City of Harahan  
6437 Jefferson Highway  
Mayor and Harahan City Council  
Regular Meeting Agenda

Date: May 19, 2016  
Time: 7:30 P.M.

Meeting called to order by the Mayor followed by the Pledge of Allegiance.

ROLL CALL

SPECIAL PRESENTATIONS  
1. 2015 Girls Bounce Ball Eastbank Champions  
2. 2016 Girls Biddy Basketball Eastbank Champions  
3. St. Rita School

ADDRESS THE COUNCIL

APPROVAL OF MINUTES  
Reading of the Minutes of the Council Meeting on April 21, 2016  
Approval of the Minutes of the Council Meeting on April 21, 2016

Reading of the Minutes of the Special Meeting on May 4, 2016  
Approval of the Minutes of the Special Meeting on May 4, 2016

COMMUNICATIONS  
Board of Adjustments and Appeals did not meet in April.

Reading of the Minutes of the Planning and Zoning Board on May 4, 2016  
Approval of the Minutes of the Planning and Zoning Board on May 4, 2016

RESOLUTIONS  
PROPOSED RESOLUTION NO. 2016 – 4  
A Resolution of the City Council of the City of Harahan adopting the 2015 Louisiana Compliance Questionnaire.

ORDINANCES FOR APPROVAL (PUBLIC HEARING)  
PROPOSED ORDINANCE NO. 2016 – 3  
An Ordinance to amend and re-ordain Ordinance 1333, Section XV, relative to the zoning classification “NU Non-Urban Batture District”, Harahan Municipal Code, 1990, Appendix A, by amending Subsection B thereof relative to “Permitted Uses”; by adding thereto a new subsection governing the hours of operation of commercial enterprises therein; and to otherwise provide with respect thereto.

PROPOSED ORDINANCE NO. 2016 – 5  

ORDINANCE FOR INTRODUCTION (FIRST READING)  
PROPOSED ORDINANCE NO. 2016 – 6  
An Ordinance amending Ordinance 1806, the annual Budget of Revenue and Expenditures for the Fiscal Year ending December 31, 2015, for the City of Harahan, Louisiana.

PROPOSED ORDINANCE NO. 2016 – 7  
An Ordinance providing for the issuance of Public Improvement Refunding Bonds, Series 2016, of the City of Harahan, State of Louisiana; and providing for other matters in connection therewith.
OLD BUSINESS
None

NEW BUSINESS
None

ADDRESS THE COUNCIL

SECRETARY'S REPORT
Secretary's report for April, 2016
Total revenue $373,377.48

REPORTS

PAY BILLS
Bills paid in April, 2016
Total expenditures $299,844.45

EXECUTIVE SESSION

ADJOURN

A. The following matter involving pending litigation may be considered
   (Court, Case, Number, Parties):
   1. Phillip Canella vs. Arch Ins. Co., City of Harahan, Todd A. St. Cyr, and
   2. Suzanne K. Scalise vs. City of Harahan LA, Anne Gordon, Louise Slayden,
      Ronald Gordon, Gail Gordon; 24th JDC, Case 744-986, Div. “O”.
      U.S.D.C., Eastern District of Louisiana, No. 2:13-cv-01397

B. The following matter involving prospective litigation for which formal written
   demand has been made may be considered.

C. The following matters involving discussion of the character, professional
   competence, or physical or mental health of:
   Name:
The following Resolution was proposed by Councilman

PROPOSED RESOLUTION NO. 2016 - 4

A Resolution of the City Council of the City of Harahan adopting the 2015
Louisiana Compliance Questionnaire.

WHEREAS, the questionnaire is a required part of the financial and compliance
audit of Louisiana governmental units; and

WHEREAS, the legal matters contained in the questionnaire parallel those
matters contained in the Laws Affecting Louisiana Government; and

WHEREAS, upon completion, the questionnaire must be presented and
adopted by the governing body; and

WHEREAS, the completed questionnaire and copy of the adoption instrument
must be given to the auditor at the beginning of the audit.

NOW, THEREFORE, BE IT RESOLVED by the Harahan City Council acting as
governing authority of said city that:

The Harahan City Council hereby adopts the 2015 Louisiana Compliance
Questionnaire.

