



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 Cavnagac
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

#24

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, JUNE 3, 2014 AT SEVEN O'CLOCK P.M

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

ORDINANCE SBPC #1513-06-14

Summary No. 3085

Introduced by: Administration on 5/20/14
Public hearing held on 6/3/14

AN ORDINANCE TO NULLIFY THE REVOCATION AND SET ASIDE OF THE DEDICATION OF STARLING STREET, AS STATED IN ORDINANCE SBPC #1452-11-13, AND TO REVOKE ONLY THE DEAD-END PORTION OF STARLING STREET AT THE INTERSECTION OF BOBOLINK DRIVE.

WHEREAS, the Parish Council on November 19, 2013, enacted Ordinance SBPC #1452-11-13, which revoked the dedication of Starling Street, which was described in the Ordinance as:

Starling Street which commences at: the intersection of Western Line of Lot G-24 with the Northern Right of Way Line of St. Bernard Highway, measures thence North 7 degrees 0 minutes East a distance of 1578 feet to a point, measures thence on a line bearing South 82 degrees, 7 minuets East a distance of 273.77 feet to a point, measures thence on a line bearing South 84 degrees 1 minute East a distance of 100.51 feet to a point, and measures thence on a line bearing South 83 degrees 13 minuets East, a distance of 66.02 feet to a point, and measures thence on a line bearing South 6 degrees 54 minuets West, a distance of 1786.07 feet to a point, said point being the intersection with the northern Right of Way Line of St. Bernard Highway, thence on a curve running westerly direction, along the Northern Right of Way line of St. Bernard Highway, a distance of 490.80 feet to the Point of Beginning. COB 109, folio 380, (hereinafter referred to as "Starling Street") Dedicated STARLING STREET in Ordinance P-3-72 passed February 1972.

WHEREAS, the above-mentioned revocation was done in error as the Council only intended to revoke the dedication of the dead-end portion of Starling Street at the intersection of Bobolink Drive, which is shown on the attached survey of RW Krebs, LLC, dated February 10, 2014 and identified on the said survey in dotted line typeface as "PORTION OF STARLING STREET."



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ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The revocation of the dedication of Starling Street contained in Ordinance SBPC # SBPC #1452-11-13 is hereby declared null and void as it was issued in error as a significant portion of Starling Street is needed for public use. The only portion of Starling Street that is not needed for public use is the dead-end portion of Starling Street at the intersection of Bobolink Drive, which is more particularly described in Section 2 below.

SECTION 2. The Council hereby only revokes the dedication of the dead-end portion of Starling Street at the intersection of Bobolink Drive, which is shown on the attached survey of RW Krebs, LLC, dated February 10, 2014 and identified on the said survey in dotted line typeface as "PORTION OF STARLING STREET" in conjunction with Patricia Vitley and Jimmy Holmes granting a servitude to the Parish on a form approved by the Legal Department.

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, Lewis, Hunnicutt, Montelongo, Cavnagnac

NAYS: None

ABSENT: Gorbaty

The Chairman, Mr. McInnis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 3rd day of June, 2014.



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CLERK OF COUNCIL


GUY MCINNIS
COUNCIL CHAIR

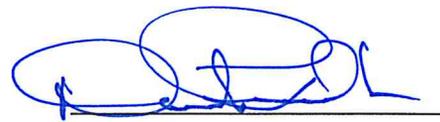
Delivered to the Parish President

6/6/2014 12:00pm
Date and Time

Approved

Vetoed

Parish President


David E. Peralta

Returned to Clerk of the Council

6/9/14 4:02pm
Date and Time

Received by

