



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbp.org

#17

Kerri Callais
Councilmember
at Large

Richard "Richie" Lewis
Councilmember
at Large

Gillis McCloskey
Councilmember
District A

Nathan Gorbaty
Councilmember
District B

Howard Luna
Councilmember
District C

Wanda Alcon
Councilmember
District D

Manuel "Monty" Montelongo III
Councilmember
District E

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, NOVEMBER 6, 2018 AT SEVEN O'CLOCK P.M.

On motion of Mr. Montelongo, seconded by Mr. Lewis, it was moved to adopt the following ordinance:

ORDINANCE SBPC #2110-11-18

Summary No. 3647

Introduced by: Councilmember Callais on 10/16/18
Public Hearing held on 11/6/18

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2000-09-17**, AN ORDINANCE TO REVOKE THE STREET DEDICATION OF THE PORTION OF BARBARA DRIVE BOUNDED BY SYLVIA BOULEVARD AND THE EASTERLY BOUNDARY OF SUBDIVISION DEPICTED ON THE ATTACHED SURVEY: EXHIBIT "A".

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, The St. Bernard Parish Council revoked the street dedication of the portion of Barbara Drive bounded by Sylvia Boulevard and the Easterly Boundary of Subdivision, and the ordinance revoking the dedication contained a survey that did not depict the complete effect of the revocation;

WHEREAS, an additional survey must be attached to the revocation to accurately reflect the effect of the revocation and to insure that the real estate and title records included in the public record are clear and accurate.

WHEREAS, The Parish Council hereby amends Ordinance #2000-09-17 as follows:

WHEREAS, The St. Bernard Parish Council believes it to be in the best interest of the citizens of St. Bernard Parish and St. Bernard Parish Government to revoke the street dedication of the portion of Barbara Drive bounded by Sylvia Boulevard and the Easterly Boundary of Subdivision, which is depicted on the attached surveys by Richmond W. Krebs, Sr., PLS: Exhibit "A" and Exhibit "B".

WHEREAS, the portion of Barbara Drive bounded by Sylvia Boulevard and the Easterly Boundary of Subdivision, which is depicted on the attached surveys: Exhibit "A" and Exhibit "B" are no longer needed for a public purpose.

SECTION 1. The St. Bernard Parish Council hereby revokes the street dedication of the portion of Barbara Drive bounded by Sylvia Boulevard and the Easterly Boundary of Subdivision, which is depicted on the attached Exhibit "A" and



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Extract #17 continued
November 6, 2018

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Clerk of Council

the attached Exhibit "B" surveys by Richmond W. Krebs, Sr. PLS, dated June 1, 2017 and August 31, 2017, respectively. This revocation shall not allow the present or any future property owner to eliminate, obstruct or modify the existing drainage ditch adjacent to Barbara Drive.

SECTION 2. This revocation shall NOT revoke any servitude, right of way, easement, or any utility servitude in the revocation. St. Bernard Parish explicitly retains all servitudes and easements on the property and any and all rights of access that is provided in law to maintain these servitudes. Further, the parish retains all utility servitudes and any right of access and repair that accompanies these rights in the general law. The parish retains all servitudes and easements both shown on the attached Exhibit "A" survey and those servitudes and easements documented in the public record or currently used by the parish or any utility company. This ordinance shall not be interpreted to limit the rights of the parish in access or maintenance of any servitude or easement presently on the property.

SECTION 3 Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 4. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: None

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 6th day of November, 2018.



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Clerk of Council

Jennifer L. Imbraguglio
JENNIFER L. IMBRAGUGLIO
DEPUTY CLERK OF COUNCIL

Kerri Callais
KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President 11/9/18 2:15pm
Date and Time

Received by Margen Campe

Approved ✓

Vetoed _____

Parish President

Guy McInnis
Guy McInnis

Returned to Clerk of the Council

11/9/18 4:00pm
Date and Time

Received by Elizabeth Melara

— 1/2 —

THE FURNISHING OF THIS SURVEY ARE LIMITED TO THOSE INDICATED AND ARE THEREFORE NOT INTENDED TO BE USED FOR ANY OTHER PURPOSES. THE SURVEY IS NOT A REPRESENTATIVE SAMPLE OF THE POPULATION OF THE UNITED STATES AND THEREFORE ITS RESULTS ARE NOT GENERALIZABLE TO THE ENTIRE COUNTRY. THE SURVEY IS NOT A REPRESENTATIVE SAMPLE OF THE POPULATION OF THE UNITED STATES AND THEREFORE ITS RESULTS ARE NOT GENERALIZABLE TO THE ENTIRE COUNTRY. THE SURVEY IS NOT A REPRESENTATIVE SAMPLE OF THE POPULATION OF THE UNITED STATES AND THEREFORE ITS RESULTS ARE NOT GENERALIZABLE TO THE ENTIRE COUNTRY.

