



CITY OF NEW ORLEANS
Tradition in Progress

OFFICE OF THE MAYOR

**C. RAY NAGIN
MAYOR**

**EXECUTIVE ORDER
CRN 08-04**

**SUSPENSION OF ORDINANCES TO PREVENT DELAYS IN THE RECOVERY
PROCESS OF STRUCTURES FURTHER DAMAGED BY HURRICANE GUSTAV**

**PURPOSE: TO SUSPEND ORDINANCES TO PREVENT DELAYS IN THE
RECOVERY PROCESS OF STRUCTURES FURTHER DAMAGED BY
HURRICANE GUSTAV**

WHEREAS, pursuant to the Home Rule Charter of the City of New Orleans and the Louisiana Homeland Security and Emergency Assistance and Disaster Act, La. Rev. Stat. 29:721, *et seq.*, I issued a Proclamation declaring a State of Emergency in the City of New Orleans and the Parish of Orleans on August 29, 2008, which remains in place;

WHEREAS, the passage of Hurricane Gustav through the City of New Orleans caused serious damage to many parts of the City, rendering many homes and business uninhabitable;

WHEREAS, many areas of the City suffered major devastation from the passage of Hurricanes Katrina and Rita in 2005, and the many structures damaged by Hurricanes Katrina and Rita suffered additional damage as a result of the passage of Hurricane Gustav through the City of New Orleans, only exacerbating the damage sustained previously;

WHEREAS, La. Rev. Stat. 29:727(F)(1) grants me the authority to suspend the provisions of any regulatory ordinance, orders, rules, or regulations of any local agency prescribing procedures for the conduct of local business which would in any way prevent, hinder, or delay necessary action in coping with the emergency;

WHEREAS, Sections 26-3 through 26-11 of the Code of the City of New Orleans provide for a Neighborhood Conservation District Committee and establishes procedures thereof;

WHEREAS, In an effort to further the City's recovery from Hurricane Gustav, the City continues to identify, assess and address any structures which pose substantial risks to public safety and the City desires to avert any unnecessary delays in the recovery process from Hurricane Gustav where buildings have been determined to have sustained damage by Hurricane Gustav, particularly those whose conditions were aggravated by the damage previously sustained by Hurricanes Katrina and Rita; and which properties can no longer be reasonably be rehabilitated;

THEREFORE, I, C. RAY NAGIN, BY THE AUTHORITY VESTED IN ME by the authority vested in me as Mayor of the City of New Orleans by the Constitution and laws of the State of Louisiana and the Home Rule Charter and laws of the City of New Orleans **HEREBY ORDER AS FOLLOWS:**

Section 1: The Departments of Code Enforcement and Safety & Permits shall immediately assess and inspect property in the entire City in coordination with the Department of Sanitation.

Section 2: Sections 26-2 through 26-11 of the Code of Ordinances of the City of New Orleans shall be hereby suspended for the duration of the present emergency originally declared by me on August 29, 2008. The Notice Provisions contained in the Idabelle Joshua et al vs. City of New Orleans, USDC, ED La, Civil Action No. 07-4205, Consent Decree dated January 25, 2008, shall remain in full force and effect relative to the issuance of permits and the demolition of structures determined by the City as threats to public health, safety and welfare as imminent health threats.

FURTHERMORE, IT IS HEREBY ORDERED that such provisions be designed and formulated to effectuate the spirit, intent and purpose of this Executive Order.

IN WITNESS, I have fixed my hand this 5th **day of September, 2008, New Orleans, Louisiana.**



**C. RAY NAGIN, MAYOR
CITY OF NEW ORLEANS**