will be mitigated or offset including when these environmental benefits will be achieved, evidence to support the proposal's intended results and how the projected results, both positive and negative, may be monitored in the future.

**Surface Alterations**-means those uses and activities which change the surface or usability of a land area or water bottom. Examples include fill deposition, land reclamation, beach nourishment, dredging (primarily aerial), clearing, drainage, surface mining, construction and operation of transportation, mineral, energy and industrial facilities, and industrial, commercial, and urban developments.

**Third Party Right of Enforcement**-as defined at R.S. 9:1272(3), means a right provided in a conservation servitude to enforce any of the terms granted to a governmental body, charitable corporation, charitable association, or charitable trust, which, although eligible to be a holder, is not a holder.

**Toxic Substances**-those substances which, by their chemical, biological or radioactive properties, have the potential to endanger human health or other living organisms or ecosystems, by means of acute or chronic adverse effects, including poisoning, mutagenic, teratogenic, or carcinogenic effect.

**Unavoidable Net Loss of Ecological Values**-means the net loss of ecological value that is anticipated to occur as the result of a permitted/authorized activity, despite all efforts, required by the guidelines to avoid, minimize, and restore the permitted/authorized impact.

**Uplands**-means land that is five feet or more above sea level.

**Use**-means any use or activity within the coastal zone which has a direct and significant impact on coastal waters.

**Waste**-means any material for which no use or reuse is intended and which is to be discarded.

**Waste Disposal**-means those uses and activities which involve the collection, storage and discarding or depositing of any solid or liquid material. Examples include littering; landfill; open dumping; incineration; industrial waste treatment facilities; sewage treatment; storage in pits, ponds, or lagoons; ocean dumping and subsurface disposal.

**Water or Marsh Management Plan**-a systematic development and control plan to improve and increase biological productivity, or to minimize land loss, saltwater intrusion, erosion or other such environmental problems, or to enhance recreation.

**Wetland**-means:

1. for the purpose of this Ordinance except for Section 724 of SLCRMA open water areas or areas that are inundated or saturated by surface or groundwater at a frequency and duration sufficient to support, and under normal circumstances, do support a prevalence of vegetation typically adapted for life in saturated soil conditions;

2. for the purpose of Section 724 (as defined in R.S. 49:214.1), an open water area or an area that is inundated or saturated by surface or ground water at a frequency and duration to support, and that under normal circumstances does support, a prevalence of vegetation typically adapted for life in saturated soil conditions, but specifically excluding fastlands and lands more than five feet above sea level which occur in the designated coastal zone of the state. Wetlands generally include swamps, marshes, bogs, and similar areas.

**Wetland functions**-means a service that wetlands perform, including floodwater attenuation, floodwater conveyance, groundwater discharge, erosion control, wave attenuation, water quality protection, scenic and aesthetic use, food chain support, and habitat for fish, wildlife, invertebrates, and plants, among others.

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- 4.3. Committee activities shall be coordinated by the CZM Administrator.
- 4.4. The seven-member advisory committee will be appointed by the parish council with a member appointed by each council member.
- 4.5. The committee shall review and comment upon any proposed rules and regulations impacting the coastal zone.
- 4.6. The committee shall recommend to the parish council any modifications to this ordinance.
- 4.7. The committee shall review and comment upon any coastal use permit at the request of the local CZM administrator.
- 4.8. The committee shall nominate representatives to hear appeals in accordance with this article.
- 4.9. The committee shall assist the CZM Administrator in submitting a regular report descriptively on the coastal zone management program to the DNR secretary as required and make copies available to the public. The report shall include the number, type and characteristics of the CUP applications, decisions, appeals, variances, enforcement actions, and problem areas in the parish coastal zone management program for the past year and proposed changes in the state or local coastal zone management program.
- 4.10. The committee shall enforce this Ordinance and the Act.

**5. SECTION 19-55 - COASTAL USE PERMIT APPLICATIONS**

5.1. Undertaking a local or state use in the St Charles Parish coastal zone without a Coastal Use Permit or in violation of permit terms is unlawful. Activities listed under L.A.C. 43:1,723(B) et al. and LA R.S. 49:214.34(A) are exempt from this ordinance, except when that particular activity would have direct and significant impact on coastal waters. These exceptions noted in the revised statutes must be described in a completed permit application to allow a determination of whether they have a direct and significant impact on coastal waters. The following procedure shall be followed in applying for a coastal zone use permit:

- 5.1.1. All applications shall be made on the forms prescribed by the secretary, available at the parish coastal zone management office or online at the Louisiana Department of Natural Resources, Office of Coastal Zone Management's Website.
- 5.1.2. Applications may be submitted to either the local CZM Administrator or the State Administrator.
- 5.1.3. Applications must include material required by L.A.C. title 43, section 723(C)(2), including, but not limited to, the following:

5.1.3.1. Maps showing actual location, size and dimensions of the real property proposed at the use site. Maps shall be the latest available (e.g., earth imaging infrared, coast and geodetic survey maps or equivalent).

5.1.3.2. Plans showing the exact location, size, and height of the buildings or structures to be developed.

5.1.3.3. A list of all applications, approvals and/or denials already made concerning the development by federal, state or local agencies;

5.1.3.4. A description of the extent to which any watercourse or natural drainage will be altered or relocated as a result of the proposed coastal use;

5.1.3.5. A description of how the projects impacts may be tracked in the future.

5.1.3.6. If the development involves dredging, a description of the type, quantity and composition of the dredged material, the method of dredging and disposal.

5.1.4. Applicants may be requested to provide supplemental material upon determination of need by the local CZM Administrator. If after 30 days an applicant should fail to respond to the request for supplemental material, the application will be deemed withdrawn. The local administrator shall notify the applicant in writing of the withdrawal and include a copy of the request for supplemental material;

- 5.1.4.1. Processing will be stopped pending receipt of necessary changes or information from the applicant and the processing periods will be interrupted.
- 5.1.4.2. If the applicant fails to respond within 30 days to any request or inquiry of the local CZM Administrator or the State Administrator, the permitting body may advise the applicant that his application will be considered as having been withdrawn unless and until the applicant responds within 15 days of the receipt of the letter requesting changes or information.
- 5.1.4.3. Upon receipt of the required changes or information a new processing period will begin.
- 5.1.5. Assistance and consultation will be provided to any applicant so requesting.
- 5.1.6. Separate applications shall be made for each unrelated, single action. Actions that are closely related should be included in a single permit application;
- 5.1.7. Application fees may be assessed according to a schedule prepared and posted by the local CZM Administrator;
- 5.1.8. Each application may be required to include an acceptable surety bond of \$5,000.00 to ensure adjustment, alteration or removal should the CZM administrator or the committee determine it to be appropriate for compliance with this article, the guidelines, and the Act.
- 5.1.8.1. If required, the bond shall be returned to the applicant promptly when:
  - 5.1.8.1.1. The applicant withdraws the application;
  - 5.1.8.1.2. The permit application is denied; or
  - 5.1.8.1.3. The completed project has been inspected and determined to be in compliance with the terms of the permit.
- 5.1.8.2. After demonstrating repeatedly the good faith compliance with all permit terms and conditions, an applicant may request that the local CZM Administrator waive the bond requirement or reduce the amount.
- 5.1.9. After following due notice to comply with all permit terms and conditions in the past six months, the local CZM Administrator may enhance the bond requirement or cause the forfeiture of the bond by the owner.

**6. SECTION 19-56 - PERMIT REVIEW PROCESS**

6.1. Upon receipt of a complete application packet, the local CZM Administrator shall make an initial review to determine whether the activity fits within the exempted activities or whether the activity would not have a direct and significant impact on the coastal waters.

6.1.2. If the activity is exempt or upon a finding of no impact(s), the local CZM Administrator forward to the OCM for an authoritative concurrence. If the activity is not exempt or upon a finding that direct and significant impact(s) will result from the proposed activity, the CZM Administrator shall assign it a number, acknowledge receipt, and ascertain whether the application is for a state or local use in accordance with R.S. 49:214.25 et al.

6.1.3. Application processing will begin when an application that is apparently complete is accepted by the local CZM Administrator or the State Administrator. When received by the local CZM Administrator, the local CZM Administrator shall assign it a number, acknowledge its receipt and make an initial determination of whether the proposed activity is a state or local concern in accordance with LA R.S. 49:214.25(A). Copies of all applications submitted to St. Charles Parish CZM Administrator along with the local CZM Administrator's initial determination shall be submitted to the Secretary within two (2) days of receipt.

6.2. When it is determined to be a Local Use/Concern:

6.2.1. Upon the determination that a permit application is a local concern either by the State Administrator, the local CZM Administrator shall make public notice of the pending local use application made in accordance with LAC 43:1,723(C)(5)

6.2.2. Notice of a pending application shall include the permit number, the location of the proposed activity, and information allowing members of the public to comment on the proposal for 25 days.

6.2.3. Before expiration of the applicable public comment period, the local CZM Administrator shall:

- 6.2.3.1. Forward copies of the local concern application to the local Coastal Zone Committee and appropriate parish officials
- 6.2.3.2. Solicit comment(s) both the Coastal Zone Committee, appropriate parish officials and as appropriate other agencies with expertise.
- 6.2.3.3. Make a determination regarding the appropriateness of calling a public hearing on the proposed local use based on the same requirements noted for state concerns or at the request of the applicant or a majority of the coastal advisory committee. To be considered, the request must be received within 25 days of the official journal publication. A decision to call a public hearing shall interrupt the timeline for deciding the appropriateness of issuing or denying the permit application, however, the hearing shall be scheduled in a prudent manner. Any documents, studies or other data in the applicant's possession relevant to the proposed use must be made available to the public for review, study, and duplication at least five (5) days prior to the hearing. As additional materials are developed, they must also be made available. When appropriate, the local CZM Administrator shall hold a public hearing in accordance with the St. Charles Parish's procedures governing public hearing. After expiration of the applicable public comment period, the local CZM Administrator shall take one of the following actions:
  - 6.2.3.3.1. Consider and address in writing each comment received on the application in the final permit decision.
  - 6.2.3.3.2. Include a short, plain statement explaining the basis for decision on each final permit decision.
  - 6.2.3.3.3. Either
    - 6.2.3.3.3.1. Issue the local use permit, based on this article, the guidelines and the Act, OR
    - 6.2.3.3.3.2. Issue the local use permit with conditions, based on the parish coastal zone management plan, the guidelines and the Act.
    - 6.2.3.3.3.2.1. send a draft permit to the applicant for acceptance and signature or send notice of denial to the applicant within 30 days of the giving of public notice or within 15 days after the closing of the record of a public hearing, if held, whichever is later and in accordance with LAC 43:1,723(C)(8).
  - 6.2.3.3.4. Or
    - 6.2.3.3.4.1. Deny the local use permit, based upon the parish coastal zone management plan, the guidelines, and the Act.

6.3. When it is determined to be a State Use/Concern:

6.3.1. Upon the determination that a permit application is a use of state concern, concern, the local administrator shall review the proposed activity for consistency with their program guidelines and with the goals, objectives and policies developed for the environmental management units(s) in which the proposed activity would take place. Based on this review the local administrator shall:

- 6.3.1.1. Forward copies of the state concern application to appropriate parish officials.
- 6.3.1.2. Solicit comments from the local program committee and parish officials.
- 6.3.1.3. Request a public hearing when there is significant public opposition to a proposed use, when there have been requests from legislators or local governments or other local authorities, or in controversial cases involving significant economic, social, or environmental issues.
- 6.3.1.4. Follow the guidelines for public hearing for a local concern and then after expiration of the applicable public comment period, the local CZM Administrator shall take one of the following actions:
  - 6.3.1.4.1. Comment upon a state use application.
  - 6.3.1.4.2. Solicit comment upon a state use application from the committee.
  - 6.3.1.5. The local CZM Administrator may submit comments to the State Administrator regarding the application within 25 days from the date of the official journal publication of the notice.

