



# St. Bernard Parish Council

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

**Guy McInnis**  
Councilman  
at Large

**George Cavignac**  
Councilman  
at Large

**Ray Lauga, Jr.**  
Councilman  
District A

**Nathan Gorbaty**  
Councilman  
District B

**Richard "Richie" Lewis**  
Councilman  
District C

**Casey W. Hunnicutt**  
Councilman  
District D

**Manuel "Monty"  
Montelongo III**  
Councilman  
District E

**Roxanne Adams**  
Clerk of Council

**#31**

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, APRIL 15, 2014 AT THREE O'CLOCK P.M.

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

## **ORDINANCE SBPC #1495-04-14**

### **Summary No. 3062**

Introduced by: Administration on 4/1/14

Public hearing held on 4/15/14

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT A DONATION OF PROPERTY FROM TARGA (OR TARGA RELATED ENTITY), AND EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION AND/OR CREATION OF PRESERVATION OF SERVITUDE IN FAVOR OF MARILYN FAITH MOLERO.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**WHEREAS**, the Parish President considers this property is needed for a public purpose of the Parish,

**WHEREAS**, the property and pipeline shall contribute to the betterment of the parish,

**WHEREAS**, St. Bernard Parish's Department of Public Works has determined the property and pipeline shall be useful,

**SECTION 1.** The Property is fully described in Exhibits "A" and "B" attached hereto.

This property will be referred to hereinafter in this ordinance as "THE PROPERTY".

**SECTION 2.** The St. Bernard Parish council hereby authorizes the parish president to accept the donation of property, from Targa (or Targa related entities), and execute all necessary documents to acquire the pipeline, property and to create a servitude in favor of Marilyn Faith Molero.



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Extract #31 continued  
April 15, 2014

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**Ray Lauga, Jr.**  
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Councilman  
District E

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Clerk of Council

**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:** Lauga, Gorbaty, Lewis, Hunnicutt, Montelongo

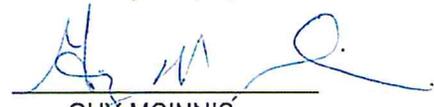
**NAYS:** None

**ABSENT:** Cavignac

The Council Chair, Mr. McInnis, cast his vote as **YEA**.

And the motion was declared adopted on the 15<sup>th</sup> day of April, 2014.

  
ROXANNE ADAMS  
CLERK OF COUNCIL

  
GUY MCINNIS  
COUNCIL CHAIR

Delivered to the Parish President

4/15/2014 3:45pm  
Date and Time

Approved

Vetoed



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Extract #31 continued  
April 15, 2014

**George Cavnac**  
Councilman  
at Large

**Ray Lauga, Jr.**  
Councilman  
District A

Parish President

David E. Peralta

**Nathan Gorbaty**  
Councilman  
District B

Returned to Clerk of the Council

4-17-14 11:04am

Date and Time

**Richard "Richie" Lewis**  
Councilman  
District C

Received by

**Casey W. Hunnicutt**  
Councilman  
District D

**Manuel "Monty"  
Montelongo III**  
Councilman  
District E

**Roxanne Adams**  
Clerk of Council



EXHIBIT A

A 16-inch Water Line commencing at Fee Owned Pump Station Facilities located in Sections 10 and 11, Township 13 South, Range 13 East, St. Bernard Parish, Louisiana, traversing in a westerly direction and ending in Section 39, Township 14 South, Range 15 East, St. Bernard Parish, Louisiana. The total length of the line being 4,060.6 Rods or approximately 12.69 miles.