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

YEAS:
NAYS:
ABSENT:
ABSTENTION:

And this Resolution was declared adopted on this ____ day of ________, 2015.

Nicole Lee, City Clerk
LOUISIANA COMPLIANCE QUESTIONNAIRE
(For Audit Engagements of Governments)

Dear Chief Executive Officer:

Attached is the Louisiana Compliance Questionnaire that is to be completed by you or your staff. This questionnaire is a required part of a financial audit of Louisiana state and local government and quasi-public agencies. Upon completion, the questionnaire must be presented to and adopted by the governing body, if any, of your organization by means of a formal resolution in an open meeting. Independently elected officials should sign the document, in lieu of such a resolution.

The completed questionnaire and a copy of the adoption instrument, if appropriate, must be given to the auditor at the beginning of the audit. The auditor will, during the course of his regular audit, test the accuracy of the responses in the questionnaire. It is not necessary to return the questionnaire to my office.

Certain portions of the questionnaire may not be applicable to your organization, especially those related to federal financial assistance. In such cases, it is appropriate to mark the representation "not applicable." However, you must respond to each applicable representation. A 'yes' answer indicates that you have complied with the applicable law or regulation. A 'no' answer to any representation indicates a possible violation of law or regulation and, as such, should be fully explained. These matters will be reviewed by the auditor during the course of his examination. Please feel free to attach a further explanation of any representation.

Your cooperation in this matter will be greatly appreciated.

Sincerely,

Daryl G. Purpera, CPA, CFE
Louisiana Legislative Auditor

Enclosure
LOUISIANA COMPLIANCE QUESTIONNAIRE
(For Audit Engagements of Government Agencies)

April 25, 2016

Postlethwaite & Netterville
1100 Poydras Street
New Orleans, LA 70163-3000

In connection with your audit of our financial statements as of December 31, 2015 and for the twelve months then ended for the purpose of expressing an opinion as to the fair presentation of our financial statements in accordance with accounting principles generally accepted in the United States of America, to assess our system of internal control as a part of your audit, and to review our compliance with applicable laws and regulations, we confirm, to the best of our knowledge and belief, the following representations. These representations are based on the information available to us as of April 25, 2016.

PART I. AGENCY PROFILE

1. Name and address of the organization.

   City of Harahan
   6437 Jefferson Highway
   Harahan, LA 70123

2. List the population of the municipality or parish based upon the last official United States Census or most recent official census (municipalities and police juries only). Include the source of the information.

   Total population is 9,885 per the U.S. Census Bureau, 2010.

3. List names, addresses, and telephone numbers of entity officials. Include elected/appointed members of the governing board, chief executive and fiscal officer, and legal counsel.

<table>
<thead>
<tr>
<th>Mayor</th>
<th>Tina Miceli</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>188 Imperial Woods Drive</td>
</tr>
<tr>
<td></td>
<td>Harahan, LA 70123</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Police Chief (elected)</th>
<th>Robert “Tim” Walker</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>30 West Imperial Drive</td>
</tr>
<tr>
<td></td>
<td>Harahan, LA 70123</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Mayor-Pro-Tem, Council Member</th>
<th>Craig Johnston</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>7021 Gasper Place</td>
</tr>
<tr>
<td></td>
<td>Harahan, LA 70123</td>
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</table>

<table>
<thead>
<tr>
<th>Council Member</th>
<th>Tim Baudier</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>184 Oakland Avenue</td>
</tr>
<tr>
<td></td>
<td>Harahan, LA 70123</td>
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</tbody>
</table>
4. Period of time covered by this questionnaire.
   January 1 – December 31, 2015

5. The entity has been organized under the following provisions of the Louisiana Revised Statute(s) (R.S.) and, if applicable, local resolutions/ordinances.
   The City of Harahan was incorporated in 1920 under the Louisiana Revised Statutes 33:321-463, commonly known as the Lawrason Act.

6. Briefly describe the public services provided.
   The City of Harahan provides the following services to the citizens of the City: sanitation (both sewer and refuse), streets, fire and police services and a senior center.