6.3.2. Note: General permits have a shorter window of review time and the local administrator should forward comments in accordance with the general permit timelines.

6.4. Any person may obtain a copy of the permit application and supporting documents by making a request to parish office of coastal zone management and providing reasonable costs of copying, postage, and handling.

- 6.5. Terms and acceptance of permits
  - 6.5.1. Term of issued permits. A CUP shall remain valid for two years after the date of issuance. Should a project proponent desire more time, they may seek to either:
    - 6.5.1.1. Have the permit renewed based on a demonstration that diligent efforts have been made to complete the project within the allotted time but that events beyond the proponent control delayed completion; or
    - 6.5.1.2. Have the permit issued for a longer period up to three years based upon conclusive evidence demonstrating that the use will extend beyond a year under ordinary circumstances. After three years, a new permit application must be made.
  - 6.5.2. The local CZM Administrator has discretion to grant an applicant more time under either of the circumstances in subsection 6.5.1. of this section.
  - 6.5.3. By accepting the permit, the applicant agrees to the following:
    - 6.5.3.1. To act in accordance with the plans and specifications as contained in the approved application;
    - 6.5.3.2. To comply with permit conditions imposed to ensure compliance with this article;

- 6.5.3.3. To adjust, alter or remove any structure or physical alteration if the local CZM Administrator and a majority of the committee determine such action is necessary to achieve compliance with this article;
- 6.5.3.4. To provide an acceptable surety bond, in an appropriate amount as posted by the CZM Administrator, to ensure adjustment, alteration, or removal should the applicant fail to take such action when requested;
- 6.5.3.5. To hold the state, the parish and all officers and employees thereof harmless from any injury to persons or property resulting from actions undertaken to carry out the permit;
- 6.5.3.6. To certify that the permitted activity has been completed in accord with permit or, upon request of the local administrator, provide certification from a licensed professional to that effect;
- 6.5.3.7. To allow reasonable inspection of the project for purposes of monitoring and compliance inspections.

**7. SECTION 19-57 - AFTER THE FACT PERMITS.**

7.1. A CUP may be issued as an after-the-fact permit under one of the following circumstances:

- 7.1.1. The activity taken was undertaken in response to an emergency and the parish official was notified of the activity;
- 7.1.2. The activity taken was in violation of this article but would likely have been permitted if the applicant had applied for a permit;
- 7.1.3. The activity taken was in violation of this article but would likely have been permitted if the applicant had accurately described the project as completed in the application materials.

7.2. An after-the-fact permit may be limited in duration at the discretion of the local administrator but shall not exceed the time allocated for issuance of similar CUPs obtained through the normal process.

7.3. An after-the-fact permit must be requested within 15 days of the activity subject to permitting, at which time the application will proceed as any other application.

7.4. When an after-the-fact permit is issued as part of an enforcement action, additional terms and conditions may be included at the discretion of the local administrator or committee as consideration of circumstances unique to the particular applicant, including, but not limited to, fines, posting of larger bonds to assure compliance and reporting requirements to monitor the project. Increased mitigation requirements may be required on or off site over normal permit requirements.

7.5. An applicant for an after-the-fact permit may be required to fulfill conditions in the permit despite completion of the activity or return the area to its pre-emergency state if the application is denied.

7.6. For purposes of this article, an after-the-fact permit shall be treated as any other permit after it is issued.

**8. SECTION 19-58 MITIGATION**

8.1. Applicability, requirements

8.1.1. Provisions on mitigation shall be read and construed as a whole and in accordance with applicable state regulations, L.A.C. title 43, part I, chapter 7, section 724, which designate the secretary of the Louisiana Department of Natural Resources (LDNR) as the authority responsible for all decisions respecting mitigation.

8.1.1.1. In accordance with R.S. 49:214.41(C), compensatory mitigation is not required in a CUP for an activity that does not have direct and significant coastal zone impacts:
 

- 8.1.1.1.1. In a wetland existing in a fastland;
- 8.1.1.1.2. In a wetland more than five feet above mean sea level; or
- 8.1.1.1.3. When an applicant has satisfactorily demonstrated to the secretary that the required mitigation would render impracticable an activity proposed to be permitted and that such activity serves a clearly overriding public interest, and the provisions of R.S. 49:214.41(C) are met.

- 8.1.1.2. Projects exempt from the compensatory mitigation requirements may still be required to include other forms of mitigation or to mitigate for other types of impacts under regulations promulgated in accordance with R.S. 49:214.41, such as L.A.C. title 43, section 724(B)(1)(a) and (b).

8.1.2. The local CZM Administrator shall implement mitigation activities in accordance with the directives of Louisiana's Coastal Resources Program (LCRP).

8.1.3. Actions of the local administrator respecting mitigation - Actions by the local administrator respecting wetlands mitigation may include the following:

- 8.1.3.1. Authorizing or making a continuing study of wetland areas and wetland mitigation programs;
- 8.1.3.2. Consulting with, providing information to, and entering into an agreement with a federal agency, state agency, or private entity to identify and publish information about wetland areas;
- 8.1.3.3. Cooperating with a federal or state agency in connection with a study or investigation regarding the adequacy of a local measure with respect to a federal or state wetland program;

**9. SECTION 19-59 - APPEALS**

9.1. Any person adversely affected by a permit decision, any landowner in, or resident of parish and any government authority may request an administrative appeal of the local CZM Administrator's decision by filing a written notice to the local CZM appeals panel within 15 days from the date the decision was issued. The party requesting any appeal shall provide:

- 9.1.1. A copy of the notice shall be provided to all parties of record and to the local CZM Administrator by the party requesting any appeal.
- 9.1.2. The party requesting an appeal shall include in the submission to the local CZM Administrator a copy of the permit decision being appealed and a copy of the permit application.

9.2. Notice of appeal shall:

- 9.2.1. Identify how the permit decision of the local CZM Administrator is contrary to law and any issues providing grounds for appeal;
- 9.2.2. State sufficient facts regarding the proposed project to allow adequate analysis of whether or not the local administrator's decision was supported by fact;
- 9.2.3. Include the name, address, and phone number of the party requesting review and, if applicable, the party's legal representative;
- 9.2.4. Provide a short statement indicating how the party requesting the appeal would like the appeals panel to remedy the situation;
- 9.2.5. Include a statement that the party requesting an appeal has read the notice and believes the contents to be true, followed by the party's signature and that of the party's representative, if any.
- 9.2.6. Not include issues not raised during the application process constitute except for allegations of any of the following:
  - 9.2.6.1. New evidence pertinent to the key issues upon which the permit decision was based that may not have been discovered before or during the application review process by using due diligence;
  - 9.2.6.2. Fraud, as defined by state law, or corruption in the application process; or
  - 9.2.6.3. Other good grounds for further consideration in the public interest. The term "good grounds" includes, but is not limited to a failure to consider pertinent issues or facts in the initial review process.

9.3. Upon receipt of a completed appeals packet, containing proper notice as defined above, a copy of the decision and a copy of the application, the local CZM Administrator shall notify the appellant of its receipt by mail.

9.4. A public appeal may be held upon the request of ten or more residents of parish or any parish in which impacts of the project may be realized or a combination thereof.

9.4.1. The request for public appeal must be made in writing to the local CZM Administrator:

- 9.4.1.1. Within ten days of the notice for administrative appeal or within ten days of the local administrator's decision; and
- 9.4.1.2. Contain the names, signatures, address of legal residence, and phone numbers of each resident requesting a public appeal and of their legal representative, if any.

9.4.2. The public appeal shall replace the form of the administrative appeal described in this article, when properly requested. All provisions applicable to the administrative appeal shall be equally applicable to the public appeal unless clearly contradictory, impossible, or specifically excepted.

9.5. The local CZM administrator shall schedule an administrative appeal or public appeal within ten days of receiving a completed administrative appeals packet or proper request for a public appeal.

- 9.5.1. The local CZM Administrator shall promptly send each party of record the date, time, and location of the administrative appeal by registered mail.
- 9.5.2. The local CZM Administrator shall publish the date, time and location of any public appeal in a newspaper of general circulation in the parish of the proposed site for the project at issue.
- 9.5.3. The local CZM Administrator shall require the applicant to post notification of the upcoming appeal on the proposed site of the activity at issue.

9.6. Interested parties may appear personally or be represented by counsel at the public appeal to produce any competent evidence on their behalf.

9.7. The panel may administer oaths, examine witnesses, and issue notices of hearings or subpoenas requiring the testimony of witnesses and production of books, records or other relevant documents.

9.7.1. The appeals panel may admit and give probative effect to evidence that possesses probative value commonly accepted by reasonably prudent men in the conduct of their affairs. The appeals panel may exclude evidence they find incompetent, irrelevant, immaterial or unduly repetitive.

9.7.2. The appeals panel shall give effect to the rules of privilege recognized by law.

9.7.3. Objections may be made and considered, and shall be noted in the record.

9.7.4. The appeals panel may take notice of judicially cognizable facts, as requested by interested parties. Such facts include, but are not limited to, recognized technical or scientific facts.

9.7.5. Depositions may be taken in accordance with provisions governing the taking of depositions for civil court proceedings and admitted in the public appeal or administrative appeal.

9.7.6. Discovery may occur in accordance with provisions governing discovery for civil court proceedings in the district court of parish.

9.8. A verbatim transcript of testimony at the public appeal shall be prepared and, in addition to exhibits and documents introduced, constitute the record.

9.9. The appeals panel shall make findings of fact and a decision based upon the record when a public appeal is held. When an administrative appeal is held, the findings of fact and decision shall be based upon the following:
 

- 9.9.1. Written submissions from interested parties prepared for purposes of administrative appeal;
- 9.9.2. The original permit application and associated documentation; and
- 9.9.3. Any legislative facts (such as scientific studies) or documented communications the panel deems trenchant relative to material issues in the permit.

9.10. The appeals panel shall issue a written decision of a length and depth to enable a court to evaluate the rationale and fundamental facts underlying the decision. A copy of the appeals panel's decision shall be provided to each of the interested parties by the local administrator.

9.11. The appeals panel hearing appeals of permit decisions on applications for a CUP in parish shall be composed of three, unbiased members as follows:
 

- 9.11.1. The parish council shall appoint three local representatives to an ad hoc hearing panel.
- 9.11.2. The parish council shall appoint a local representative from the committee to serve as an appeals officer for purposes of this section. This representative can be removed only for cause. Local representatives shall be available on a rotating basis to hear administrative appeals and public appeals.
- 9.11.3. In addition to definition by pertinent state law, bias may include, but is not limited to interest in the outcome of the appeal, prior commitment, or individual prejudice towards an interested party.
- 9.11.4. Each member of the appeals panel has an equal vote and decisions shall be determined by majority rule.
- 9.11.5. The three member composition shall be used for both administrative appeals and public appeals.

