

**MINUTES
WEST BATON ROUGE PARISH
COUNCIL REGULAR MEETING
GOVERNMENT BUILDING**

880 North Alexander Avenue,
Port Allen Thursday, June 23,
2022
5:30 PM

The Following Minutes Are Summarized For Brevity, For Precise Meeting Information Please Refer To Meeting Audio Or Video.

1. CALL MEETING TO ORDER & REQUEST ALL ELECTRONIC DEVICES BE SILENCED

A Regular Meeting of the West Baton Rouge Parish Council was held on Thursday, June 23, 2022 and called to order at 05:30 PM. Council Chairman Carey Denstel asked that all electronic devices be placed on silent.

2. OPENING PRAYER

Councilman Atley Walker Jr. led everyone in an opening prayer.

3. PLEDGE OF ALLEGIANCE

Chairman Denstel recognized Mr. Mark Graffeo, WBR Parish Clerk of Court, who led everyone in the Pledge of Allegiance.

4. LOG ATTENDANCE

The following members were recorded as being present: Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph.

Also present were, Mr. Riley Berthelot Jr, Parish President, Mr. Phillip Bourgoyne, Director of Finance, Mr. Jason Manola, Executive Assistant, Mr. Kevin Durbin, Director of Public Works and Mrs. Michelle Tullier, Council Clerk.

5. MINUTES APPROVAL

A. Approval of Minutes from June 9, 2022 Regular Meeting.

A motion was made by Councilman Kirk Allain, seconded by Councilman Atley Walker to approve Minutes from the June 9, 2022 Regular Meeting.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

6. CONSIDER ANY AMENDMENTS TO THE AGENDA

A. Resolution Authorizing the Parish President to sign Contract with Louisiana Department of Health and Hospitals for WIC Program.

A motion was made by Councilman Caleb Kleinpeter, seconded by Councilman Kenneth Gordon to approve amending the agenda to include Resolution Authorizing the Parish President to sign Contract with Louisiana Department of Health and Hospitals for WIC Program on the agenda tonight.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

7. **PARISH PRESIDENT’S REPORT**

Parish President Riley Berthelot was recognized and covered the following items:

Posted map of the last three options for a new bridge location that DOTD is considering;

Critical IT generator issue;

Upcoming Region III Police Jury Meeting, August 18th at the Addis Community Center. There were no questions for the Parish President at this time.

8. **PUBLIC COMMENTS**

There were no comments from the public at this time.

9. **COMMUNICATIONS WITH COUNCIL MEMBERS AND/OR ELECTED OR APPOINTED OFFICIALS**

Mr. Phillip Bourgoyne was recognized and reviewed the latest operating expenditure numbers and top ten funds, he went on to explain the next agenda will include the requested 3.0 mil rollback resolution.

Mr. Jason Manola explained the turf field bid numbers have been received and are higher than what was budgeted, therefore administration is going back out for bid with changes being made for some bid alternatives in order to try and bring the numbers down, reiterating all bids are coming in high at this time. Mr. Manola explained the Roseland Trace project is ongoing and should be completed in the next few days and the north end water line project is coming close to being finalized with proposed lines that need upgrading, noting that was being done with the ARPA funds received.

Mr. Kevin Durbin gave a brief update on the Road Transfer agreement resolution adopted at the last Council meeting.

10. **PUBLIC HEARING ON PREVIOUSLY INTRODUCED ORDINANCES**

A. **An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 104 (“Zoning Ordinance”), Appendix A (“Zoning Districts”), To Update Junkyards In The Zoning Districts Appendix.**

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Kevin Durbin explained this item was recommended for approval by the Planning & Zoning Commission.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

Chairman Denstel and Councilman Crowe briefly explained this was from the Zoning Review Board and briefly explained why this was considered. There were a few questions from the Council for clarification.