THIS IS CERTIFY THAT SUBJECT PROPERTY IS LOCATED IN THE FOLLOWING FLOOD ZONE. PER
INSURANCE RATE MAP (FIRM) DATED 5/1/05 FLOOD ZONE: A1
COMMUNITY PANEL NO. 225254 0400 0 BASE FLOOD ELEVATION: 25'

ANGLES AND/OR BEARINGS ARE BASED ON REFERENCE PLAN #1
REFERENCE PLAN #1: A PLAN OF SURVEY BY ESTIPINAL SURVEYING
DATED OCTOBER 1, 2002

THIS IS TO CERTIFY THAT THE PROPERTY BOUNDARY SURVEY RECORDED HEREON WAS MADE ON THE GROUND UNDER MY DIRECT SUPERVISION, AND IS IN ACCORDANCE WITH APPLICABLE STANDARDS OF PRACTICE FOR PROFESSIONAL LAND SURVEYORS AS STIPULATED IN LOUISIANA ADMINISTRATIVE CODE TITLE 48:IX, CHAPTER 29 FOR A CLASS "C" (SUBURBAN) SURVEY

MADE AT THE REQUEST OF OCLUA W. SMITH

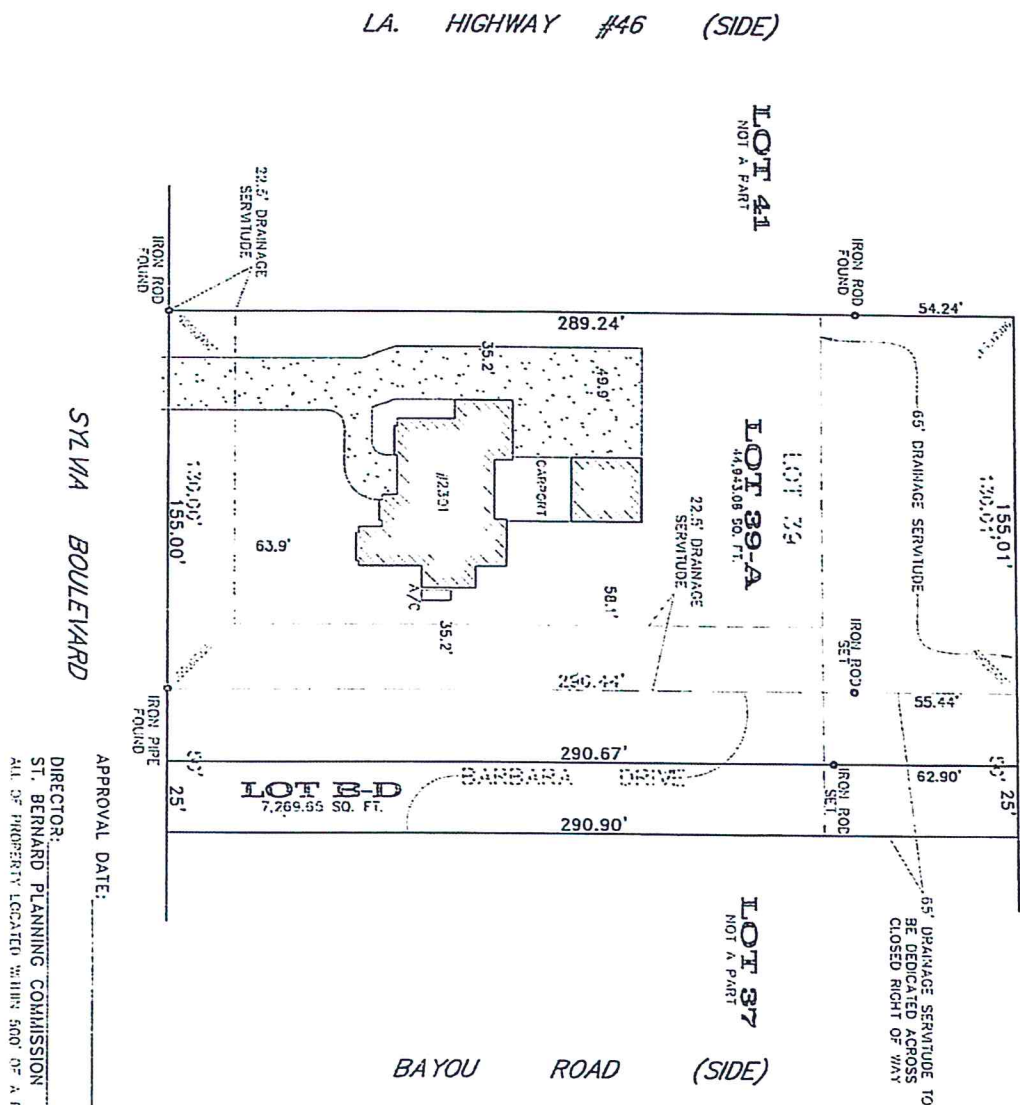
MADE AT THE REQUEST OF OCELA W. SMITH

RECEIVED, S.R., PLS. NY. 1035

DATE: JUNE 1, 2017	DRAWN BY: NDK
SCALE: 1" = 40'	CHECKED BY:
JOB #: 171016	

RESUBDIVISION OF
LOT 39 AND A PART OF
BARBARA DRIVE RIGHT OF
WAY INTO LOT 39-A AND B-D
SYLVIA PARK
PHASE 2

ST. BERNARD PARISH, LA
P. W. KREIBS
 PROFESSIONAL LAND SURVEYING
 RICHMOND W. KREIBS, SR., P.L.S.
 3445 N. CAUSEWAY BLVD, SUITE 201
 METAIRIE, LA 70002
 PHONE: (504) 889-0816
 FAX: (504) 889-0816
 E-MAIL: richmondw@vwkreibs.com
 WEB: www.vwkreibs.com



EASTERLY BOUNDARY OF SUBDIVISION

GENERAL NOTES

THE SERVITUDES SHOWN ON THIS SURVEY ARE LIMITED TO THOSE FURNISHED AS AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE SERVITUDES ARE REFLECTED OR SHOWN HEREON. THE SURVEYOR HAS MADE NO TITLE SEARCH OR PUBLIC RECORD SEARCH IN COMPILING THE DATA FOR THIS SURVEY.