- 9.12. Members of the appeals panel shall have no outside contact with any interested party regarding a fact in issue without prior notice to the other interested parties.
- 9.13. Members of the appeals panel shall not communicate privately with anyone outside the department of natural resources regarding the merits of the appeal without documenting such communication.
- 9.13.1. Documentation shall include:
- 9.13.1.1. The date, time, form and location of the communication;
- 9.13.1.2. The identity of the persons initiating and receiving the communication; and

9.13.1.3. A description of the content of the communication.

9.13.2. Interested parties may review the documentation upon written request to the appeals panel.

9.14. No appeals panel member shall make, participate in making, or attempt to use in any other way, the position of appeals panel member to influence a decision about which he has knowingly had communications required to be documented but that were not documented. In addition to any other applicable penalty, an appeals panel member who violates this provision shall be subject to a civil fine and be barred from participation in the current appeal and all future appeal decisions.

9.15. Any appeals panel member shall withdraw from any adjudicative proceeding in which he cannot accord a fair and impartial hearing or consideration.

9.15.1. The parish president may request the disqualification of an appeals panel member based on the inability of the member to make a fair and impartial decision by filing an affidavit, upon discovery of the alleged grounds for disqualifications. The affidavit shall state with particularity the grounds upon which it is claimed that a fair and impartial hearing cannot be accorded.

9.15.2. The issue of disqualification shall be heard and determined promptly by the parish president or a designee.

9.15.3. Upon the disqualification of a member of the appeals panel, a substitute shall be obtained from the pool of local representatives in accord with the rotation schedule when the disqualified member is a local representative.

9.16. The party requesting an appeal bears the burden of presenting a prima facie case, as that standard is determined by state law for civil trials.

9.17. The standard for review of the local administrator's decision by the appeals panel is whether the decision on the permit application was supported by substantial evidence, as defined in state law. (See R.S. 49:964.)

9.18. Review of the decision of the appeals panel by a competent court shall be provided if the following criteria are met:
 

- 9.18.1. Written request is made;
- 9.18.2. The request is filed within 15 days of the appeals panel's final decision in the district court in the parish of the proposed project location;
- 9.18.3. The request is made by any interested party who participated in the process before the appeals panel.

- 9.19. Judicial review of the appeals panel's decision shall be based on the substantial evidence standard, as defined by state law. (See R.S. 49:964.)
- 9.20. Nothing in this provision shall impede other authorized means for review.
- 9.21. The local CZM Administrator may establish a fee system to cover administrative costs associated with implementing the appeals process, including, but not limited to reasonable charges for copies and postage.

9.22. Good faith efforts to reach a resolution through mediation or another alternative dispute resolution process recognized by the state shall stop the running of the timeline for filing a request for either an administrative appeal or a public appeal.

9.22.1. Using an alternative dispute resolution process as a delay tactic constitutes bad faith and may subject that party to a penalty equal to five percent of the cost of the proposed project for each calendar day of delay.

9.22.2. Any interested party who believes alternative dispute resolution processes are being used in bad faith, as defined above and in state law, may request a determination by the district court in which the proposed project site exists.
 

- 9.22.2.1. The court will determine whether bad faith exists and may issue penalties.
- 9.22.2.2. Filing of bad faith by a court begins the running of the time for filing a request for an administrative or a public appeal, among such other consequences defined by state law and that the judge may find appropriate.

**9.23. Reconsiderations, judicial review**

9.23.1. A decision or determination shall be subject to reconsideration if a petition for reconsideration is filed in writing with the CZM Administrator within ten days following public notice of a final coastal use permit or receipt of written notice of a determination.

9.23.2. Any person authorized by the Subpart to appeal a coastal use permit decision or any local government aggrieved by a final decision on approval of a local program may seek judicial review of that decision whether or not a petition for reconsideration has been filed under this Section. A preliminary, procedural, or intermediate action by the secretary or a determination of local or state concern under R.S. 49:214.30(C)(1) or of direct and significant impact under R.S. 49:214.34 is immediately reviewable if review of the secretary's final permit decision or action would not provide an adequate remedy or would inflict irreparable injury.

9.23.3. Proceedings for review may be instituted by filing a petition in the district court of the parish in which the proposed use is to be situated within thirty days after mailing of notice of the final decision by the secretary or, if reconsideration is requested, within thirty days after the decision thereon.

9.23.4. Judicial review shall otherwise be pursuant to the Louisiana Administrative Procedure Act, provided that all such cases be tried with preference and priority. Trial de novo shall be held upon request of any party.

**10. SECTION 19-60 ENFORCEMENT IN GENERAL**

10.1. After a written request sent to the committee upon which no action is taken within 15 days, any person may commence a civil action on his own behalf to enforce this article:
 

- 10.1.1. Against any person (including parish officials in their capacity as government agents and the parish government) who is alleged to be in violation of this article or an order issued pursuant to this article; or
- 10.1.2. Against the local administrator where there is alleged a failure of the local CZM Administrator to perform any act or duty under this article which is not discretionary.

- 10.2. Upon a prima facie showing of a violation of this article, the person shall be granted preliminary equitable relief to restrain any further violation.
- 10.3. Each violation of an individually named condition of a permit or order and each day a violation continues shall constitute a separate violation. A fine of \$2,000.00 per offense per day may be assessed by the parish coastal zone management administrator, subject to coastal zone management committee approval. Such fines will be in addition to fines imposed by other government agencies.
- 10.4. Enforcement may be initiated in any of three ways:
- 10.4.1. Investigation and monitoring as a matter of course under R.S. 49:214.36(A);
- 10.4.2. Referrals from other agencies; or
- 10.4.3. Complaints from individuals or groups.
- 10.5. Every effort is made to use the investigation and monitoring to correct deficiencies in site compliance whenever possible.
- 10.5.1. The inspection shall include a routine check-list, examination of specialized provisions in the permit, photographs, and notes or other documentation developed during the permit process.
- 10.5.2. Should compliance fail to be achieved or if the inspecting official deems a violation serious enough to warrant enforcement; considering the gravity of the violation and the actor's compliance history, the violation may be deemed either noncompliance or significant noncompliance:
  - 10.5.2.1. Significant noncompliance exists when the violation poses an imminent threat to the public welfare, is egregious in nature or results from action by a person that has been in violation of this article within the preceding two years; in these instances, a cease and desist order shall be issued promptly by the local CZM Administrator.
  - 10.5.2.2. Noncompliance exists when the violation is of a minor nature or can be remedied without significant hardship; in these instances, a letter of warning shall be issued promptly by the local CZM Administrator.
    - 10.5.2.2.1. Letter of warning describes the observations of the inspector, identifies the corrective actions that may be taken to come into compliance, provides a date by which the actions must be made, identifies the provisions of this article in violation and is signed by the inspector.
    - 10.5.2.2.2. A letter of warning must be sent by certified mail to the permit applicant or record owner of the property when no permit exists.

10.5.3. The inspector shall investigate the response. After examining the timeliness, completeness, documents, and any meetings or interviews necessary, the inspector determines whether or not compliance has been achieved.

10.5.4. When compliance has not been achieved, the local CZM Administrator shall issue a cease and desist order or, when a cease and desist order has been issued previously, undertake proceedings to enforce the cease and desist order.

**11. SECTION 19-61 - REFERRALS FROM OTHER AGENCY OFFICIALS**

11.1. When state or local officials become aware of a possible violation of this article, they are to contact the local CZM administrator.

11.2. After receiving a referral, the local CZM Administrator shall promptly take whatever investigatory actions are necessary in order to ascertain whether or not a violation does in fact exist.

11.3. When a violation does not exist, the local administrator informs the agency official who made the referral of such in writing.

11.4. If the inspecting official deems a violation serious enough to warrant enforcement considering the gravity of the violation and the actor's compliance history, the violation may be deemed either noncompliance or significant noncompliance.
 

- 11.4.1. Significant noncompliance exists when the violation poses an imminent threat to the public welfare, is egregious in nature or results from action by a person that has been in violation of this article within the preceding two years; in these instances, a cease and desist order shall be issued promptly by the local administrator.
- 11.4.2. Noncompliance exists when the violation is of a minor nature or can be remedied without significant hardship; in these instances, a letter of warning shall be issued promptly by the local administrator.
  - 11.4.2.1. A letter of warning describes the observations of the inspector, identifies the corrective actions that may be taken to come into compliance, provides a date by which the actions must be made, identifies the provisions of this article in violation, and is signed by the inspector.
  - 11.4.2.2. A letter of warning must be sent by certified mail to the permit applicant or record owner of the property when no permit exists.

11.5. The inspector shall investigate the response to any notice of violation. After examining the timeliness, completeness, documents, and any meetings or interviews necessary, the inspector determines whether or not compliance exists.

11.6. When compliance does not exist, the local CZM Administrator shall issue a cease and desist order. If a cease and desist order has already been issued, the local administrator may suspend, revoke, or modify a coastal use permit or bring injunctive, declaratory or other actions necessary to enforce the ordinance.

**12. SECTION 19-62 - COMPLAINTS FROM CONCERNED CITIZENS OR OTHERS**

12.1. All complaints will be directed to a parish official to determine whether or not a violation exists or make a referral.

12.2. If the inspecting official deems a violation serious enough to warrant enforcement, considering the gravity of the violation and the actor's compliance history, the violation may be deemed either noncompliance or significant noncompliance.
 

- 12.2.1. Significant noncompliance exists when the violation poses an imminent threat to the public welfare, is egregious in nature or results from action by a person that has been in violation of this article within the preceding two years; in these instances, a cease and desist order shall be issued promptly by the local administrator.
- 12.2.2. Noncompliance exists when the violation is of a minor nature or can be remedied without significant hardship; in these instances, a letter of warning shall be issued promptly by the local administrator.
  - 12.2.2.1. A letter of warning describes the observations of the inspector, identifies the corrective actions that may be taken to come into compliance, provides a date by which the actions must be made, identifies the provisions of this article in violation, and is signed by the inspector.
  - 12.2.2.2. A letter of warning must be sent by certified mail to the permit applicant or record owner of the property when no permit exists.

12.3. The inspector shall investigate the response. After examining the timeliness, completeness, documents, and any meetings or interviews necessary, the inspector determines whether or not compliance exists.

12.4. When compliance does not exist, the local administrator shall issue a cease and desist order. If a cease and desist order has already been issued, the local administrator may suspend, revoke, or modify a coastal use permit or bring injunctive, declaratory or other actions necessary to enforce the ordinance.

**13. SECTION 19-63 - CONTENTS OF CEASE AND DESIST ORDER**

13.1. In addition to any other information required by parish or state law, a cease and desist order shall contain the following:
 

- 13.1.1. A concise statement of the facts alleged to constitute a violation;
- 13.1.2. A statement of the amount of the potential penalties for violating the cease and desist order;
- 13.1.3. A copy of the regulation, permit, order, statute or other legal provision applicable;

13.1.4. Information enabling the recipient to contact the local administrator; and  
 13.1.5. Information on how the recipient may obtain a hearing to contest the cease and desist order.

13.2. A recipient of a cease and desist order may challenge the validity of the order in the parish district court.

**14. SECTION 19-64 – CONDITIONS FOR ENTERING PROPERTY FOR EXAMINATION**

14.1. To perform the duties required under this article, parish personnel may enter upon any land and make examinations in accordance with R.S. 49:214.39(A) and SECTION 19-60 et. Seq. provided that:

14.1.1. A warrant is obtained or the examinations do not interfere with the use of the land by its owners or possessors; and  
 14.1.2. Prior to inspection, the owner or possessor of the land is informed that an inspection is to take place and allowed to accompany the inspector if he so desires.

**15. SECTION 19-65 – USE OF FUNDS**

15.1. Funds collected for violations in parish shall be maintained in a coastal monitoring enforcement fund. These monies, including interest accruing thereon, shall be used by the parish for the cost of providing aircraft overflights or boat use for coastal monitoring and similar surveillance and enforcement activities conducted by parish.

