



St. Bernard Parish Council

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

#27

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, MAY 15, 2018 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #2066-05-18

Summary No. 3594

Introduced by: Councilmember Gorbaty on 5/1/18

Public Hearing held on 5/15/18

AN ORDINANCE AUTHORIZING CONVEYANCE OF A FORMER LOUISIANA LAND TRUST PROPERTY, 69 PATTERSON DR. BER#016400, TO THE OWNER OF 66 OLD HICKORY AVE. UNDER THE LOT NEXT DOOR II PROGRAM.

WHEREAS, the purpose of this ordinance is to encourage the subdivision of nonconforming lots into larger conforming lots utilizing former Louisiana Land Trust properties. The St. Bernard Parish Council finds that using former Louisiana Land Trust properties in this way will promote the public health, safety and welfare of the people of St. Bernard Parish in the following ways:

- a. It will promote the comprehensive master plan.
- b. It will eliminate nonconforming lots.
- c. It will make St. Bernard Parish more attractive for former residents to return and for new residents to locate in the parish.
- d. It will aid in the prevention and elimination of slum and blight conditions by reducing the supply of developable land.
- e. It will reduce density in Special Flood Hazard Areas.
- f. It will promote the economic recovery of the parish.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, as the Governing Authority of the Parish, does hereby authorize the St. Bernard Parish Government to convey the former Louisiana Land Trust property, 69 Patterson Dr. to the owner of 66 Old Hickory Ave. in accordance with the Lot Next Door II – Side Lot program established by SBPC#1850-02-17. The property is exempt from the requirement in Section 4.1.6, which restricts creation of through lots.



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Extract #27 continued
May 15, 2018

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SECTION 2. 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, and are further authorized to execute any and all additional instruments necessary to implement the program, including instruments necessary to enforce the requirements of The Lot Next Door II program or to reacquire, claw back, or accept a reversion of any property on behalf of the St. Bernard Parish in the event that a purchaser under the program fails to comply with its requirements. It is recognized and agreed the Parish President and/or Chief Administrative Officer may nominate a designee by use of a power of attorney to transfer, sell, or auction, the properties in Exhibit "A" in accordance with the laws of Louisiana.

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.

SECTION 5. 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 Lot Next Door II properties 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, Gorbaty, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: None



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

And the motion was declared **adopted** on the 15th day of May, 2018.

Jennifer Lemoine
JENNIFER LEMOINE
DEPUTY CLERK OF COUNCIL

Kerri Callais
KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President 5/18/2018 11:15am
Date and Time

Received by Margen Campu

Approved ✓

Vetoed _____

Parish President

Guy McInnis
Guy McInnis

Returned to Clerk of the Council

5/18/2018 1:40pm
Date and Time

Received by

Jennifer Lemoine