S T B E R N A R D

caux

E Judge Perez Dr

Violet

E St Bernard Hwy

Poydras

39

St Bernard

Kenilworth

Twenty Arpent Canal

Forty Arpent Canal

g Mar

MISSISSIPPI

255

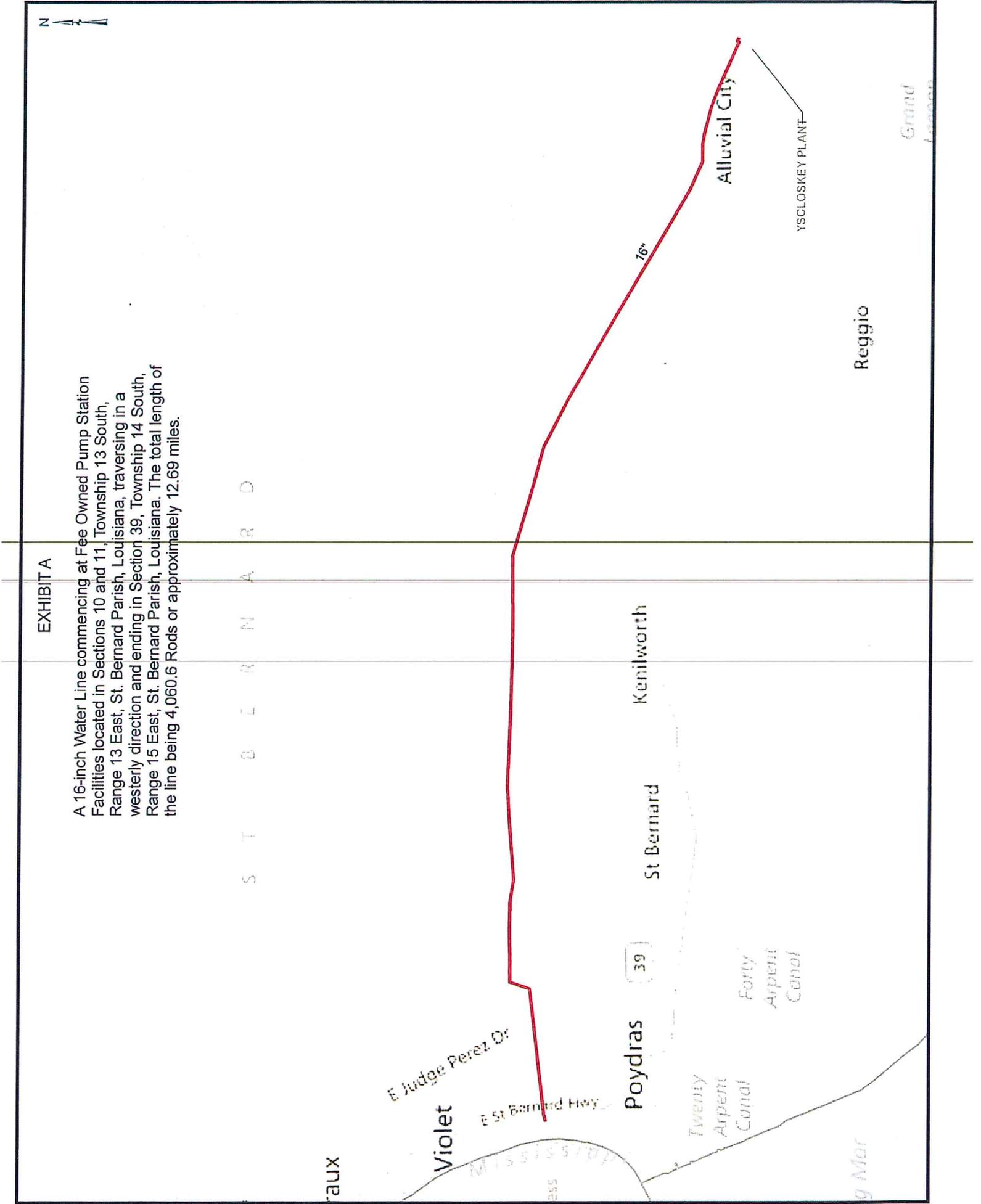
Alluvial City

YSCLOSKEY PLANT

Reggio

Grand

Passage



**ORDINANCE SBPC #1495-04-14**

**SUMMARY NO. 3062**

**EXHIBIT "B"**

Tract 1:

A certain Tract or Parcel of Land, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitude and appurtenances, riparian and batture rights and rights of accretion and alluvion thereunto belonging or in any wise appertaining, situated in the PARISH OF ST. BERNARD, State of Louisiana, in Section 10, Township 13 South, Range 13 East, Southeastern District of Louisiana, East of the Mississippi River, which said tract or parcel of land is more particularly described as follows, to-wit:

Beginning at the intersection of the southerly line of Section 10, Township 13 South, Range 13 East, with the land-side toe of the Mississippi River levee; from said point-of-beginning thence North 83° 20' 51" East, along said southerly line of Section 10, a distance of 490.51 feet, to a ½" iron pin marking the westerly right-of-way of Louisiana State Highway No. 39;