**16. SECTION 19-66 – MITIGATION TRUST FUND**

16.1. A mitigation trust fund is hereby created as the depository of monies collected in accordance with R.S. 49:214.36(J), which states that 25 percent of the monies collected for violations relating to minimal wetland impacts shall be forwarded to local government whereby 100 percent of the monies received shall be placed in local government mitigation bank and can only be used for mitigation projects. All monies to be spent on mitigation projects will be for coastal restoration projects as approved by the governing authority.

16.2. If the coastal parishes do not have a local mitigation bank, the 25 percent of the monies collected are placed into the wetland conservation and restoration fund (WCRF).

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:  
 YEAS: SCHEKNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER  
 NAYS: NONE  
 ABSENT: BENEDETTO

And the ordinance was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
 SECRETARY: [Signature]  
 DIVISION PRESIDENT: [Signature]  
 APPROVED: [Signature] DEAPPROVED: [Signature]

PARISH PRESIDENT: [Signature]  
 RETROSECRETARY: [Signature]  
 AT 10:55 AM RECD BY: [Signature]

**2015-0372**  
**INTRODUCED BY: V.J. ST. PIERRE, JR. PARISH PRESIDENT (DEPARTMENT OF PLANNING & ZONING)**  
**RESOLUTION NO. 6192**

A resolution providing mandatory supporting authorization for approval of a Special Permit Use for an accessory dwelling unit (ADU) on land zoned R-1A with a waiver to the requirement that ADU shall use the electrical service to the primary structure and with the condition that utilities shall remain extended from the primary structure at 320 Wade Street, Luling as requested by Coastal Permitting LLC for James and Gena DeSoto.

**WHEREAS**, the applicants, Coastal Permitting LLC for James and Gena DeSoto, desire to obtain a Special Permit Use for an accessory dwelling unit on land zoned R-1A at 320 Wade Street Luling; and,  
**WHEREAS**, the applicants are requesting a waiver to the requirement that the accessory dwelling utilities shall remain extended from the primary structure at 320 Wade Street Luling; and,  
**WHEREAS**, the Planning & Zoning Department recommended approval of the Special Permit Use for an accessory dwelling unit on land zoned R-1A with the condition that utilities shall remain extended from the primary structure at 320 Wade Street Luling; and,  
**WHEREAS**, the Planning & Zoning Commission approved the Special Permit Use for an accessory dwelling unit on land zoned R-1A with the condition that the utilities extending from the ADU shall remain extended from the primary structure at 320 Wade Street Luling.

**NOW, THEREFORE, BE IT RESOLVED THAT THE ST. CHARLES PARISH COUNCIL** provides this resolution in support of the Planning and Zoning Commission's decision to issue a Special Permit Use for an accessory dwelling unit on land zoned R-1A with the condition that the accessory dwelling shall use the electrical service to the primary structure and with the condition that utilities shall remain extended from the primary structure at 320 Wade Street Luling as requested by Coastal Permitting LLC for James and Gena DeSoto.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:  
 YEAS: SCHEKNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER  
 NAYS: NONE  
 ABSENT: BENEDETTO

And the resolution was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
 SECRETARY: [Signature]  
 DIVISION PRESIDENT: [Signature]  
 APPROVED: [Signature] DEAPPROVED: [Signature]

PARISH PRESIDENT: [Signature]  
 RETROSECRETARY: [Signature]  
 AT 10:55 AM RECD BY: [Signature]

**2015-0373**  
**INTRODUCED BY: V.J. ST. PIERRE, JR. PARISH PRESIDENT (DEPARTMENT OF PLANNING & ZONING)**  
**RESOLUTION NO. 6193**

A resolution providing mandatory supporting authorization for approval of a Special Permit Use for an accessory dwelling unit (ADU) on land zoned R-1A with a waiver to the requirement that ADU shall use the electrical service to the primary structure and with the condition that utilities shall remain extended from the primary structure at 320 Wade Street, Luling as requested by Coastal Permitting LLC for James and Gena DeSoto.

**WHEREAS**, the applicants, Coastal Permitting LLC for James and Gena DeSoto, desire to obtain a Special Permit Use for an accessory dwelling unit on land zoned R-1A at 320 Wade Street Luling; and,  
**WHEREAS**, the applicants are requesting a waiver to the requirement that the accessory dwelling utilities shall remain extended from the primary structure at 320 Wade Street Luling; and,  
**WHEREAS**, the Planning & Zoning Department recommended approval of the Special Permit Use for an accessory dwelling unit on land zoned R-1A with the condition that utilities shall remain extended from the primary structure at 320 Wade Street Luling; and,  
**WHEREAS**, the Planning & Zoning Commission approved the Special Permit Use for an accessory dwelling unit on land zoned R-1A with the condition that the utilities extending from the ADU shall remain extended from the primary structure at 320 Wade Street Luling.

**NOW, THEREFORE, BE IT RESOLVED THAT THE ST. CHARLES PARISH COUNCIL** provides this resolution in support of the Planning and Zoning Commission's decision to issue a Special Permit Use for an accessory dwelling unit on land zoned R-1A with the condition that the accessory dwelling shall use the electrical service to the primary structure and with the condition that utilities shall remain extended from the primary structure at 320 Wade Street Luling as requested by Coastal Permitting LLC for James and Gena DeSoto.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:  
 YEAS: SCHEKNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER  
 NAYS: NONE  
 ABSENT: BENEDETTO

And the resolution was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
 SECRETARY: [Signature]  
 DIVISION PRESIDENT: [Signature]  
 APPROVED: [Signature] DEAPPROVED: [Signature]

PARISH PRESIDENT: [Signature]  
 RETROSECRETARY: [Signature]  
 AT 10:55 AM RECD BY: [Signature]

**2015-0377**  
**INTRODUCED BY: V.J. ST. PIERRE, JR. PARISH PRESIDENT (COASTAL ZONE MANAGEMENT SECTION)**  
**RESOLUTION NO. 6194**

A resolution supporting the Land and Water conservation Fund and its benefits for conservation and outdoor recreation.

**WHEREAS**, for 50 years, the Land and Water Conservation Fund has been the premier law to protect public lands and waters for outdoor recreation in America; and,  
**WHEREAS**, the Fund relies on offshore oil production revenues rather than tax dollars, and is specified in the Gulf of Mexico Energy Security Act (GOMESA) as a recipient of Gulf production revenues, along with Louisiana and the other Gulf Coast States; and,  
**WHEREAS**, Louisiana has benefited substantially from the Land and Water Conservation Fund, which has helped create, expand, and enhance our two National Parks and twelve of the National Wildlife Refuges located in the state, as well as over 700 state and local projects since 1965; and,  
**WHEREAS**, St. Charles Parish has utilized the Land and Water Conservation Fund to create and improve local parks and recreation facilities, including Beach Park (1969), Ama Park (1988), Killona Park (2011), and Rathborne Park (2014); and,  
**WHEREAS**, the Land and Water Conservation Fund plays a critical role in providing both access and areas for outdoor recreation – hunting, fishing, birdwatching, hiking, paddling, and local sports – that contributes over \$4 billion annually to the state's economy, including \$3.2 billion in retail sales and services, \$225 million in state sales tax, and supports 48,000 jobs; and,  
**WHEREAS**, the Land and Water Conservation Fund is currently up for reauthorization in Congress, and if reauthorized can continue to help meet the future conservation and recreation needs of St. Charles Parish and Louisiana, as well as the nation.

**NOW, THEREFORE, BE IT RESOLVED THAT THE ST. CHARLES PARISH COUNCIL AND THE PARISH PRESIDENT**, do hereby express support for the Land and Water Conservation Fund and its benefits for conservation and outdoor recreation. **BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Louisiana Federal Delegation.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:  
 YEAS: SCHEKNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER  
 NAYS: NONE  
 ABSENT: BENEDETTO, FISHER-PERRIER

And the resolution was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
 SECRETARY: [Signature]  
 DIVISION PRESIDENT: [Signature]  
 APPROVED: [Signature] DEAPPROVED: [Signature]

PARISH PRESIDENT: [Signature]  
 RETROSECRETARY: [Signature]  
 AT 10:55 AM RECD BY: [Signature]

**2015-0379**  
**INTRODUCED BY: TRACI A. FLETCHER, COUNCILWOMAN, DISTRICT VI**  
**RESOLUTION NO. 6195**

A resolution to grant permission to the Knights of Columbus, Red Church Council No. 3634, 375 Spruce Street, Norco, LA 70079 to solicit contributions at the intersections of I-310 and River Road (Hwy 48) by the Eastbank Bridge Park, Ormond Boulevard and Airline Drive (U.S. 61), Ormond Boulevard and River Road, Greaud's Grocery Store on Apple Street, Winn Dixie at 12519 Airline Drive (U.S. 61), Destrehan, and River Road Market at 13572 River Road, Destrehan on October 23<sup>rd</sup> and 24<sup>th</sup>, 2015, between the hours of 9:00 A.M. and 7:00 P.M.

**WHEREAS**, Louisiana Revised Statute 32:218 B provides for the solicitation of contributions by non-profit organizations on a public roadway; and,  
**WHEREAS**, the Knights of Columbus, Red Church Council No. 3634, 375 Spruce Street, Norco, LA 70079 has requested permission to solicit contributions at the intersections of I-310 and River Road (Hwy 48) by the Eastbank Bridge Park, Ormond Boulevard and Airline Drive (U.S. 61), Ormond Boulevard and River Road, Greaud's Grocery Store on Apple Street, Winn Dixie at 12519 Airline Drive (U.S. 61), Destrehan, and River Road Market at 13572 River Road, Destrehan on October 23<sup>rd</sup> and 24<sup>th</sup>, 2015, between the hours of 9:00 A.M. and 7:00 P.M.

**NOW THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL**, do hereby grant permission to the Knights of Columbus, Red Church Council No. 3634, 375 Spruce Street, Norco, LA 70079 to solicit contributions at the intersections of I-310 and River Road (Hwy 48) by the Eastbank Bridge Park, Ormond Boulevard and Airline Drive (U.S. 61), Ormond Boulevard and River Road, Greaud's Grocery Store on Apple Street, Winn Dixie at 12519 Airline Drive (U.S. 61), Destrehan, and River Road Market at 13572 River Road, Destrehan on October 23<sup>rd</sup> and 24<sup>th</sup>, 2015 between the hours of 9:00 A.M. and 7:00 P.M.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:  
 YEAS: SCHEKNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER  
 NAYS: NONE  
 ABSENT: BENEDETTO

And the resolution was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
 SECRETARY: [Signature]  
 DIVISION PRESIDENT: [Signature]  
 APPROVED: [Signature] DEAPPROVED: [Signature]

PARISH PRESIDENT: [Signature]  
 RETROSECRETARY: [Signature]  
 AT 10:55 AM RECD BY: [Signature]

**2015-0373**  
**INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN, DISTRICT IV**  
**RESOLUTION NO. 6196**

A resolution requesting that Senator Gary L. Smith, Jr. and Representative Gregory A. Miller seek to enact a bill in the next Legislative Session to amend the Louisiana Revised Statute 14:95.6 to indicate that there may be individuals with guns authorized by law located within the currently restricted areas or that they have Louisiana Revised Statute 14:95.6 repealed in its entirety.