A motion was made by Councilman Caleb Kleinpeter, seconded by Councilman Kirk Allain to approve An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 104 (“Zoning Ordinance”), Appendix A (“Zoning Districts”), To Update Junkyards In The Zoning Districts Appendix.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 27 of 2022 can be found at the end of these minutes.

B. An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 106 (Site Planning) Article V (Yard/Setback, Open Space And Common Area Requirements), Sections 106-124, 125, and 126 Updating Fencing Requirements for Certain Zones.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Kevin Durbin was recognized and briefly explained the ordinance and what changes it makes, he also noted this was recommended by the Planning & Zoning Commission for approval.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

Chairman Denstel briefly explained this was coming from the Zoning Review Board and noted why these changes were made, there were questions in regards to metal fences. The Council decided there should be more language in regards to metal or other fences which are equal or an upgrade from wood or vinyl. There was conversation regarding metal and the type etc. After ongoing discussion, the Council decided to proceed with the proposed ordinance and ask the Zoning Review Board to look further into the metal option.

A motion was made by Chris Kershaw, seconded by Gary Joseph to approve An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 106 (Site Planning) Article V (Yard/Setback, Open Space And Common Area Requirements), Sections 106-124, 125, and 126 Updating Fencing Requirements for Certain Zones. .

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 28 of 2022 can be found at the end of these minutes.

C. An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 106 (“Site Planning”), Article III (“Transportation Planning”), Division 2 (“Off-Street Parking And Loading”), Section 106-68 (“Driveway Requirements”), To Provide For Commercial And Industrial Driveway Width Requirements.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Kevin Durbin was again recognized and explained that the Planning & Zoning Commission recommended approval of the aforementioned ordinance, and briefly explained the need for this change.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

A motion was made by Councilman Kirk Allain, seconded by Councilman Kenneth Gordon to approve An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 106 (“Site Planning”), Article III (“Transportation Planning”), Division 2 (“Off-Street Parking And Loading”), Section 106-68 (“Driveway Requirements”), To Provide For Commercial And Industrial Driveway Width Requirements. .

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 29 of 2022 can be found at the end of these minutes.

D. An Ordinance Adopting An Operating Budget Of Revenues And Expenditures For The Fiscal Year Beginning July 1, 2022 And Ending June 30, 2023 As Published By The West Baton Rouge Parish Council On Aging

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Ms. LaChandra Adkins of the Council On Aging was present to answer any questions.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

A motion was made by Councilman Kirk Allain, seconded by Councilman Gary Joseph to approve An Ordinance Adopting An Operating Budget Of Revenues And Expenditures For The Fiscal Year Beginning July 1, 2022 And Ending June 30, 2023 As Published By The West Baton Rouge Parish Council On Aging .

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 30 of 2022 can be found at the end of these minutes.

E. An Ordinance Adopting the 2022 WBR Parish Council Amendments to the Library Expenditures for the Fiscal Year beginning January 1, 2022 and ending December 31, 2022.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Ms. Tamie Martin, Library Director, was recognized and explained what has happened since the adoption of budgets, mainly the construction of a second north side location coming back to be more than double the price of what was budgeted. A new location has been found on the south side of the Parish, which is an empty building that can be bought and refurbished for the \$1 million dollars budgeted. Ms. Martin made sure to note that the Library is not giving up adding another location on the north side, but with the cost of construction at this time, that project will be put on hold for a later time. Therefore, the Library is asking the Council to amend the

previous budget in order to change the description on the 2022 budget from “Building Construction” to “Purchase and Renovate New Branch”.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

A motion was made by Councilman Kirk Allain, seconded by Councilman Caleb Kleinpeter to approve An Ordinance Adopting the 2022 WBR Parish Council Amendments to the Library Expenditures for the Fiscal Year beginning January 1, 2022 and ending December 31, 2022.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 31 of 2022 can be found at the end of these minutes.