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Thence continue North 83° 20' 51" East, a distance of 132.0 feet, to a ½" iron pin marking the easterly right-of-way of said Louisiana State Highway No. 39;

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Thence continue North 83° 20' 51" East, a distance of 300.00 feet to a ½" iron pin;

Thence North 06° 39' 09" West, a distance of 200.00 feet to a ½" iron pin;

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Thence South 83° 20' 51" West, a distance of 290.72 feet, to a ½" iron pin, marking the easterly right-of-way of said Louisiana State Highway No. 39;

Thence South 03° 59' 45", along said easterly right-of-way, a distance of 170.18 feet to a point;

Thence South 83° 20' 51" West, along a line that is 30.00 feet northerly of and parallel with the southerly line of said Section 10, a distance of 623.62 feet, to a point on the land-side toe of said river levee;

Thence South 06° 06' 50" East, a distance of 30.00 feet to the point-of-beginning, containing 1.79 acres of land, more or less.

All as more fully shown on a survey of Charles David Parker, L. S., dated March 9, 1983.

Being a portion of that certain tract of land acquired by act of purchase passed before Edmond G. Miranne, Notary, on February 4, 1966, registered in COB 93, Folio 423, of the Conveyance Records of St. Bernard Parish, Louisiana.

Tract 2:

A certain piece or portion of ground, together with all the buildings and improvements thereon, and all rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated and lying between the St. Bernard Highway and the left descending bank of the Mississippi River, part of the re-

subdivision of a portion of Reunion Plantation, Section 11, Township 13 South, Range 13 East, Lots 1 and 2 from Louisiana State No. 39 to the Mississippi River, and designated as Lot 1-C, all as more fully shown on a survey made by Eugene I. Estopinal, C. E., dated December 1, 1977, a copy of which annexed to an Act of Partition before Sidney D. Torres, III, Notary Public, dated January 6, 1978, registered in COB 149, Folio 677, according to which said property is designated and measures as follows, to-wit:

Lot 1-C is situated to the rear of Lot 1-B and adjoins aid lot and measures 91.51 feet on that line adjoining Lot 1-C and Lot 1-B, with a depth of the sideline adjoining Lot 2-C of 382.50 feet, to a point and thence 63 feet, more or less, to the water's edge, by a depth on the opposite side line of 378 feet to a point, and thence 50 feet, more or less, to the water's edge.

In accordance with a survey made by Charles David Parker, C. E., dated February 21, 1983, a copy of which is annexed hereto and made a part hereof, the property is more particularly described as follows:

BEGINNING at a ½" iron pin marking the division between Lot 1-B and Lot 1-C of a survey described in COB 149, Folio 677, said iron pin being the Northeast corner of the following described property:

Thence South 05° 07' 08" East, along said Lot line, a distance of 91.51 feet to the Southerly line of said Lot 1-C;

Thence South 84° 51' 14" West, alongside southerly line a distance of 31.5 feet to the toe of the Mississippi River Levee;

Thence continue South 84° 51' 14" West, a distance of 105.5 feet to the toe of the river side of said river levee;

Thence continues South 84° 51' 14" West along said southerly lot line a distance of 320.5 feet, more or less to the water's edge of the Mississippi River;

Thence North 13° East, more or less, along the water's edge a distance of 92.3 feet, more or less, to the northerly line of said Lot 1-C;

Thence North 84° 18' 20" East along said northerly line, a distance of 290 feet, more or less; to the toe of said river levee;

Thence continue North 84° 18' 20" East, a distance of 106.00 feet to the toe on the land side of said river levee;

Thence continue North 84° 18' 20" East along said northerly line a distance of 32.00 feet to the point-of-beginning, containing 0.91 acres of land, more or less.

Being a portion of the property acquired by Edith Kelley, wife of/and Clarence J. Perez and Gayle Perez, wife of/and Valentine R. Springer, III, in act before Ben Daly Bridgeman, Notary Public, dated March 14, 1977, registered in COB 136, Folio 296, and an Act of Correction before Ben Daly Bridgeman, Notary Public, dated April 19, 1977, registered in COB 138, Folio 337 and being a portion of the property acquired by Edith Kelley, wife of/and Clarence J. Perez, in an Act of Partition before Sidney D. Torres, III, Notary Public, dated January 6, 1978, registered in COB 149, Folio 677.