7. Expiration date of current elected/appointed officials’ terms.

<table>
<thead>
<tr>
<th>Title</th>
<th>Person</th>
<th>Term Expires</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor</td>
<td>Tina Miceli</td>
<td>December 31, 2018</td>
</tr>
<tr>
<td>Police Chief</td>
<td>Robert “Tim” Walker</td>
<td>December 31, 2018</td>
</tr>
<tr>
<td>Mayor-Pro-Tem, Council Member</td>
<td>Craig Johnston</td>
<td>December 31, 2018</td>
</tr>
<tr>
<td>Council Member</td>
<td>Tim Baudier</td>
<td>December 31, 2018</td>
</tr>
<tr>
<td>Council Member</td>
<td>Susan Benton</td>
<td>December 31, 2018</td>
</tr>
<tr>
<td>Council Member</td>
<td>Dana Huete</td>
<td>December 31, 2018</td>
</tr>
<tr>
<td>Council Member</td>
<td>Carrie Wheeler</td>
<td>December 31, 2018</td>
</tr>
</tbody>
</table>
LEGAL COMPLIANCE

PART II. PUBLIC BID LAW

8. The provisions of the public bid law, R.S. Title 38:2211-2296, and, where applicable, the regulations of the Division of Administration, State Purchasing Office have been complied with.
   A) All public works purchases exceeding $150,000 have been publicly bid. Yes [ X ] No [ ]
   B) All material and supply purchases exceeding $30,000 have been publicly bid.

PART III. CODE OF ETHICS LAW FOR PUBLIC OFFICIALS AND PUBLIC EMPLOYEES

9. It is true that no employees or officials have accepted anything of value, whether in the form of a service, loan, or promise, from anyone that would constitute a violation of R.S. 42:1101-1124.
   Yes [ X ] No [ ]

10. It is true that no member of the immediate family of any member of the governing authority, or the chief executive of the governmental entity, has been employed by the governmental entity after April 1, 1980, under circumstances that would constitute a violation of R.S. 42:1119.
    Yes [ X ] No [ ]

PART IV. LAWS AFFECTING BUDGETING

11. We have complied with the budgeting requirements of the Local Government Budget Act (R.S. 39:1301-15) R.S. 39:33, or R.S. 39:1331-1342, as applicable:

A. Local Budget Act
   1. We have adopted a budget for the general fund and all special revenue funds (R.S. 39:1305).
   2. The chief executive officer, or equivalent, has prepared a proposed budget that included a budget message, a proposed budget for the general fund and each special revenue fund, and a budget adoption instrument that specified the chief executive's authority to make budgetary amendments without approval of the governing authority. Furthermore, the proposed expenditures did not exceed estimated funds to be available during the period (R.S. 39:1305).
   3. The proposed budget was submitted to the governing authority and made available for public inspection at least 15 days prior to the beginning of the budget year (R.S. 39:1306).
   4. To the extent that proposed expenditures were greater than $500,000, we have made the budget available for public inspection and have advertised its availability in our official journal. The advertisement included the date, time, and place of the public hearing on the budget. Notice has also been published certifying that all actions required by the Local Government Budget Act have been completed (R.S. 39:1307).
   5. If required, the proposed budget was made available for public inspection at the location required by R.S. 39:1308.
   6. All action necessary to adopt and finalize the budget was completed prior to the date required by state law. The adopted budget contained the same information as that required for the proposed budget (R.S. 39:1309).
   7. After adoption, a certified copy of the budget has been retained by the chief executive officer or equivalent officer (R.S. 39:1309).
   8. To the extent that proposed expenditures were greater than $500,000, the chief executive officer or equivalent notified the governing authority in writing during the year when actual receipts plus projected revenue collections for the year failed to meet budgeted revenues by five percent or more, or when actual expenditures plus projected expenditures to year end exceeded budgeted expenditures by five percent or more (R.S. 39:1311).
9. The governing authority has amended its budget when notified, as provided by R.S. 39:1311. (Note, general and special revenue fund budgets should be amended, regardless of the amount of expenditures in the fund, when actual receipts plus projected revenue collections for the year fail to meet budgeted revenues by five percent or more; or when actual expenditures plus projected expenditures to year end exceed budgeted expenditures by five percent or more. State law exempts from the amendment requirements special revenue funds with anticipated expenditures of $500,000 or less, and exempts special revenue funds whose revenues are expenditure-driven - primarily federal funds-from the requirement to amend revenues.)