F. An Ordinance Amending The West Baton Rouge Parish Code Of Ordinances, Relative To Amending The Current Parish Precinct Ordinance To Provide For The Merger Of Certain Qualifying Voting Precincts For The Parish Of West Baton Rouge In Accordance With RS 18:532.1.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

A motion was made by Councilman Alan Crowe, seconded by Councilman Craig Bergeron to approve An Ordinance Amending The West Baton Rouge Parish Code Of Ordinances, Relative To Amending The Current Parish Precinct Ordinance To Provide For The Merger Of Certain Qualifying Voting Precincts For The Parish Of West Baton Rouge In Accordance With RS 18:532.1.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 32 of 2022 can be found at the end of these minutes.

11. INTRODUCTION OF ORDINANCES

Mrs. Tullier, Council Clerk read by title the below proposed ordinance/s being introduced and publicized by title, and considered for adoption following a public hearing as specified below, at 5:30 pm in the Council Chambers, located at 880 North Alexander Avenue, Port Allen, La.:

- A.** An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request. And Chapter 111 Administration and Enforcement, Article IV Zoning Enforcement, Section 111-78 Special, Conditional Use Requirements and Procedures For Donald Hebert requesting I-2 with a Special Use for Wrecker Service. Public

Hearing Date: July 28, 2022

- B. An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Jacob Granier, Requesting to Rezone from AG-1 to R-M. Public Hearing Date: July 28, 2022
- C. An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Hari Om Hospitality, Inc. Rezoning from C-1.3 (Regional-Scaled Commercial) to R-MF-3 (Multi Family Residence 3) with waivers for density, minimum unit square foot, and building height requirements. Public Hearing Date: July 28, 2022

12. **CONSIDER STATUS REPORT, CHANGE ORDER AND/OR OTHER MATTERS AS REQUIRED ON CURRENT PROJECTS**

A. **Accept/Reject Bid Recommendation For Utilities Department Annual Pipe & Fittings Contract**

Mr. Adrian Genre, Utilities Director, was recognized and explained that the administration recommends awarding the line items highlighted to the contractors highlighted for the same. Mr. Genre went on to point out the major increases in the costs of these items.

A motion was made by Councilman Caleb Kleinpeter, seconded by Councilman Chris Kershaw to approve The Bid Recommendation for Utilities Department Annual Pipe & Fittings Contract, as noted on the attached spreadsheet.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

13. **RESOLUTIONS**

A. **Resolution Authorizing the Parish President to sign Contract with Louisiana Department of Health and Hospitals for WIC Program.**

Mr. Chance Stephens, Assistant Finance Director, was recognized and explained the reasons for this resolution.

A motion was made by Councilman Kenneth Gordon, seconded by Councilman Gary Joseph to approve Resolution Authorizing the Parish President to sign Contract with Louisiana Department of Health and Hospitals for WIC Program..

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Resolution 28 of 2022 can be found at the end of these minutes.

14. **CONSIDER SUBDIVISION PLATS, CONDEMNATIONS, WAIVERS AND MATTERS RELATED THERETO**

A. **Public Hearing To Consider Waiver Application Of AT&T**

**Mobility In Regards To Proposed Morley Marina
Telecommunications Tower At The Location Of 5151 Ellwood,
Brusly, La 70719.**

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Kevin Durbin was recognized and explained the waiver requests and the background to the same. Mr. Lou Delahaye, Parish Attorney, was recognized and explained his interpretation on what a residential subdivision is in our code. Mr. Lavar Greenhouse, AT&T Representative and Mr. Chip Lyons, Attorney for AT&T, were recognized and gave a presentation on the need for this tower, the reasons for this location and how AT&T comes to a decision on where to put these towers. Mr. Lyons explained their interpretation of residential subdivision differs from that of the Parish legal counsel. Mr. Lyons went on to show an aerial view of where the location of the tower would be if approved with the waiver requested. There were quite a few questions from the Council. Mr. Bradley Blanchard who owns the property next to this proposed site, was recognized and showed a quick PowerPoint presentation with the various reasons he is against this tower being at the proposed location.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

Various Councilmembers expressed the need for a tower in the vicinity that AT&T is trying to put it. Councilman Kershaw was recognized and explained his concerns with putting this over 200 foot tower on this piece of property that is so small, noting he cannot support the waiver as presented, multiple Councilmembers concurred with this statement.