THIS PERMETER SURVEY SHALL NOT CONSTITUTE A LEGAL OPINION OF TITLE, AND SHALL NOT BE RELIED UPON FOR THAT PURPOSE. THERE IS NO WARRANTY THAT IT CONFORMS TO THE LEGAL TITLE, AND WAS MADE SOLELY ACCORDING TO THE INFORMATION PROVIDED THE SURVEYOR.

ALL ANGLES ARE 90° UNLESS OTHERWISE NOTED. SOME ITEMS MAY NOT BE TO SCALE FOR INFORMATION PURPOSES ONLY AND DO NOT REFLECT EXACT LOCATION OR CONDITION.

ELEVATION NOTES

THIS IS CERTIFY THAT SUBJECT PROPERTY IS LOCATED IN THE FOLLOWING FLOOD ZONE, PER INSURANCE RATE MAP (FIRM) DATED: 5/17/05
FLOOD ZONE: ALE ELEVATION 25'
COMMUNITY PANEL # 25304 0483 3

REFERENCE NOTES

ANGLES AND/OR BEARINGS ARE BASED ON REFERENCE PLAN #1
REFERENCE PLAN #1: A PLAN OF SURVEY BY ESTOPINAL SURVEYING
DATED OCTOBER 1, 2002

THIS IS TO CERTIFY THAT THE PROPERTY BOUNDARY SURVEY RECORDED HEREON WAS MADE ON THE GROUND UNDER MY DIRECT SUPERVISION, AND IS IN ACCORDANCE WITH APPLICABLE STANDARDS OF PRACTICE FOR PROFESSIONAL LAND SURVEYORS AS STIPULATED IN LOUISIANA ADMINISTRATIVE CODE TITLE: 46:XXI, CHAPTER 29 FOR A CLASS "C" (SUBURBAN) SURVEY

MADE AT THE REQUEST OF WAYNE J NUNEZ SR AND ARLETTE C NUNEZ

BY:

Richmond W. Krebs

RICHMOND W. KREBS, SR., PLS., No. 14836

REGISTERED

PROFESSIONAL

LAND SURVEYOR



DATE: AUGUST 31, 2017

DRAWN BY: NDK

CHECKED BY:

SCALE: 1" = 40'