Yes [ ] No [X]

The Mayor had submitted the City’s budget in a timely manner, however the Council did not approve a budget for the 2015 fiscal year until June 2015.

B. State Budget Requirements
1. The state agency has complied with the budgetary requirements of R.S. 39:33.

Yes [ ] No [ ] N/A

C. Licensing Boards
1. The licensing board has complied with the budgetary requirements of R.S. 39:1331-1342

Yes [ ] No [ ] N/A

PART V. ACCOUNTING, AUDITING, AND FINANCIAL REPORTING LAWS

12. We have maintained our accounting records in such a manner as to provide evidence of legal compliance and the preparation of annual financial statements to comply with R.S. 24:513 and 515, and/or 33:463.

Yes [X] No [ ]

13. All non-exempt governmental records are available as a public record and have been retained for at least three years, as required by R.S. 44:1, 44:7, 44:31, and 44:36.

Yes [X] No [ ]

14. We have filed our annual financial statements in accordance with R.S. 24:514, and 33:463 where applicable.

Yes [X] No [ ]

15. We have had our financial statements audited in a timely manner in accordance with R.S. 24:513.

Yes [X] No [ ]

16. We have complied with R.S. 24:513 A. (3) regarding disclosure of compensation, reimbursements, benefits and other payments to the agency head, political subdivision head, or chief executive officer.

Yes [X] No [ ]

PART VI. MEETINGS

17. We have complied with the provisions of the Open Meetings Law, provided in R. S. 42:11 through 42:28.

Yes [X] No [ ]

PART VII. ASSET MANAGEMENT LAWS

18. We have maintained records of our fixed assets and movable property records, as required by R.S. 24:515 and/or 39:321-332, as applicable.

Yes [X] No [ ]

PART VIII. FISCAL AGENCY AND CASH MANAGEMENT LAWS
19. We have complied with the fiscal agency and cash management requirements of R.S. 39:1211-45 and 49:301-327, as applicable.  

Yes [X]  No [ ]

PART IX.  DEBT RESTRICTION LAWS

20. It is true we have not incurred any long-term indebtedness without the approval of the State Bond Commission, as provided by Article VII, Section 8 of the 1974 Louisiana Constitution, Article VI, Section 33 of the 1974 Louisiana Constitution, and R.S. 39:1410.60-1410.65.  

Yes [X]  No [ ]

21. We have complied with the debt limitation requirements of state law (R.S. 39:562).  

Yes [X]  No [ ]

22. We have complied with the reporting requirements relating to the Fiscal Review Committee of the State Bond Commission (R.S. 39:1410.62).  

Yes [X]  No [ ]

PART X.  REVENUE AND EXPENDITURE RESTRICTION LAWS

23. We have restricted the collections and expenditures of revenues to those amounts authorized by Louisiana statutes, tax propositions, and budget ordinances.  

Yes [X]  No [ ]

24. It is true we have not advanced wages or salaries to employees or paid bonuses in violation of Article VII, Section 14 of the 1974 Louisiana Constitution, R.S. 14:138, and AG opinion 79-729.  

Yes [X]  No [ ]

25. It is true that no property or things of value have been loaned, pledged, or granted to anyone in violation of Article VII, Section 14 of the 1974 Louisiana Constitution.  

Yes [X]  No [ ]

PART XI.  ISSUERS OF MUNICIPAL SECURITIES

26. It is true that we have complied with the requirements of R.S. 39:1438.C.  

Yes [ ]  No [ ]  N/A

PART XI.  QUESTIONS FOR SPECIFIC GOVERNMENTAL UNITS

Parish Governments

27. We have adopted a system of road administration that provides as follows:

A. Approval of the governing authority of all expenditures, R.S. 48:755(A).
B. Development of a capital improvement program on a selective basis, R.S. 48:755.
C. Centralized purchasing of equipment and supplies, R.S. 48:755.
E. A construction program based on engineering plans and inspections, R.S. 48:755.
F. Selective maintenance program, R.S. 48:755.
G. Annual certification of compliance to the auditor, R.S. 48:758.  