A motion was made by Councilman Alan Crowe, seconded by Councilman Chris Kershaw to deny the Waiver Application Of AT&T Mobility In Regards To Proposed Morley Marina Telecommunications Tower At The Location Of 5151 Ellwood, Brusly, La 70719.

The vote was recorded as follows:
YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)
As a result of the votes, the motion **Passed**.

15. APPOINTMENTS

A. WBR Planning & Zoning Commission – Reappoint Mr. Sidney Blanchard Jr. term to expire 7/12/2022.

A motion was made by Councilman Caleb Kleinpeter, seconded by Councilman Chris Kershaw to approve the reappointment of Mr. Sidney Blanchard Jr. to the Planning & Zoning Commission, with a new term to expire 7/12/2030, with no other nominations, Mr. Blanchard was reappointed by acclamation.

16. CORRESPONDENCE REPORT

- Correspondence Report from Council Clerk, Mrs. Michelle Tullier included the following items:
- Update on recent ITEP Non- Compliance Resolutions from LED
 - Next Planning & Zoning Meeting of July 5, 2022 canceled
 - Next Fire Board Meeting of July 14, 2022 canceled
 - Next Council Meeting is July 14, 2022 at 5:30Pm.

17. **ADJOURN**

There being no further business, a motion to adjourn was made by Councilman Kleinpeter and was adopted by acclamation at 06:59 PM.


Carey Denstel, Chairman


Michelle Z. Tullier, Council Clerk

ORDINANCE 27 OF 2022
As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of May 26, 2022
And Adopted on June 23, 2022

An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 104 (“Zoning Ordinance”), Appendix A (“Zoning Districts”), To Update Junkyards In The Zoning Districts Appendix.

WHEREAS, one of the primary functions of local governments is to protect the health, safety and welfare of its people; **AND**

WHEREAS, in exercising its role to carry-out the above, the West Baton Rouge Parish Council utilizes its police powers under the Constitution and laws of the State of Louisiana; **AND**

WHEREAS, such exercise of police power involves from time-to-time creating or amending local development laws in order to protect the public; **AND**

WHEREAS, the West Baton Rouge Parish Council is taking action on zoning districts where Junkyards would be permitted for development in the unincorporated areas of West Baton Rouge Parish; **AND**

NOW, THEREFORE, BE IT ORDAINED that the West Baton Rouge Parish Code of Ordinances, Part III (“Unified Development Code”), Chapter 104 (“Zoning Ordinance”), Appendix A (“Zoning Districts”) be amended and readopted to read as follows:

(NOTE: underlined words are additions and strikethrough words are deletions. Three asterisks - * * * indicate sections of the code skipped for brevity of this ordinance. Such sections are to be retained by the code editors.):

PART III – UNIFIED DEVELOPMENT CODE

* * *

CHAPTER 104

ZONING ORDINANCE

* * *

APPENDIX A – ZONING DISTRICTS

* * *

Use Classifications	R-SF-1, R-SF-2, R-SF-3, R-ED, R-2F	R-MF-1, R-MF-2, R-MF-3	R-MH, R-M	C-1.1	C-1.2	C-1.3	C-1.4	C-2	I-1, I-2	I-3	AG-1	AG-2	AG-3	B-1, B-2	POS-C- RV; PF
* * *															
Junkyard									S (I-2 only)	S					
* * *															

BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER CALEB KLEINPETER, WHICH WAS SECONDED BY COUNCIL MEMBER KIRK ALLAIN. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 9 (MESSRS. KLEINPETER, ALLAIN, KERSHAW, WALKER, DENSTEL, CROWE, GORDON, BERGERON, AND JOSEPH)
NAYS: 0 (NONE)
ABSENT: 0 (NONE)
ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **23rd Day of June, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 28 OF 2022
As Adopted by the West Baton Rouge Parish Council
At The Regular Meeting of May 26, 2022
And Adopted on June 23, 2022

An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 106 (Site Planning) Article V (Yard/Setback, Open Space And Common Area Requirements), Sections 106-124, 125, and 126 Updating Fencing Requirements for Certain Zones.