**WHEREAS**, changing the wording "Gun Free Zone" to "Unauthorized Gun Free Zone" or "Select-gun Zone" or some other wording that says to criminals "you take a risk of someone having a legal or unauthorized gun if you come in here" as compared to "Gun Free Zone" which tells criminals "no guns here"; and,  
**WHEREAS**, "Gun Free Zones" have a double effect: on one hand, they embolden criminals to strike where they know resistance will be weakest, and on the other hand, they take away good people's only way to fight back; and, so as to no longer advertise to criminals "No guns here to stop you if you want to attack us", this resolution is being offered.

**NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL**, do hereby request that Senator Gary L. Smith, Jr. and Representative Gregory A. Miller seek to enact a bill in the next Legislative Session to amend the Louisiana Revised Statute 14:95.6 to indicate that there may be individuals with guns authorized by law located within the currently restricted areas or that they have Louisiana Revised Statute 14:95.6 repealed in its entirety.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:  
 YEAS: SCHEKNAYDRE, LEWIS, WILSON, TASTET, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER  
 NAYS: NONE  
 ABSENT: BENEDETTO

And the resolution was declared adopted this 19th day of October, 2015, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
 SECRETARY: [Signature]  
 DIVISION PRESIDENT: [Signature]  
 APPROVED: [Signature] DEAPPROVED: [Signature]


PARISH PRESIDENT: [Signature]  
 RETROSECRETARY: [Signature]  
 AT 10:55 AM RECD BY: [Signature]

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE,  
 TIFFANY K. CLARK  
 COUNCIL SECRETARY

Publish on October 29th, 2015

**ST. CHARLES PARISH OFFICIAL COUNCIL PROCEEDINGS**

ORDINANCES AND RESOLUTIONS ADOPTED AT THE MEETING OF OCTOBER 5, 2015, COURTHOUSE, HAHNVILLE HAVE BEEN PUBLISHED AS AN OFFICIAL EXTRACT OF THE MINUTES IN A PREVIOUS EDITION OF THE OFFICIAL JOURNAL.



**St. Charles Parish**  
**Meeting Minutes**  
**Parish Council**

St. Charles Parish  
 Courthouse  
 1944 Highway 18  
 P.O. Box 350  
 Hahnville, LA 70337  
 504-775-5600  
 www.stcharlesparish-la.gov

Final  
 Council Chairman Larry Cochran  
 Councilmembers Carolyn K. Schexnaydre, Jarvis Lewis, Terrell D. Wilson, Mary Tastet, Wendy Benedetto, Paul J. Hogan, Traci A. Fletcher, Julia Fisher-Perrier

Monday, October 5, 2015 6:00 PM Council Chambers, Courthouse

**ATTENDANCE**

Present 7 - Carolyn K. Schexnaydre, Mary Tastet, Wendy Benedetto, Paul J. Hogan, Larry Cochran, Traci A. Fletcher and Julia Fisher-Perrier  
 Absent 2 - Jarvis Lewis, and Terrell D. Wilson

**Also Present**

Chief Administrative Officer Buddy Boie, Legal Director Leon C. Vial, III, Assistant Parish Attorney David Mayne, Public Works/Wastewater Director Sam Scholls, Planning & Zoning Director Michael Abert, Grant Officer Holly Fonseca, Public Information Officer Renee Simpson, Emergency Preparedness Director Ronald J. Perry

**CALL TO ORDER**

**PRAYER / PLEDGE**

Pastor Gary McCall  
 Bible Center Church

Councilman Lewis arrived in the meeting.

**APPROVAL OF MINUTES**

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Fletcher, to approve the minutes from the regular meeting of September 8, 2015. The motion carried by the following vote:  
 Yeas: 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
 Nays: 0  
 Absent: 1 - Wilson

**SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)**

**2015-0345**  
 In Recognition: Julie P. Carmouche-Jackson, Justice of the Peace, District V  
 Sponsor: Mr. Cochran  
 Read

**2015-0346**  
 In Recognition: Trish Broussard Martin, Boutte River Region Lion's Club Ms. Queen III  
 Sponsor: Ms. Schexnaydre  
 Read

**2015-0347**  
 In Recognition: Kaitlynn Elizabeth Miller, Boutte River Region Lion's Club Miss Queen III  
 Sponsor: Ms. Fisher-Perrier  
 Read

**2015-0348**  
 In Recognition: Kaitlyn Rose Kramer, Boutte River Region Lion's Club Teen Queen III  
 Sponsor: Mr. Hogan  
 Read

**2015-0349**  
 In Recognition: Karley Beth Miller, Boutte River Region Lion's Club Junior Miss Queen III  
 Sponsor: Mrs. Tastet  
 Read

**2015-0350**  
 In Recognition: Joiegh Elise Martin, Boutte River Region Lion's Club Ambassador Queen II  
 Sponsor: Mr. Lewis  
 Read

**2015-0351**  
 In Recognition: Alison Gassen Cazaubon, Boutte River Region Lion's Club Lady Lion  
 Sponsor: Mr. Wilson  
 Read

**2015-0354**  
 Proclamation: "National Breast Cancer Awareness Month in St. Charles Parish"  
 Sponsor: Ms. Benedetto  
 Read

**2015-0361**  
 Proclamation: "Domestic Violence Awareness Month"  
 Sponsor: Ms. Benedetto  
 Read

**2015-0366**  
 Proclamation: "Fire Prevention Week"  
 Sponsor: Mr. Cochran  
 Read

**2015-0369**  
 A resolution to declare the St. Charles Parish Council's and Parish President's support of and solidarity with all fire fighters across these great United States, and to recognize and honor all of the men and women who currently serve or who have served as fire fighters, and in particular those who served or have served in St. Charles Parish and the State of Louisiana.  
 Sponsor: Mr. Cochran  
 A motion was made by Councilmember Fletcher, seconded by Councilmember Fisher-Perrier, to deviate from the regular order of the agenda to take up File No. 2015-0369. The motion carried by the following vote:  
 Yeas: 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
 Nays: 0  
 Absent: 1 - Wilson  
 Deviated

Chairman Cochran recognized the Volunteer Fire Fighters that were in attendance.

Reported:  
 Councilman Cochran Recommended: Approval

**VOTE ON THE PROPOSED RESOLUTION**

Yeas: 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
 Nays: 0  
 Absent: 1 - Wilson

**REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)**

**2015-0362**  
 Department of Public Works  
 Public Works/Wastewater Director Sam Scholls  
 Council Discussion  
 Mr. Scholls spoke on the matter.  
 Reported

**2015-0363**  
 Parish President Remarks/Report  
 Sponsor: Mr. St. Pierre Jr.  
 Deferred

**IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN COCHRAN AUTHORIZED THAT THE ORDINANCES, HAVING BEEN PRESENTED FOR INTRODUCTION, DISTRIBUTED TO COUNCIL MEMBERS AND THE PARISH PRESIDENT, AND NOT REJECTED BY TWO-THIRDS OF THE COUNCIL MEMBERS, ARE TO BE PUBLISHED IN SUMMARY FORM AS FOLLOWS IN THE OFFICIAL JOURNAL WITH NOTICE OF PUBLIC HEARING TO BE HELD ON MONDAY, OCTOBER 19, 2015, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:**

**2015-0352**  
 An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Section 15-5, Motor Vehicles and Traffic, of said Code, to provide for the installation of "NO PARKING" signs at the corner of Kinker Street and Hackberry Street in Luling.  
 Sponsor: Ms. Fisher-Perrier  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**2015-0353**  
 An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with the St. Charles Community C.A.R.E. Center Foundation, Inc. for the provision of services.  
 Sponsor: Mr. St. Pierre Jr., Ms. Schexnaydre, Mr. Lewis, Mr. Wilson, Mrs. Tastet, Ms. Benedetto, Mr. Hogan, Mr. Cochran, Ms. Fletcher and Ms. Fisher-Perrier  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**2015-0364**  
 An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No P120801, Randolph Pump Station Improvements, to increase the contract amount by \$73,305.50 and contract time by 14 days.  
 Sponsor: Mr. St. Pierre Jr. and Department of Public Works  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**2015-0365**  
 An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Chapter 16 Nuisances, Article III, Weeds and Grass, Etc., Section 16-25, Notice to abate, and Section 16-27, Abatement by parish, by amending the abatement procedures related to the required notification period.  
 Sponsor: Mr. St. Pierre Jr. and Department of Planning & Zoning  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**2015-0370**  
 An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 16 Nuisances, Article III, Weeds, Grass, Etc., Section 16-26, Notice to Abate and Section 16-27, Abatement by parish to amend the abatement procedures related to the required notification period.  
 Sponsor: Mr. Hogan  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**2015-0366**  
 An ordinance to amend Chapter 22.5 Vehicles For Hire, Article II, Taxicabs to increase the application fee, amend the residence requirement, clarify the vehicle standard, and adopt the regional taxicab rate structure by reference.  
 Sponsor: Mr. St. Pierre Jr. and Department of Planning & Zoning  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**2015-0367**  
 An ordinance to adopt the St. Charles Parish Local Coastal Program.  
 Sponsor: Mr. St. Pierre Jr. and Coastal Zone Management Section  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**2015-0368**  
 An ordinance to amend the St. Charles Parish Code of Ordinances by adding Chapter 26, the St. Charles Parish Local Coastal Program.  
 Sponsor: Mr. St. Pierre Jr. and Coastal Zone Management Section  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**2015-0369**  
 An ordinance instructing the Parish President to enter into a contract to perform a budgeted task, which he is legally obligated to do, and that it be done within fourteen (14) days following the Council's passing of this ordinance, and that the contract be entered into with Couvillion Group, LLC in the amount of \$29,000 which is the amount the Administration received in a bid it had requested and received and that it utilize the \$30,000 allotted in the 2015 Parish budget to perform the budgeted task of raising and disposing of the sunken vessel "Pretty Boy" from the Scenic Waterway Bayou Des Allemands; and to authorize the employment of Special Legal Counsel to be selected by the Council Chairman for the purpose of 1) taking any and all legal action required on behalf of the St. Charles Parish Council in order to have a court of competent jurisdiction compel the Parish President to perform his legal obligation related to this matter should the Parish President not provide the Council with an executed contract with Couvillion Group, LLC within the time allotted above, and/or 2) to defend the St. Charles Parish Council should the Parish President elect to file suit against the St. Charles Parish Council as a result of the passing of this ordinance or any legal action required as a result of anything having to do with any of the subject matter noted above or contained within the following whereas, and be it known that the St. Charles Parish Council does hereby deem and declare that any part of this ordinance not found to be invalid by an agency or authority shall not invalidate the remaining portions of this ordinance.  
 Sponsor: Mr. Hogan  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**2015-0255**  
 An ordinance of the Parish of St. Charles, providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 19 Planning and Development, Article I, In General, Section 19-1, Planning and Zoning Commission, (b), to add term limits on Council appointments to the Planning and Zoning Commission.  
 Sponsor: Mr. Hogan  
 Publish/Scheduled for Public Hearing to the Parish Council on October 19, 2015

**IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN COCHRAN AUTHORIZED THAT THE ORDINANCE, HAVING BEEN PRESENTED FOR INTRODUCTION, DISTRIBUTED TO COUNCIL MEMBERS AND THE PARISH PRESIDENT, AND NOT REJECTED BY TWO-THIRDS OF THE COUNCIL MEMBERS, ARE TO BE PUBLISHED IN SUMMARY FORM AS FOLLOWS IN THE OFFICIAL JOURNAL WITH NOTICE OF PUBLIC HEARING TO BE HELD ON TUESDAY, OCTOBER 27, 2015, 8:00 A.M.; THURSDAY, OCTOBER 29, 2015, 6:00 P.M.; AND TUESDAY NOVEMBER 3, 2015, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:**