JOB #: 171791

RESUBDIVISION OF
LOT 37 AND A PART OF
BARBARA DRIVE RIGHT OF
WAY INTO LOT 37-A
SYLVIA PARK

PHASE 2

ST. BERNARD PARISH, LA

R.W. KREBS

PROFESSIONAL LAND SURVEYING, LLC

RICHMOND W. KREBS, SR., PLS

3445 N. CAUSEWAY BLVD, SUITE 201

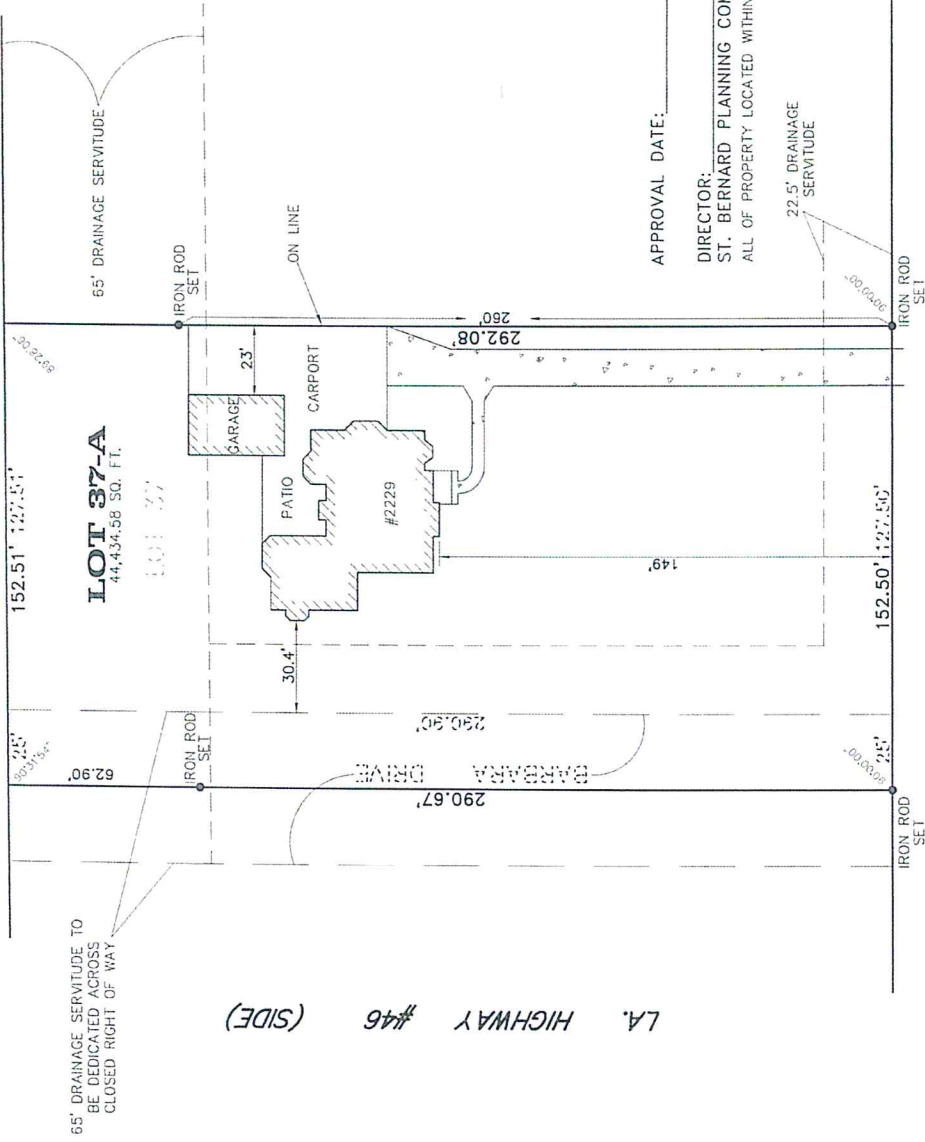
METAIRIE, LA 70002

PHONE: (504) 889-9616

FAX: (504) 889-9616

E-MAIL: rwk@rwkcrebs.com

WEB: www.rwkcrebs.com



BAYOU ROAD (SIDE)

LA. HIGHWAY #46 (SIDE)

APPROVAL DATE:

DIRECTOR:

ST. BERNARD PLANNING COMMISSION

ALL OF PROPERTY LOCATED WITHIN 500' OF A FIRE HYDRANT

22.5' DRAINAGE
SERVITUDE

SYLVIA BOULEVARD