WHEREAS the West Baton Rouge Parish Council seeks to exercise its police power to protect the health, safety and welfare of the citizens of West Baton Rouge Parish; **AND**

WHEREAS as part of its role in exercising police power, the Council has from time-to-time adopted and amended site development regulations; **AND**

WHEREAS after consideration of the facts and circumstances, the Council has determined certain fencing clarification should be added in certain zones; **THEREFORE**

BE IT ORDAINED BY THIS COUNCIL that Section 106-114, 115, and 116,(Site Development Regulations) of Chapter 106 (“Site Planning”), Part III (“Unified Development Code”) of the West Baton Rouge Parish Code of Ordinances be amended and reenacted to read as follows (NOTE: underlined words are additions and strikethrough words are deletions. Three asterisks - * * * - indicate sections of the code skipped for brevity of this ordinance. Such sections are to be retained by the code editors.):

PART III – UNIFIED DEVELOPMENT CODE
CHAPTER 106 – SITE PLANNING

ARTICLE V YARD/SETBACK, OPEN SPACE AND COMMON AREA REQUIREMENTS

* * *

Sec. 106-124 - Commercial site development regulations.

* * *

(a) C-1.1, Neighborhood-Scaled Commercial District Site Development Regulations:

* * *

(2) Special criteria.

* * *

b. Special requirements:

* * *

- v. Outside *storage of goods*. Outside storage of goods shall be permitted in the rear of the property beginning at the rear half of the building depth. This storage area shall be screened with a minimum eight-foot chain link fence using slats, permanently maintained, unless adjacent to a residential zone then a wood or vinyl 8 foot fence is required. The height of the stored goods shall not exceed the height of the roof eaves or 15 feet, whichever is less.

* * *

(b.) C-1.2, Community-Scaled Commercial District Site Development Regulations:

* * *

(3) Special criteria.

* * *

b. Special requirements adjacent to residential districts:

- i. *Buffer requirements*. A minimum eight-foot wooden or vinyl fence with a maximum one-quarter-inch gap between slats, permanently maintained, shall be required in the 20-foot required setback adjacent to all residential districts. All outdoor lighting must be directed toward the commercial property, be shielded from and shall not adversely impact any adjacent use or traffic.
- v. Outside *storage of goods*. Outside storage of goods shall be permitted in the rear of the property beginning at the rear half of the building depth. This storage area shall be screened with a minimum eight-foot chain link fence using slats, permanently maintained, unless adjacent to a residential zone then a wood or vinyl 8 foot fence is required. The height of the stored goods shall not exceed the height of the roof eaves or 15 feet, whichever is less.

(c.) C-1.3, Regional-Scaled Commercial District:

* * *

(3) Special criteria.

* * *

b. Special requirements adjacent to residential districts:

- i. *Buffer requirements*. A minimum eight-foot wooden or vinyl fence with a maximum one-quarter-inch gap between slats, permanently maintained, shall be required in the 20-foot required setback adjacent to all residential districts. All outdoor lighting must be directed toward the commercial property, be shielded from and shall not adversely impact any adjacent use or traffic.
- v. Outside *storage of goods*. Outside storage of goods shall be permitted in the rear of the property beginning at the rear half of the building depth. This storage area shall be screened with a minimum eight-foot chain link fence using slats, permanently maintained,

unless adjacent to a residential zone then a wood or vinyl 8 foot fence is required. The height of the stored goods shall not exceed the height of the roof eaves or 15 feet, whichever is less.