**2015-0167**  
 An ordinance to approve and adopt the appropriation of Funds for the St. Charles Parish Consolidated Operating and Capital Budget for Fiscal Year 2016.  
 Sponsor: Mr. St. Pierre Jr. and Department of Finance  
 Publish/Scheduled for Public Hearing to the Parish Council on October 27, 2015

**ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)**

**2015-0339**  
 An ordinance to approve and authorize the execution of a Construction Contract with Volute, Inc. for Parish Project No. P081102-6, Dunleith Canal Bank Stabilization - Phase V, in the amount of \$1,038,206.00 which includes the Base Bid, Alternate No. 1 and Alternate No. 2.  
 Sponsor: Mr. St. Pierre Jr. and Department of Public Works  
 Reported:  
 Public Works Department Recommended: Approval  
 Public Hearing Requirements Satisfied

**VOTE ON THE PROPOSED ORDINANCE**

Yeas: 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
 Nays: 0  
 Absent: 1 - Wilson  
 Enactment No: 15-10-1

**2015-0340**  
 An ordinance to approve and authorize the execution of a Construction Contract with Senevel Construction, Inc. for Project No. P060905-3C, State Project No. H.009257, Willowidge Levee Improvements - Phase III, Willowidge PS T-Wall and Levee Extension Project, as part of the West Bank Hurricanes Protection Levee Project, in the amount of \$7,440,171.00.  
 Sponsor: Mr. St. Pierre Jr. and Department of Public Works  
 Reported:  
 Public Works Department Recommended: Approval  
 Public Hearing Requirements Satisfied

**VOTE ON THE PROPOSED ORDINANCE**

Yeas: 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
 Nays: 0  
 Absent: 1 - Wilson  
 Enactment No: 15-10-2

**2015-0341**  
 An ordinance to amend the Code of Ordinances for St. Charles Parish, Chapter 11 Health & Sanitation, Article III, Open Outdoor Burning, Section 11-29, Exceptions to prohibition against outdoor burning, (2) by revising location of burning.  
 Sponsor: Mr. Hogan

**Speakers:**  
Mr. Billy Woodruff, Don Altemanda  
Mr. Greg Cellos, Boute

**Public Hearing Requirements Satisfied**

**Council Discussion**  
Public Works/Wastewater Director Sam Scholle spoke on the matter.  
Chief Administrative Officer Buddy Bae spoke on the matter.

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

**Yeas:** 0  
**Nays:** 6 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
**Absent:** 1 - Wilson

**Failed**

**2015-0342**

An ordinance to amend Ordinance No. 15-6-9 to correct the error in Section I, thereof.

**Supporters:** Mr. Hogan  
**Reported:** Councilman Hogan Recommended: Approval  
**Public Hearing Requirements Satisfied**

**Council Discussion**  
**VOTE ON THE PROPOSED ORDINANCE**

**Yeas:** 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
**Nays:** 0  
**Absent:** 1 - Wilson  
Enactment No. 15-10-3

**2015-0343**

An ordinance to approve and authorize the execution of a Lease with the Secretary of the Army for the twenty-six acre Bonnet Carré Spillway Recreation Site. (Lease No. DACV29-1-15-39).

**Supporters:** Mr. St. Pierre Jr. and Chief Administrative Officer  
**Reported:** Chief Administrative Officer Recommended: Approval  
**Public Hearing Requirements Satisfied**

**Council Discussion**  
Chief Administrative Officer Buddy Bae spoke on the matter.  
**VOTE ON THE PROPOSED ORDINANCE**

**Yeas:** 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
**Nays:** 0  
**Absent:** 1 - Wilson  
Enactment No. 15-10-4

**2015-0344**

An ordinance to amend the Code of Ordinances by revising Chapter 21, Article 1, removing Section (e), and amending Section (f) regarding the installation of culverts on streets containing open swale drainage.

**Supporters:** Mr. St. Pierre Jr. and Department of Public Works  
**Reported:** Public Works Department Recommended: Approval  
**Speakers:** Mr. Milton Altemanda, Hahnville  
**Public Hearing Requirements Satisfied**

**Council Discussion**  
Public Works/Wastewater Director Sam Scholle spoke on the matter.  
**VOTE ON THE PROPOSED ORDINANCE**

**Yeas:** 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
**Nays:** 0  
**Absent:** 1 - Wilson  
Enactment No. 15-10-5

**2015-0316**

An ordinance to approve and authorize the execution of a Contract with Teach Electric LLC, for construction of 856 standard electrical grounding and an uninterruptible power supply at the St. Charles Parish Emergency Operations Center at 15026 River Road in Hahnville. Base bid in the amount of \$350,000.00, Parish Project No. P150701.

**Supporters:** Mr. St. Pierre Jr. and Department of Emergency Preparedness  
**Reported:** Emergency Preparedness Department Recommended: Approval  
**Speakers:** Mr. Milton Altemanda, Hahnville  
Mr. David Mayer, Luling  
**Public Hearing Requirements Satisfied**

**Council Discussion**  
Emergency Preparedness Director Ronald J. Perry spoke on the matter.  
Mr. Jason Tastet, Emergency Preparedness Department, spoke on the matter.  
**VOTE ON THE PROPOSED ORDINANCE**

**Yeas:** 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
**Nays:** 0  
**Absent:** 1 - Wilson  
Enactment No. 15-10-6

**ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED**

**2015-0294**

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification from C-3 to M-1 on a 21.7 acre portion of land located at 13940 Old Spanish Trail, Boute, as requested by T.J. Jack G. Hoover.

**Supporters:** Mr. St. Pierre Jr. and Department of Planning & Zoning  
**Tabled.**

**2015-0330**

A resolution providing mandatory supporting authorization for approval of a Special Permit Use for an accessory dwelling unit (ADU) on land zoned R-1A with the condition that all utilities are extended from the primary structure at 11202 River Road, as requested by John M. Cole.

**Supporters:** Mr. St. Pierre Jr. and Department of Planning & Zoning  
**Tabled.**

**RESOLUTIONS**

**2015-0355**

A resolution to approve and authorize the execution of a Contract between the State of Louisiana Division of Administration and St. Charles Parish for funding of the West Bank A Plant Clarifier Refurbishment in Luling through the Louisiana Office of Community Development's FY 2014-2015 Community Water Enrichment Fund, CWFEP File #1415-CWFEP-STC-0001.

**Supporters:** Mr. St. Pierre Jr. and Grants Office  
**Reported:** Grants Office Recommended: Approval  
**VOTE ON THE PROPOSED RESOLUTION**

**Yeas:** 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
**Nays:** 0  
**Absent:** 1 - Wilson  
Enactment No. 6191

**2015-0357**

A resolution requesting that the Attorney General provide an Opinion as to what requirements or obligations are there, if any, in regards to the frequency and number of official meetings per year that are to be held by the Sunset Drainage District, of which the St. Charles Parish Council is its governing authority, to conduct Sunset Drainage District business.

**Supporters:** Mr. Hogan  
**Reported:** Councilman Hogan Recommended: Approval  
**VOTE ON THE PROPOSED RESOLUTION**

**Yeas:** 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
**Nays:** 0  
**Absent:** 1 - Wilson  
Enactment No. 6192

**APPOINTMENTS**

**2013-0293**

A resolution to appoint a member to the Industrial Development Board.

**Deferred**

**ADJOURNMENT**

A motion was made by Councilmember Fletcher, seconded by Councilmember Hogan, to adjourn the meeting at approximately 7:37 pm. The motion carried by the following vote:

**Yeas:** 8 - Schexnaydre, Lewis, Tastet, Benedetto, Hogan, Cochran, Fletcher and Fisher-Perrier  
**Nays:** 0  
**Absent:** 1 - Wilson

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.

  
Tiffany K. Clark  
Council Secretary

**PUBLIC NOTICE**



I, **Chad Michael Dufrene**, have been convicted of Indecent Behavior with Juveniles. Date of Conviction: 06/03/2010. My address is 1114 Gassen St., Luling, La. 70070

RACE: White  
SEX: Male  
DOB: 09/14/1972  
HGT: 5'11"  
WGT: 220  
HAIR COLOR: Red  
EYE COLOR: Brown

**PUBLISH: October 22 & October 29, 2015**

**SHERIFF'S SALE**

**SHERIFF'S SALE**  
**SHERIFF'S OFFICE**  
**Suit No: (45)77612-0**  
**Date: Tuesday, August 25, 2015**  
**ADMINISTRATOR, U.S. SMALL BUSINESS ADMINISTRATION, AN AGENCY OF THE GOVERNMENT OF THE UNITED STATES OF AMERICA**  
**VS**  
**JEFFREY T. RYAN, ETAL**  
**GREG CHAMPAGNE, SHERIFF**  
**P.O. Box 426**  
**HAHNVILLE, LA 70057**  
**Parish of St. Charles**  
**29th Judicial District Court State of Louisiana**

By virtue of and in obedience to a Writ of FIERI FACIAS directed to me by the Honorable 29TH JUDICIAL DISTRICT COURT in and for the PARISH OF ST. CHARLES, State of Louisiana, dated: MONDAY, AUGUST 17, 2015, in the above entitled and numbered cause, I shall proceed to sell at public auction at the principal front door of the Courthouse of which the Civil District Court of the Parish of St. Charles is held on WEDNESDAY, NOVEMBER 4, 2015, at 10:00 A.M., to the last and highest bidder for cash, the following described property, to wit: ONE CERTAIN LOT OR PORTION OF GROUND, situated in the Parish of St. Charles, State of Louisiana, being a resubdivision of a portion of Lot X, in Section 5, Township 13 South, Range 20 East, on the right descending bank of the Mississippi River. Said resubdivision is designated as AVALON SUBDIVISION according to a plan of survey made by the office of Krebs, LaSalle, LeMieux Consultants, Inc. dated December 2, 1996, revised on April 14, 1997, May 13, 1997, July 11, 1997, October 7, 1997 and November 3, 1997, which was approved by Ordinance Number 97-12-5 of the St. Charles Parish Council on December 15, 1997, a copy of which is of record in the official records of St. Charles Parish, Louisiana at COB 530, folio 502; and according to said plan of survey, the lot being described herein is designated as LOT 36, and is more particularly described as follows, to-wit: LOT 36 has a width fronting on Kaylee Drive of 11.77 feet, hence a further front along the arc of a curve having a radius of 25.00 feet, a distance of 21.03 feet, hence a further front along the arc of a curve having a radius of 50.00 feet, a distance of 50.62 feet, with width in the rear of 110.00 feet, and a depth along the sideline adjacent to Lot 37 of 120.80 feet, and a depth along the sideline adjacent to Lot 35 of 99.70 feet.