Yes [X]  No [ ]

School Boards - N/A

28. We have complied with the general statutory, constitutional, and regulatory provisions of the Louisiana Department of Education, R.S. 17:51-401.  

Yes [ ]  No [ ]

29. We have complied with the regulatory circulars issued by the Louisiana Department of Education that govern the Minimum Foundation Program.  

Yes [ ]  No [ ]
30. We have, to the best of our knowledge, accurately compiled the performance measurement data contained in the following schedules and recognize that your agreed-upon procedures will be applied to such schedules and performance measurement data:
Parish school boards are required to report, as part of their annual financial statements, measures of performance. These performance indicators are found in the supplemental schedules:
- Schedule 1, General Fund Instructional and Support Expenditures and Certain Local Revenue Sources
- Schedule 2, Education Levels of Public School Staff
- Schedule 3, Number and Type of Public Schools
- Schedule 4, Experience of Public Principals, Assistant Principals, and Full-time Classroom Teachers
- Schedule 5, Public School Staff Data: Average Salaries
- Schedule 6, Class Size Characteristics
- Schedule 7, Louisiana Educational Assessment Program (LEAP)
- Schedule 8, Graduation Exit Examination (GEE) (Note: this schedule is no longer applicable.)
- Schedule 9, iLEAP Tests

Yes [ ] No [ ]

Tax Collectors
31. We have complied with the general statutory requirements of R.S. 47. Yes [ ] No [ X ]
The City of Harahan had never had a property tax sale since incorporation. However, one is scheduled for October 19, 2016. All other requirements have been met.

Sheriffs
32. We have complied with the state supplemental pay regulations of R.S. 40:1667.7. Yes [ X ] No [ ]
33. We have complied with R.S. 13:5535 relating to the feeding and keeping of prisoners. Yes [ X ] No [ ]

District Attorneys N/A
34. We have complied with the regulations of the DCFS that relate to the Title IV-D Program. Yes [ ] No [ ]

Assessors N/A
35. We have complied with the regulatory requirements found in R.S. Title 47. Yes [ ] No [ ]
36. We have complied with the regulations of the Louisiana Tax Commission relating to the reassessment of property. Yes [ ] No [ ]

Clerks of Court N/A
37. We have complied with R.S. 13:751-917 and applicable sections of R.S. 11:1501-1562. Yes [ ] No [ ]

Libraries N/A
38. We have complied with the regulations of the Louisiana State Library. Yes [ ] No [ ]

Municipalities
39. Minutes are taken at all meetings of the governing authority (R.S. 42:7.1). Yes [X] No [ ]
40. Minutes, ordinances, resolutions, budgets, and other official proceedings of the municipalities are published in the official journal (R.S. 43:141-146 and A.G. 88-528). Yes [X] No [ ]
41. All official action taken by the municipality is conducted at public meetings (R.S. 42:11 to 42:28).  
Yes [x]  No [ ]

Airports N/A

42. We have submitted our applications for funding airport construction or development to the Department of Transportation and Development as required by R.S. 2:802.  
Yes [ ]  No [ ]

43. We have adopted a system of administration that provides for approval by the department for any expenditures of funds appropriated from the Transportation Trust Fund, and no funds have been expended without department approval (R.S. 2:810).  
Yes [ ]  No [ ]

44. All project funds have been expended on the project and for no other purpose (R.S. 2:810).  
Yes [ ]  No [ ]

45. We have certified to the auditor, on an annual basis, that we have expended project funds in accordance with the standards established by law (R.S. 2:811).  
Yes [ ]  No [ ]

Ports N/A

46. We have submitted our applications for funding port construction or development to the Department of Transportation and Development as required by R.S. 34:3452.  
Yes [ ]  No [ ]

