



St. Bernard Parish Council

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

#23

Kerri Callais
*Councilmember
at Large*

Richard "Richie" Lewis
*Councilmember
at Large*

Gillis McCloskey
*Councilmember
District A*

Joshua "Josh" Moran
*Councilmember
District B*

Howard Luna
*Councilmember
District C*

Wanda Alcon
*Councilmember
District D*

Fred Everhardt, Jr.
*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, JANUARY 4, 2022 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #2402-01-22

Summary No. 3979

Introduced by: Councilmember Luna on 12/21/21
Public Hearing held on 1/4/22

AN ORDINANCE TO DECLARE CERTAIN PARISH OWNED PROPERTIES AS SURPLUS AND TO AUTHORIZE THE EXCHANGE OF SAME FOR PROPERTY OWNED BY STEVE LOMBARDO, JR.

ST. BERNARD PARISH COUNCIL, THE GOVERNING AUTHORITY, DOES HEREBY FIND IT NECESSARY AND IN THE PUBLIC INTEREST TO ORDAIN:

WHEREAS, St. Bernard Parish desires to exchange certain parish-owned properties for a certain property owned by Steve Lombardo, Jr. which is more advantageously located with respect to conducting interior drainage operations within St. Bernard Parish; and

WHEREAS, whereas the properties sought to be exchanged by St. Bernard Parish are surplus and not needed for any public purpose.

SECTION 1. The following property is surplus and is not needed for any public purpose:

Property No. 1:

A CERTAIN PIECE OR PORTION OF GROUND, together with all the rights, ways, privileges, servitudes, advantages and appurtenances thereunto belonging or in anywise appertaining, situated in Arabi, PARISH OF ST. BERNARD, STATE OF LOUISIANA, in that portion thereof known as CAROLYN PARK SUBDIVISION, and in accordance with survey made by F.C. Gandolfo, Jr., Surveyor, dated April 20, 1953, revised April 21, 1953, a white print copy of which is attached to act before Harold R. Ainsworth, N.P., dated May 12, 1953, said lot is situated SQUARE



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Page -2-
Extract #23, continued
January 4, 2022

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1 thereof, which square is bounded by Perrin Drive, the north boundary of the said Carolyn Park Subdivision, which is adjacent to a 50 foot right of way for United Gas Pipe Line, Rowley Boulevard, and bounded on the west by the western boundary line of Carolyn Park Subdivision, and on the southwest by an unmarked undesignated portion extending between St. Bernard Highway (La. State 1) and the said Carolyn Park Subdivision, lying between Rowley Boulevard and the western boundary line of Carolyn Park Subdivision. And said lot is designated by the No. 5; Lot 5 measures 60 feet front on Perrin Drive, with the same width in the rear, by a depth between equal and parallel lines of 110 feet. All in accordance with survey of Henry T. Richardson, C.E., dated December 14, 1955, a copy of which is annexed to an act before Louis G. Dutel, Jr., Notary Public, dated May 2, 1956, and registered in COB 65, folio 374; said Lot 5 commences at a distance of 240 feet from the intersection of Perrin Drive and the northern boundary line of said square; said property being the same acquired by Warren E. Heckmann from Christe A. Kinley in that Cash Sale of Property dated July 12, 2004, and recorded in the conveyance records of St. Bernard Parish at Book 760, Page 812.

For informational purposes only, said property is identified as municipal address 540 Perrin Drive, Arabi, LA 70032.

Property No. 2:

ONE CERTAIN LOT OR PARCEL OF GROUND, together with all improvements thereon, all rights, ways, privileges, servitudes, appertaining situated in the Parish of St. Bernard, State of Louisiana, and being more fully described as follows, to wit:

LOTS 9 AND 10, SQUARE 23, THE BATTLE GROUND GARDENS SUBDIVISION.

Being the same property acquired by Warren Brunner pursuant to a Judgment of Possession recorded in the conveyance records of St. Bernard Parish at Book 126, Page 259; and Baptiste Brunner, III pursuant to a Judgment of Possession recorded in the conveyance records of St. Bernard Parish at Book 682, Page 353.



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Page -3-
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For informational purposes only, said property is identified as municipal address 3217 Pakenham Dr., Chalmette, LA 70043.

SECTION 2. The Parish desires to exchange the aforementioned properties for the following property owned by Steve Lombardo, Jr.:

ONE (1) CERTAIN 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 in the Parish of St. Bernard, State of Louisiana, in Dauterive Subdivision, in that area bounded by Dauterive Drive, Peoples Street, western boundary of subdivision and drainage canal, designated as Lot 45, according to survey of Eugene I. Estopinal, C.E., dated September 27, 1974, annexed to vendor's act of sale, and which said Lot 45 commences at the intersection of Dauterive Drive with the drainage canal, and measures thence 90.80 feet front on Dauterive Drive, a width in the rear of 76.84 feet, by a depth on the Peoples Street side of 70 feet, and a depth along the drainage canal of 71.38 feet, subject to a 10 foot easement along said drainage canal; being that same property conveyed in the Non-Warranty Cash Sale recorded in the conveyance records of St. Bernard Parish at Book 1121, Page 853.

For informational purposes only, said property is identified as municipal address 2924 Dauterive Drive, Chalmette, Louisiana 70043.

SECTION 3. The St. Bernard Parish Department of Community Development has appraised the properties in question and determined the properties to be exchanged to be equally valued.

SECTION 4. 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 5. The Parish President and the Chief Administrative Officer each is hereby authorized to execute all instruments necessary to effectuate the conveyances authorized by this ordinance. It is recognized and agreed the Parish



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Page -4-
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President and/or Chief Administrative Officer may nominate a designee by use of a power of attorney to exchange the properties in accordance with the laws of Louisiana.

SECTION 6. 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.

SECTION 7. Other Ordinances and Codes Unaffected. Nothing herein shall be interpreted to repeal or otherwise diminish the powers of the Parish or its employees, officers, or agents under any other ordinance or code, including but not limited the Zoning Ordinance, the Building Code, and the Minimum Housing Code, all of which shall apply to the property in addition to the provisions of this ordinance.

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


YEAS: McCloskey, Moran, Luna, Alcon, Everhardt

NAYS: None

ABSENT: Callais

The Council Vice-Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 4th day of January, 2022.


ROXANNE ADAMS
CLERK OF COUNCIL


RICHARD "RICHIE" LEWIS
COUNCIL VICE- CHAIR

Delivered to the Parish President 1/6/2022 1:35 pm
Date and Time



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Page -5-
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Clerk of Council

Received by

Margen Kelley

Approved

✓

Vetoed

Parish President

Guy McInnis

Guy McInnis

Returned to Clerk of the Council

1/12/2022 10:32am
Date and Time

Received by

Jennifer Lemaire Elmbraguglio