And from the proceeds of said sale to pay petitioner by preference over all other claims, the sum of: **THIRTY-FIVE THOUSAND FIVE HUNDRED NINETY-FIVE AND 43 / 100 (\$35,595.43) DOLLARS**, along with interest and attorney's fees and all other costs including my own costs and charges.  
**TERMS AND CONDITIONS OF SALE: CASH IN THE FORM OF A CASHIER'S CHECK DUE BY 2:00 P.M. DAY OF THE SALE.**  
**PUBLISH ON: October 01, 2015 October 29, 2015**  
**GREG CHAMPAGNE-SHERIFF & EX-OFFICIO TAX COLLECTOR ST. CHARLES PARISH ATTORNEY FOR PLAINTIFF:**  
**Ray L. Wood**  
**457 Louisiana Ave**  
**Baton Rouge, LA 70802**  
**SCSOCIV-209-0402**

**SHERIFF'S SALE**

**SHERIFF'S SALE**  
**SHERIFF'S OFFICE**  
**Suit No: (45) 79972-D**  
**Date: Friday, August 21, 2015**  
**JPMORGAN CHASE BANK, NATIONAL ASSOCIATION**  
**VS**  
**REGINAL WILLIAMS**  
**GREG CHAMPAGNE, SHERIFF**  
**P.O. Box 426**  
**HAHNVILLE, LA 70057**  
**Parish of St. Charles**  
**29th Judicial District Court State of Louisiana**

By virtue of and in obedience to a Writ of SEIZURE AND SALE directed to me by the Honorable 29TH JUDICIAL DISTRICT COURT in and for the PARISH OF ST. CHARLES, State

of Louisiana, dated: THURSDAY, JULY 9, 2015, in the above entitled and numbered cause, I shall proceed to sell at public auction at the principal front door of the Courthouse of which the Civil District Court of the Parish of St. Charles is held on WEDNESDAY, NOVEMBER 4, 2015, at 10:00 A.M., to the last and highest bidder for cash, the following described property, to wit: A CERTAIN PORTION OF GROUND, situated in the Parish of St. Charles, State of Louisiana, in that part thereof known as the Multi Family Section of ORMOND COUNTRY CLUB ESTATES, being a resubdivision of Parcel A, Square 2, Section 1 of Ormond Country Club Estates, all in accord with a survey thereof by JJ. Krebs & Sons, Inc., dated June 14, 1977, approved by Ordinance No. 66-3-26Q, recorded in COB 267, folio 842, official records of St. Charles Parish, Louisiana. Said hereinabove property has been resubdivided into Lots-A through 53-A, inclusive Square 2, Ormond Country Club Estates. Said hereinabove property has been further resubdivided into LOTS 36A-1 through 36A-4 and 27A-1 through 37A-4, all in accord with survey thereof by Raymond B. Saucier, Land Surveyor, dated March 14, 1981, approved by Ordinance No. 81-6-9, recorded in COB 266, folio 401, official records of St. Charles Parish, Louisiana. The lots conveyed herein is designated as follows: LOTS 37A-4 of SQUARE 2 of ORMOND COUNTRY CLUB ESTATES, bounded by Brandon Hall Drive, Stanton Hall Drive, Dunleith Drive, and Edgewood Drive.

And from the proceeds of said sale to pay petitioner by preference over all other claims, the sum of **NINETY-SIX THOUSAND SIX HUNDRED TEN AND 21 / 100 (\$96,610.21) DOLLARS**, along with interest and attorney's fees and all other costs including my own costs and charges.  
**TERMS AND CONDITIONS OF SALE: CASH IN THE FORM OF A CASHIER'S CHECK DUE BY 2:00 P.M. DAY OF THE SALE.**  
**PUBLISH ON: October 01, 2015 and October 29, 2015**  
**GREG CHAMPAGNE-SHERIFF & EX-OFFICIO TAX COLLECTOR ST. CHARLES PARISH ATTORNEY FOR PLAINTIFF: Daniel A Reed**  
**8550 United Plaza Blvd.**  
**Baton Rouge, LA 70809**  
**SCSOCIV-209-0402**

**SHERIFF'S SALE**

**SHERIFF'S SALE**  
**SHERIFF'S OFFICE**  
**Suit No: (45) 78545-D**  
**Date: Thursday, September 10, 2015**  
**JPMORGAN CHASE BANK, N.A. F/K/A JPMORGAN CHASE BANK VS**  
**TED A. MELTON A/K/A TED MELTON, ET AL**  
**GREG CHAMPAGNE, SHERIFF**  
**P.O. Box 426**  
**HAHNVILLE, LA 70057**  
**Parish of St. Charles**  
**29th Judicial District Court State of Louisiana**

By virtue of and in obedience to a Writ of SEIZURE AND SALE directed to me by the Honorable 29TH JUDICIAL DISTRICT COURT in and for the PARISH OF ST. CHARLES, State of Louisiana, dated: TUESDAY, JULY 22, 2014, in the above entitled and numbered cause, I shall proceed to sell at public auction at the principal front door of the Courthouse of which the Civil District Court of the Parish of St. Charles is held on WEDNESDAY, NOVEMBER 4, 2015, at 10:00 A.M., to the last and highest bidder for cash, the following described property, to wit: ONE CERTAIN LOT OF GROUND, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes, advantages and appurtenances thereunto belonging or in anywise appertaining, situated in ST. CHARLES PARISH, STATE OF LOUISIANA, in what is known as BEAU PLACE ESTATES, PHASE I, said portion of ground is more specifically designated as follows, to-wit: BEAU PLACE ESTATES, PHASE 1, LOT 42 IN ST CHARLES PARISH, BAYOU GAUCHE, LOUISIANA  
And from the proceeds of said sale to pay petitioner by preference over all other claims, the sum of: **THIRTY-FIVE THOUSAND SIX HUNDRED THIRTY-ONE AND 50 / 100 (\$35,631.50) DOLLARS**, along with interest and attorney's fees and all other costs including my own costs and charges.  
**TERMS AND CONDITIONS OF SALE: CASH IN THE FORM OF A CASHIER'S CHECK DUE BY 2:00 P.M. DAY OF THE SALE.**  
**PUBLISH ON: October 01, 2015 and October 29, 2015**  
**GREG CHAMPAGNE-SHERIFF & EX-OFFICIO TAX COLLECTOR ST. CHARLES PARISH ATTORNEY FOR PLAINTIFF:**  
**Louis G Arceneaux**  
**601 Poydras St. Suite 1871**  
**New Orleans, LA 70130**  
**((504)522-8256**  
**SCSOCIV-209-0402**

**SHERIFF'S SALE**

**SHERIFF'S SALE**  
**SHERIFF'S OFFICE**  
**Suit No: (45) 80372-E**  
**Date: Wednesday, September 16, 2015**  
**U.S. BANK NATIONAL ASSOCIATION**  
**VS WARREN GAUTREAUX, ET AL**  
**GREG CHAMPAGNE, SHERIFF**

**P.O. Box 426**  
**HAHNVILLE, LA 70057**  
**Parish of St. Charles**  
**29th Judicial District Court State of Louisiana**

By virtue of and in obedience to a Writ of SEIZURE AND SALE directed to me by the Honorable 29TH JUDICIAL DISTRICT COURT in and for the PARISH OF ST. CHARLES, State of Louisiana, dated: TUESDAY, SEPTEMBER 1, 2015, in the above entitled and numbered cause, I shall proceed to sell at public auction at the principal front door of the Courthouse of which the Civil District Court of the Parish of St. Charles is held on WEDNESDAY, DECEMBER 2, 2015, at 10:00 A.M., to the last and highest bidder for cash, the following described property, to wit: ONE CERTAIN LOT OR PORTION OF GROUND, together with all the buildings and Improvements thereon and all of the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. Charles, State of Louisiana, on the right bank of the Mississippi River and located in what is known as LONE STAR PARK SUBDIVISION, which is a subdivision of part of Lone Star Plantation in Luling, Louisiana, in Sections 23 1 24 and 64, Township 13 South, Range 21 East, as per plan of subdivision by E.M. Collier, Surveyor, dated July 20, 1954, revised May 18, 1955, a copy of which is on file in the office of the Clerk of Court of St. Charles Parish for reference, more fully described as follows: LOT 3, BLOCK 5, measuring 50 feet front on Badalamenti Drive, same width in the rear, to a depth of 100 feet between equal and parallel lines. Improvemens thereon bear the Municipal Number 123 Badalamenti Drive, Luling, LA 70070.

And from the proceeds of said sale to pay petitioner by preference over all other claims, the sum of **THIRTY-EIGHT THOUSAND TWO HUNDRED FORTY-THREE AND 3 of C.L. Bougere Estates into Lots 60 through 70, inclusive and Lots 173 through 182 and Lots 185 through 248, inclusive**, including the dedication of Country Cottage Boulevard, Getchen Court, Ann Court, Jennifer Court, Arline Court and Ra-chael Court, and various servitudes for drainage; all as more fully shown on a survey by Mandle-Edwards Surveying, Inc. dated January 6, 2005, re-dated and revised on May 12, 2005, and re-revised on July 1, 2005, and approved by the St. Charles Parish Council by Ordinance No. 05-7-8 dated July 11, 2005, recorded Entry No. 0310215 in the office of the Clerk of Court and Recorder for the Parish of St. Charles, State of Louisiana; said lot being more designated and measuring as follows,

**SHERIFF'S SALE**

**SHERIFF'S SALE**  
**SHERIFF'S OFFICE**  
**Suit No: (45) 75539-D**  
**Date: Wednesday, September 23, 2015**  
**PELICAN STATE CREDIT UNION VS**  
**SHONDRELL PERRILLOUX CAMPBELL, ETAL**  
**GREG CHAMPAGNE, SHERIFF**  
**P.O. Box 426**  
**HAHNVILLE, LA 70057**  
**Parish of St. Charles**  
**29th Judicial District Court State of Louisiana**

By virtue of and in obedience to a Writ of SEIZURE AND SALE directed to me by the Honorable 29TH JUDICIAL DISTRICT COURT in and for the PARISH OF ST. CHARLES, State of Louisiana, dated: WEDNESDAY, AUGUST 26, 2015, in the above entitled and numbered cause, I shall proceed to sell at public auction at the principal front door of the Courthouse of which the Civil District Court of the Parish of St. Charles is held on WEDNESDAY, DECEMBER 2, 2015, at 10:00 A.M., to the last and highest bidder for cash, the following described property, to wit: THAT CERTAIN LOT OR PORTION OF GROUND, TOGETHER WITH ALL THE BUILDINGS AND IMPROVEMENTS THEREON AND ALL THE RIGHTS, WAYS, PRIVILEGES, SERVITUDES, APPURTENANCES AND ADVANTAGES THEREUNTO BELONGING OR IN ANYWISE APPERTAINING, SITUATED N THE PARISH OF STCHARLES, STATE OF LOUISIANA, IN THAT SUBDIVISION KNOWN AS PRESTON HOLLOW SUBDIVISION, AND BEING DESIGNATED ON THE OFFICIAL PLAN OF SAID SUBDIVISION, ON FILE AND OF RECORD IN THE OFFICE, OF THE CLERK AND RECORDER OF SAID PARISH AND STATE, AS LOT NUMBER SIX (6), SQUARE "J", SAID SUBDIVISION, SAID LOT HAVING SUCH MEASUREMENTS AND DIMENSIONS AND BEING SUBJECT TO SUCH SERVITUDES AS SHOWN ON SAID SUBDIVISION MAP  
IMPROVEMENTS THEREON BEAR THE MUNICIPAL NO. 621 TURTLE CREEK LANE, ST. ROSE, LA 70087.