* * *

(d.) C-1.4, industrial-transitional commercial district.

* * *

(3) Special criteria.

* * *

b. Special requirements adjacent to residential districts:

- i. *Buffer requirements.* A minimum eight-foot wooden or vinyl fence with a maximum one-quarter-inch gap between slats, permanently maintained, shall be required in the 20-foot required setback adjacent to all residential districts. All outdoor lighting must be directed toward the commercial property, be shielded from and shall not adversely impact any adjacent use or traffic.

- v. *Outside storage of goods.* Outside storage of goods shall be permitted in the rear of the property beginning at the rear half of the building depth. This storage area shall be screened with a minimum eight-foot chain link fence using slats, permanently maintained, unless adjacent to a residential zone then a wood or vinyl 8 foot fence is required. The height of the stored goods shall not exceed the height of the roof eaves or 15 feet, whichever is less.

* * *

Sec. 106- 125. - C-2 site development regulations.

* * *

(c) Special requirements adjacent to residential districts.

- (1) *Buffer requirements.* A minimum eight-foot wooden or vinyl fence with a maximum one-quarter inch gap between slats, permanently maintained, shall be required in the 20-foot required setback adjacent to all residential districts. All outdoor lighting must be directed toward the commercial property, be shielded from and shall not adversely impact any adjacent use or traffic.

* * *

- (5) *Outside storage of goods.* Outside storage of goods shall be permitted in the rear of the property beginning at the rear half of the building depth. This storage area shall be screened with a minimum eight-foot chain-link fence using slats, permanently maintained, unless adjacent to a residential zone then a wood or vinyl 8 foot fence is required. The height of the stored goods shall not exceed the height of the roof eaves or 15 feet, whichever is less.

* * *

BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER PUBLIC HEARING, WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER CHRIS KERSHAW, WHICH WAS SECONDED BY COUNCIL MEMBER GARY JOSEPH, AND A VOTE BEING TAKEN, THE FOLLOWING RESULT WAS HAD:

YEAS: 9 (MESSRS. KERSHAW, JOSEPH, WALKER, KLEINPETER, DENSTEL, CROWE, GORDON, ALLAIN, AND BERGERON)

NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **23rd day of June, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 29 OF 2022
As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of May 26, 2022
And Adopted on June 23, 2022

An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 106 (“Site Planning”), Article III (“Transportation Planning”), Division 2 (“Off-Street Parking And Loading”), Section 106-68 (“Driveway Requirements”), To Provide For Commercial And Industrial Driveway Width Requirements.

WHEREAS, one of the primary functions of local governments is to protect the health, safety and welfare of its people; **AND**

WHEREAS, in exercising its role to carry-out the above, the West Baton Rouge Parish Council utilizes its police powers under the Constitution and laws of the State of Louisiana; **AND**

WHEREAS, such exercise of police power involves from time-to-time creating or amending local development laws in order to protect the public; **AND**

WHEREAS, one of the many development provisions affecting public health and safety includes standards related to driveway width minimums due to the possibility of crashes and traffic queuing at driveway locations; **AND**

WHEREAS, while West Baton Rouge Government has – for a long time – governed parking and loading in general but not yet provided specific requirements with respect to driveway width;

NOW, THEREFORE, BE IT ORDAINED that the West Baton Rouge Parish Code of Ordinances, Part III (“Unified Development Code”), Chapter 106 (“Site Planning”), Article III (“Transportation Planning”), Division 2 (“Off-Street Parking and Loading”), Section 106-68 (“Driveway Requirements”) be amended and readopted to read as follows:

(NOTE: underlined words are additions and strikethrough words are deletions. Three asterisks - * * * indicate sections of the code skipped for brevity of this ordinance. Such sections are to be retained by the code editors.):