47. We have adopted a system of administration that provides for approval by the department for any expenditures of funds made out of state and local matching funds, and no funds have been expended without department approval (R.S. 34:3460).  
Yes [ ]  No [ ]

48. All project funds have been expended on the project and for no other purpose (R.S. 34:3460).  
Yes [ ]  No [ ]

49. We have established a system of administration that provides for the development of a capital improvement program on a selective basis, centralized purchasing of equipment and supplies, centralized accounting, and the selective maintenance and construction of port facilities based upon engineering plans and inspections (R.S. 34:3460).  
Yes [ ]  No [ ]

50. We have certified to the auditor, on an annual basis, that we have expended project funds in accordance with the standards established by law (R.S. 34:3461).  
Yes [ ]  No [ ]

Sewerage Districts

51. We have complied with the statutory requirements of R.S. 33:3881-4159.10.  
Yes [x]  No [ ]

Waterworks Districts N/A

52. We have complied with the statutory requirements of R.S. 33:3811-3837.  
Yes [ ]  No [ ]

Utility Districts N/A

53. We have complied with the statutory requirements of R.S. 33:4161-4546.21.  
Yes [ ]  No [ ]

Drainage and Irrigation Districts N/A

54. We have complied with the statutory requirements of R.S. 38:1601-1707 (Drainage Districts); R.S. 38:1751-1921 (Gravity Drainage Districts); R.S. 38:1991-2048 (Levee and Drainage Districts); or R.S. 38:2101-2123 (Irrigation Districts), as appropriate.  
Yes [ ]  No [ ]
Fire Protection Districts N/A

55. We have complied with the statutory requirements of R.S. 40:1491-1509.  
   Yes [ ] No [ ]

Other Special Districts N/A

56. We have complied with those specific statutory requirements of state law applicable to our district.  
   Yes [ ] No [ ]

The previous responses have been made to the best of our belief and knowledge.

______________________________  ____________________________  Date
Council Member  
______________________________  ____________________________  Date
Council Member  
______________________________  ____________________________  Date
Council Member  
______________________________  ____________________________  Date
Council Member  
______________________________  Mayor Pro Tem  5/17/16  Date
__________________________________  Mayor  5/13/16  Date
ORDINANCE
CITY OF HARAHAN

PROPOSED ORD. NO: 2016-3

BY: COUNCILMEMBER BENTON
SECOND: COUNCILMEMBER HUETE

AN ORDINANCE to amend and re-ordain Ordinance 1333, Section XV, relative to the zoning classification "NU Non-Urban Batture District", Harahan Municipal Code, 1990, Appendix A, by amending Subsection B thereof relative to Permitted Uses; by adding thereto a new subsection governing the hours of operation of commercial enterprises therein; and to otherwise provide with respect thereto.

SECTION 1. IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF HARAHAN that Subsection B of Section XV of Appendix A of the Harahan Municipal Code relative to the zoning classification "NU Non-Urban Batture District", Ordinance No. 1333, known as the comprehensive zoning law of the city of Harahan, be, and the same is hereby amended and re-ordained to read as follows:

Sec. XV. - NU nonurban batture district.

... 

B. Permitted uses. In the NU non-urban batture district only the following uses are permitted:

1. Nature or natural parks.
2. Public and private forests, parks, parkways, wildlife reservations or similar conservation projects.
3. Public utility structures and land.
4. Sand extraction, provided that the necessary safeguards are provided to protect the surrounding areas and access roadways from obnoxious or offensive odors, dust, light, noise or vibration.

5. Accessory uses attendant to the above uses provided no structure exceeds a maximum of 1,000 square feet in area. Boat or ship repair are not permitted unless such repair constitutes an emergency. There shall be no storage or overnight parking of any vehicles on the property. No manufacturing shall be done on site.

6. The stockpiling of limestone rock on the Mississippi River Batture within the city limits of Harahan as a permitted use in the NU zoning for the duration of the construction of the "Harahan Pump to the River" drainage project.

. . .