And from the proceeds of said sale to pay petitioner by preference over all other claims, the sum of: **NINETY-NINE THOUSAND EIGHT HUNDRED SIXTY AND 14 / 100 (\$99,860.14) DOLLARS**, along with interest and attorney's fees and all other costs including my own costs and charges.  
**TERMS AND CONDITIONS OF SALE: CASH IN THE FORM OF A CASHIER'S CHECK DUE BY 2:00 P.M. DAY OF THE SALE.**  
**GREG CHAMPAGNE-SHERIFF & EX-OFFICIO TAX COLLECTOR**

**ST. CHARLES PARISH PUBLISH ON: October 29, 2015**  
**November 26, 2015**  
**ATTORNEY FOR PLAINTIFF:**  
**Herschel C Adcock**  
**P.O. Box 87379**  
**Baton Rouge, LA 70879-8379**  
**225-756-0373**  
**SCSO-CIV-209-0402**

**SHERIFF'S SALE**

**SHERIFF'S SALE**  
**SHERIFF'S OFFICE**  
**Suit No: (45) 79351-C**  
**Date: Tuesday, September 22, 2015**  
**FEDERAL NATIONAL MORTGAGE ASSOCIATION ("FANNIE MAE"), A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE UNITED STATES OF AMERICA VS**  
**MONICA A. SANDERS**  
**GREG CHAMPAGNE, SHERIFF**  
**P.O. Box 426**  
**HAHNVILLE, LA 70057**  
**Parish of St. Charles**  
**29th Judicial District Court State of Louisiana**

By virtue of and in obedience to a Writ of SEIZURE AND SALE directed to me by the Honorable 29TH JUDICIAL DISTRICT COURT in and for the PARISH OF ST. CHARLES, State of Louisiana, dated: FRIDAY, JANUARY 9, 2015, in the above entitled and numbered cause, I shall proceed to sell at public auction at the principal front door of the Courthouse of which the Civil District Court of the Parish of St. Charles is held on WEDNESDAY, DECEMBER 2, 2015, at 10:00 A.M., to the last and highest bidder for cash, the following described property, to wit: A CERTAIN LOT OR PORTION OF GROUND, situated in the PARISH OF ST. CHARLES, STATE OF LOUISIANA, located in SECTION 6, T12S, R7E, identified as COUNTRY COTTAGE ESTATES PHASE 3A, being a re- subdivision of Tract 3 of C.L. Bougere Estates into Lots 60 through 70, inclusive and Lots 173 through 182 and Lots 185 through 248, inclusive, including the dedication of Country Cottage Boulevard, Getchen Court, Ann Court, Jennifer Court, Arline Court and Ra-chael Court, and various servitudes for drainage; all as more fully shown on a survey by Mandle-Edwards Surveying, Inc. dated January 6, 2005, re-dated and revised on May 12, 2005, and re-revised on July 1, 2005, and approved by the St. Charles Parish Council by Ordinance No. 05-7-8 dated July 11, 2005, recorded Entry No. 0310215 in the office of the Clerk of Court and Recorder for the Parish of St. Charles, State of Louisiana; said lot being more designated and measuring as follows,

to-wit: LOT 239 measures a first front on Gretchen Court of 20.81 feet to a point, hence measures a second front on Gretchen court of 18.55 feet in an arc with a radius of 100.00 feet to a point, hence measures a third front on Gretchen Court of 34.60 feet to a point, hence measures 162.75 feet in depth along its sideline adjacent to Lot 240. Hence measures 80.17 feet in the rear, hence measures 189.21 feet along its sideline adjacent to Lot 238 to a point, the point of beginning; all in accordance with survey of Mandle-Edwards Surveying, Inc. dated January 6, 2005, re-dated and revised May 12, 2005, and re-revised on July 12005

Being that parcel of Land conveyed to Monica A. (Ann) Sanders, a person of the full age of majority who declared unto me, notary, that she is single and has never been married from Robert Steven Walker and Helen Huey Walker, both persons of the full age of majority who declared unto me, notary, that they have been married but once and then to each other and that they are presently living and residing together by that deed dated 10/05/2006 and recorded 10/13/2006 in the deed document number 323701, in book 679, at page 668 of the Saint Charles County, LA public registry.  
And from the proceeds of said sale to pay petitioner by preference over all other claims, the sum of: **TWO HUNDRED FORTY-SEVEN THOUSAND SIX HUNDRED FIFTY-SEVEN AND 72 / 100 (\$247,657.72) DOLLARS**, along with interest and attorney's fees and all other costs including my own costs and charges.  
**TERMS AND CONDITIONS OF SALE: CASH IN THE FORM OF A CASHIER'S CHECK DUE BY 2:00 P.M. DAY OF THE SALE.**  
**GREG CHAMPAGNE-SHERIFF & EX-OFFICIO TAX COLLECTOR ST. CHARLES PARISH PUBLISH ON: October 29, 2015**  
**November 26, 2015**  
**ATTORNEY FOR PLAINTIFF:**  
**Louis G Arceneaux**  
**601 Poydras St. Suite 1871**  
**New Orleans, LA 70130**  
**((504)522-8256**

**SHERIFF'S SALE**

**SHERIFF'S SALE**  
**SHERIFF'S OFFICE**  
**Suit No: (45) 79868-C**  
**Date: Friday, October 9, 2015**  
**ADMINISTRATOR, U.S. SMALL BUSINESS ADMINISTRATION, AN AGENCY OF THE GOVERNMENT OF THE UNITED STATES OF AMERICA VS**  
**ESTATE OF ROCKY M. SINGLETON**  
**GREG CHAMPAGNE, SHERIFF**  
**P.O. Box 426**

HAHNVILLE, LA 70057  
Parish of St. Charles  
29th Judicial District Court  
State of Louisiana

By virtue of and in obedience to a Writ of SEIZURE AND SALE directed to me by the Honorable 29TH JUDICIAL DISTRICT COURT in and for the PARISH OF ST. CHARLES, State of Louisiana, dated: TUESDAY, AUGUST 25, 2015, in the above entitled and numbered cause, I shall proceed to sell at public auction at the principal front door of the Courthouse of which the Civil District Court of the Parish of St. Charles is held on WEDNESDAY, DECEMBER 2, 2015, at 10:00 A.M., to the last and highest bidder for cash, the following described property, to wit: That certain piece or portion of ground, together with all the buildings and improvements thereon, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. Charles, State of Louisiana, in Dianne Place Subdivision, in accordance with a plan of subdivision by J.J. Krebs & Sons, Inc., dated July 26, 1979, on file in the Office of the Clerk of Court for the Parish of St. Charles, and according to said plan of subdivision said lot is designated as Lot No. 19 of Square No. 2, which is bounded by Dianne Drive, Gene Drive and Janet Drive and measures as follows:

Lot No. 19 commences at a distance of 755.96 feet from the corner of Gene Drive and Dianne Drive and measures thence 50.37 feet front on Dianne Drive, 50.00 feet in width in the rear, by a depth on the sideline nearer Gene Drive of 105.08 feet and a depth on the opposite sideline of 111.11 feet. All as more fully shown on survey by Survey Incorporated dated September 17, 1980, improvements located on September 26, 1980.

And from the proceeds of said sale to pay petitioner by preference over all other claims, the sum of: FORTY-ONE THOUSAND TWO HUNDRED FORTY-NINE AND 51 / 100 (\$41,249.51) DOLLARS, along with interest and attorney's fees and all other costs including my own costs and charges.

TERMS AND CONDITIONS OF SALE: CASH IN THE FORM OF A CASHIER'S CHECK DUE BY 2:00 P.M. DAY OF THE SALE.  
PUBLISH ON: October 29, 2015 November 26, 2015  
GREG CHAMPAGNE-SHERIFF & EX-OFFICIO TAX COLLECTOR  
ST. CHARLES PARISH  
ATTORNEY FOR PLAINTIFF:  
Ray L. Wood  
457 Louisiana Ave  
Baton Rouge, LA 70802  
SCSO-CIV-209-0402

**SHERIFF'S SALE**

SHERIFF'S SALE  
SHERIFF'S OFFICE  
Suit No: (45) 79910-E  
Date: Friday, October 9, 2015  
DEUTSCHE BANK TRUST COMPANY AMERICAS,  
AS TRUSTEE FOR RESIDENTIAL ACCREDIT  
LOANS, INC., MORTGAGE ASSET-BACKED  
PASS-THROUGH CERTIFICATES, SERIES  
2004-QS15  
VS  
SOLID ROCK PROPERTIES, INC., ET AL  
GREG CHAMPAGNE, SHERIFF  
P.O. Box 426  
HAHNVILLE, LA 70057  
Parish of St. Charles  
29th Judicial District Court State of Louisiana

By virtue of and in obedience to a Writ of SEIZURE AND SALE directed to me by the Honorable 29TH JUDICIAL DISTRICT COURT in and for the PARISH OF ST. CHARLES, State of Louisiana, dated: WEDNESDAY, MAY 20, 2015, in the above entitled and numbered cause, I shall proceed to sell at public auction at the principal front door of the Courthouse of which the Civil District Court of the Parish of St. Charles is held on WEDNESDAY, DECEMBER 2, 2015, at 10:00 A.M., to the last and highest bidder for cash, the following described property, to wit: THAT CERTAIN PIECE OR PORTION OF GROUND, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes and appurtenances thereunto belonging or in anywise appertaining, situated in the Parish of St. Charles, State of Louisiana, in what is known as Harlem Heights Subdivision, as shown on a map by E.M. Collier, dated December 29, 1967, a copy of which is filed in the Office of the Clerk and Ex-Officio Recorder of Conveyance and entitled "Harlem Heights Subdivision", at Boutte, St. Charles Parish, Louisiana, and in Section 90, Township 13 South, Range 20 East, property of John Freeman.

According to said plan, the lot of ground is designated as Lot Number Three (3), said lot measuring 50 feet on an 18 foot lane, by the same width in the rear, by a depth on each side of 83.5 feet between equal and parallel lines; said property is bounded on the rear side by property of Layouts Gassen and on the front by an 18 foot lane with a 2 foot right of way. And from the proceeds of said sale to pay petitioner by preference over all other claims, the sum of: FORTY-FIVE THOUSAND FOUR HUNDRED FIFTY-FIVE AND 42 / 100 (\$45,455.42) DOLLARS, along with interest and attorney's fees and all other costs including my own costs and charges.

TERMS AND CONDITIONS OF SALE: CASH IN THE FORM OF A CASHIER'S CHECK DUE BY 2:00

P.M. DAY OF THE SALE.  
PUBLISH ON: October 29, 2015  
November 26, 2015  
GREG CHAMPAGNE-SHERIFF & EX-OFFICIO TAX COLLECTOR ST. CHARLES PARISH  
ATTORNEY FOR PLAINTIFF:  
Corey J. Giroir  
P.O. Box 87379 13541 Tiger Bend  
Baton Rouge, LA 70879  
225-756-0373  
SCSO-CIV-209-0402

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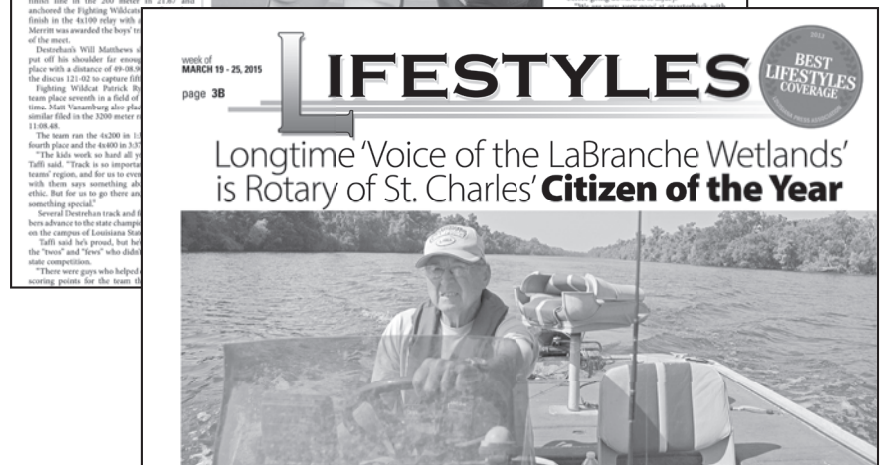
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