PART III – UNIFIED DEVELOPMENT CODE

* * *

CHAPTER 106

SITE PLANNING

* * *

ARTICLE III. TRANSPORTATION PLANNING

* * *

DIVISION 2. – OFF-STREET PARKING AND LOADING

* * *

Section 106-68. – Driveway Requirements

Driveways shall be designed according to the most recent version of A Policy on Geometric Design of Highways and Streets (published by the American Association of State Highway and Transportation Officials) and Guidelines for Driveway Design and Location (published by the National Cooperative Highway Research Program). A statement on driveway design - following the principles in these two publications - shall be submitted to the office of community planning and development for their review. The statement should reference specific elements of these two codes that were utilized during driveway design. Commercial and industrial driveways shall be a minimum of 25 feet wide and have 35 feet turning radii. Driveways shall not be located within the functional area of an existing intersection or the influence area of other driveways. If an access driveway is to be used for one-way traffic, the width may be reduced to fifteen feet (15') with the same turning radii requirements, but it still shall be clearly signed as such with one-way signage as well as "Do Not Enter" signage at the appropriate end of the drive. All signage shall be compliant with the latest edition of FHWA's Manual of Uniform Traffic Control Devices.

* * *

THEREFORE BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER KIRK ALLAIN, WHICH WAS SECONDED BY COUNCIL MEMBER KENNETH GORDON. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 9 (MESSRS. ALLAIN, GORDON, KERSHAW, WALKER, KLEINPETER, DENSTEL, CROWE, BERGERON AND JOSEPH)

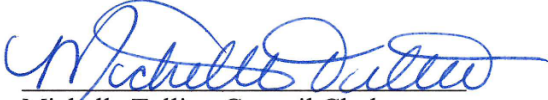
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **23rd Day of June, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 30 OF 2022
As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of June 9, 2022
And Adopted on June 23, 2022

An Ordinance Adopting An Operating Budget Of Revenues And Expenditures For The Fiscal Year Beginning July 1, 2022 And Ending June 30, 2023 As Published By The West Baton Rouge Parish Council On Aging

BE IT ORDAINED by the Council of the Parish of West Baton Rouge, Louisiana in regular session convened that:

SECTION 1: The attached detailed estimate of revenues for the fiscal year beginning July 1, 2022 and ending June 30, 2023 be and is hereby adopted as an operating budget of revenues for the West Baton Rouge Parish Council on Aging during said period.

SECTION 2: The attached detailed estimate of expenditures for the fiscal year beginning July 1, 2022 and ending June 30, 2023 be and is hereby adopted as an operating budget of expenditures for the West Baton Rouge Parish Council on Aging during said period.

SECTION 3: The adoption of this operating budget of revenues and expenditures are hereby declared to operate as an appropriation of the amount therein set forth within the terms of the budget classification.

SECTION 4: Amounts are available for expenditures only the extent included within said budget.

NOW THEREFORE BE IT FURTHER ORDAINED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

NOW THEREFORE BE IF FURTHER ORDAINED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER ORDAINED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER KIRK ALLAIN, WHICH WAS SECONDED BY COUNCIL MEMBER GARY JOSEPH. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 9 (MESSRS. ALLAIN, JOSEPH, KERSHAW, WALKER,
 KLEINPETER, DENSTEL, CROWE, GORDON, AND BERGERON)

NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was adopted on the **23rd day of June, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 31 OF 2022
As Adopted by the West Baton Rouge Parish Council
At the Regular Meeting of June 9, 2022
And Adopted on June 23, 2022

An Ordinance Adopting the 2022 WBR Parish Council Amendments to the Library Expenditures for the Fiscal Year beginning January 1, 2022 and ending December 31, 2022

BE IT ORDAINED by the Council of the Parish of West Baton Rouge, Louisiana in regular session convened that:

SECTION 1: The attached detailed 2022 Council budget amendments to estimate of expenditures of the WBR Parish Library for the fiscal year beginning January 1, 2022 and ending December 31, 2022.