SECTION 2. IT IS HEREBY FURTHER ORDAINED BY THE COUNCIL

OF THE CITY OF HARAHAN that Subsection B of Section XV of Appendix A of the Harahan Municipal Code relative to the zoning classification "NU Non-Urban Batture District", Ordinance No. 1333, known as the comprehensive zoning law of the City of Harahan, be, and the same is hereby, amended by adding a new subsection thereto to be designated Subsection "F.", to read as follows:

F. Hours of Operation

Commercial operations in this district shall be restricted to operation between the hours of 6:00 a.m. and 6:00 p.m.
Commercial operations” means any business activity intended to produce a profit, or the buying, selling or exchange of articles or services.

SECTION 3. If any provision of this ordinance is held to be invalid or otherwise unenforceable by the final judgment of a court of competent jurisdiction such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and to this end the provisions of this ordinance are hereby declared to be severable.

SECTION 3. All ordinances or parts of ordinances of the City of Harahan in conflict with this ordinance and all Sections in the Harahan Municipal Code in conflict with this ordinance are hereby repealed.

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

YEAS:
NAYS:
ABSENT:
ABSTENTION:

ADOPTED BY THE COUNCIL OF THE CITY OF HARAHAN

To become effective immediately upon the signature of the Mayor or upon the expiration of the time period without the signature of the Mayor.

DELIVERED TO THE MAYOR ON

APPROVED:
DISAPPROVED:

__________________________
MAYOR

RETURNED BY THE MAYOR ON AT

__________________________
CITY CLERK

Page 3 of 3
SECTION XV. NU – NON-URBAN BATURRTE DISTRICT

A. This district is composed of lands that lie outside the protective levees between the crest of the Mississippi levee and the water level of the Mississippi River. Land uses permitted in this district are limited to temporary development consistent with traditional development in these areas and will be under conditions that will reduce the possibility of flooding due to abnormal high water in the Mississippi River.

B. PERMITTED USES. In the NU – Non-Urban Batture District only the following uses are permitted:
   1. Barge mooring and holding facilities.
   2. Nature or natural parks.
   3. Public and private forests, parks, parkways, wildlife reservations or similar conservation projects.
   4. Public utility structures and land.
   5. Sand extraction, provided that the necessary safeguards are provided to protect the surrounding areas and access roadways from obnoxious or offensive odors, dust, light, noise or vibration.
   6. Accessory uses attendant to the above uses provided no structure exceeds a maximum of one thousand (1,000) square feet in area. Boat or ship repair are not permitted unless such repair constitutes an emergency. There shall be no storage or overnight parking of any vehicles on the property. No manufacturing shall be done on site.

C. HEIGHT REGULATIONS. No building or structure shall exceed thirteen (13) feet in height.

D. AREA REGULATIONS.
   1. Yard: No front, side or rear yard is required.
   2. Lot area: No minimum lot area is required.

E. OFF-STREET PARKING REGULATIONS. Off-street parking requirements are provided in Section XVI.
The following Ordinance was proposed by Councilman Baudier and seconded by Councilman ____________________

PROPOSED ORDINANCE NO. 2016-5


WHEREAS, Tony Peralla, the owner of Lots 13 & 14, Square P, Harahan City Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana, having petitioned this governing body to re-subdivide these lots into Lot 13A, as shown on the plan of Mandle-Edwards Surveying, Inc., dated November 17, 2015.

WHEREAS, the Planning & Zoning Commission of the City of Harahan did recommend said plan of resubdivision as indicated thereon;

NOW THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Harahan that:


SECTION 2. The Mayor of the City of Harahan is authorized and empowered to affix her signature to the said plan of resubdivision and to execute any all documents necessary to fully implement this Ordinance.

SECTION 3. If any provision of this ordinance is held to be invalid or otherwise enforceable by the final judgement of a court of competent jurisdiction; such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and to this end the provisions of this ordinance are hereby declared to be severable.

SECTION 4. All ordinances or parts of ordinances of the City of Harahan on conflict with this ordinance are hereby repealed.

The Ordinance having been considered by section and as a whole, a vote was taken and the vote was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this _______ day of _______________ to become effective immediately upon the signature of the Mayor or upon the expiration of the time period without the signature of the Mayor.

_________________________________________  ________________________________________
Tina Miceli                                      Nicole Lee
Mayor                                          City Clerk