SECTION 2: The attached detailed 2022 Council budget amendments to estimate of revenue and expenditures of the Library for the fiscal year beginning January 1, 2022 and ending December 31, 2022 be and the same is hereby adopted as budget of expenditures for the Parish during the said period.

SECTION 3: The adoption of these 2022 Council budget amendments to revenue and expenditures budget and the same is hereby declared to operate as an appropriation of the amount therein set forth within the terms of the budget classification.

SECTION 4: Amounts are available for expenditures only to the extent included with the 2022 budget.

BE IT FURTHER ORDAINED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

NOW THEREFORE BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety

NOW THEREFORE BE IT FURTHER ORDAINED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or application of this ordinance which can be given effect without the invalid provisions, items or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER KIRK ALLAIN, WHICH WAS SECONDED BY COUNCIL MEMBER CALEB KLEINPETER. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

THE FOREGOING ORDINANCE HAVING BEEN SUBMITTED TO A VOTE WAS ADOPTED BY THE FOLLOWING VOTE:

YEAS: 9 (MESSRS. ALLAIN, KLEINPETER, KERSHAW, WALKER, DENSTEL, CROWE, GORDON, BERGERON AND JOSEPH)

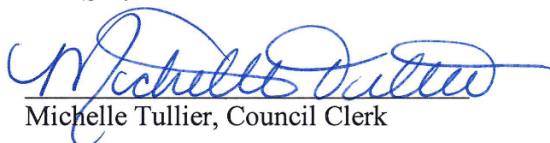
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared to be adopted on the **23rd day of June, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 32 OF 2022

As Adopted by the West Baton Rouge Parish Council
At the Regular Meeting of June 9, 2022
And Adopted on June 23, 2022

THE MERGER OF CERTAIN QUALIFYING VOTING PRECINCTS FOR WEST BATON ROUGE PARISH AND THE ASSIGNMENT OF POLLING LOCATIONS

An Ordinance Amending The West Baton Rouge Parish Code Of Ordinances, Relative To Amending The Current Parish Precinct Ordinance To Provide For The Merger Of Certain Qualifying Voting Precincts For The Parish Of West Baton Rouge In Accordance With RS 18:532.1

WHEREAS, the West Baton Rouge Parish Council certifies that the redistricting has been completed for the Parish Council and School Board in accordance with the 2020 Census; and

WHEREAS, the West Baton Rouge Parish Council has the authority under R.S. 18:532.1 to merge qualifying precincts in order to reduce the total number of precincts; and

WHEREAS, by merging qualifying precincts in advance of the Fall 2022 election cycle, the number of voting machines and commissioners will be lessened, thereby providing for a more efficient and cost effective elections; and

WHEREAS, the Louisiana Secretary of State has approved the merger of the precincts in West Baton Rouge Parish in accordance with R.S. 18:532.1.

NOW, THEREFORE BE IT ORDAINED by the West Baton Rouge Parish Council, that the following precincts are created by merger and are more fully described in Exhibit A and the polling locations assigned forthwith:

Precinct(s)	Merged to	Designation
13A	10A	13A
11A & 12	9	9
8A	2A	2A

All ordinances or parts thereof in conflict herewith are hereby repealed. This ordinance is to become effective upon approval by the State Legislative Office and the Louisiana Secretary of State Office and as allowed by law.

Should any provision of this ordinance, or the application thereof, be held invalid, such invalidity shall not affect the validity of the remaining portions of this ordinance.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER ALAN CROWE, WHICH WAS SECONDED BY COUNCIL MEMBER CRAIG BERGERON. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 9 (MESSRS. CROWE, BERGERON, KERSHAW, WALKER, KLEINPETER, DENSTEL, GORDON, ALLAIN, AND JOSEPH)
NAYS: 0 (NONE)
ABSTAIN: 0 (NONE)
ABSENT: 0 (NONE)

WHEREUPON the ordinance was declared to be adopted on the **23rd day of June, 2022.**

ATTEST:


Michelle Tullier, Council Clerk