



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

#18

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 17, 2014 AT THREE O'CLOCK P.M

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

ORDINANCE SBPC #1515-06-14

Summary No. 3078

Introduced by: Councilman Gorbaty on 5/6/14
Public hearing held on 6/17/14

AN ORDINANCE TO REVOKE AND SET ASIDE THE DEDICATION OF CERTAIN PORTIONS OF DELAMBERT STREET, ST. BERNARD PARISH, LA.

WHEREAS, this Council was notified by letters dated June 13, 2014 by the Director of Public Works that the portions of Delambert Street are not needed for a public purpose; and

WHEREAS, an eight inch waterline runs through plot 228 this utility line is named as a servitude in Exhibit A attached; and

WHEREAS; the revocation or abandonment of below described property will not harm any right in servitude St. Bernard Parish Government has either to enter the property, repair said line or extract it as the St. Bernard Parish Government deems necessary; and

WHEREAS, St. Bernard Parish Government specifically does not abandon any right it may have with regards to any utility line servitude easement or property right of whatever nature relating to any servitude both for the portions of Delambert to be revoked and any adjacent property thereto; and

WHEREAS, that portion of Delambert Street as described herein has never been used or improved and the same is not needed nor required for a public purpose.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:



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Extract #18, continued
June 17, 2014

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

Nathan Gorbaty
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SECTION 1. That certain portions of Delambert Street as described herein and as further shown on the survey of R. W. Krebs, LLC dated June 5, 2014 attached hereto and made a part hereof (Exhibit B) and never having been cut, used, improved and/or formerly dedicated as a public street and the same is not now needed nor required for public purposes, be and the same is hereby revoked and declared to be abandoned.

SECTION 2. The revoked and abandoned portion shall have the legal description of attached hereto and made a part hereof (Exhibit A):

A CERTAIN PIECE OR PORTION OF GROUND SITUATED IN THE STATE OF LOUISIANA, PARISH OF ST. BERNARD, VERSAILLES SUBDIVISION, BOUNDED BY MAGISTRATE STREET, SQUARE 229, LAW STREET AND SQUARE 228, DESIGNATED AS DELAMBERT STREET RIGHT OF WAY, AND MORE FULLY DESCRIBED AS FOLLOWS:

BEGIN AT THE INTERSECTION OF THE NORTHERLY RIGHT OF WAY LINE OF MAGISTRATE STREET AND THE WESTERLY RIGHT OF WAY LINE OF DELAMBERT STREET, MEASURE THENCE ALONG SAID WESTERLY LINE IN A NORTHERLY DIRECTION A DISTANCE OF 338.36 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE IN AN EASTERLY DIRECTION ON AN INTERIOR ANGLE OF 90°00'00" AND A DISTANCE OF 50.00 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF DELAMBERT STREET; MEASURE THENCE ALONG SAID EASTERLY LINE IN A SOUTHERLY DIRECTION ON AN INTERIOR ANGLE OF 90°00'00" AND DISTANCE OF 338.36 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF MAGISTRATE STREET; MEASURE THENCE ALONG SAID NORTHERLY LINE IN A WESTERLY DIRECTION ON AN INTERIOR ANGLE OF 90°00'00" AND A DISTANCE OF 50.00 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF DELAMBERT, THE POINT OF BEGINNING.

THE DESCRIBED PROPERTY IS SUBJECT TO A 10' SERVITUDE CENTERED ON AN EXISTING WATERLINE. ALL AS MORE FULLY SHOWN ON A SURVEY BY R.W. KREBS. LLC DATED JUNE 5, 2014.

SECTION 3. St. Bernd Parish Council, the governing authority for St. Bernard Parish, hereby revokes the formal dedication of the above described portions of Delambert Street made by this body on the 4th day of April, 1978 in Resolution 245.



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George Cavnignac
Councilman
at Large

SECTION 4. Effective Date. This ordinance shall become effective thirty (30) calendar days after publication by the Parish Council. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

Ray Lauga, Jr.
Councilman
District A

Nathan Gorbaty
Councilman
District B

SECTION 5. 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 of this Ordinance with the invalid portions omitted.

Richard "Richie" Lewis
Councilman
District C

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

Casey W. Hunnicutt
Councilman
District D

YEAS: Lauga, Gorbaty, Lewis, Hunnicutt, Montelongo, Cavnignac

Manuel "Monty" Montelongo III
Councilman
District E

NAYS: None

Roxanne Adams
Clerk of Council

ABSENT: None

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

And the motion was declared **adopted** on the 17th day of June, 2014.

ROXANNE ADAMS
CLERK OF COUNCIL

GUY MCINNIS
COUNCIL CHAIR

Delivered to the Parish President

6/20/2014 10:20AM
Date and Time

Approved _____

Vetoed _____



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Guy McInnis
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George Cavignac
*Councilman
at Large*

Parish President

David E. Peralta

Ray Lauga, Jr.
*Councilman
District A*

Returned to Clerk of the Council

6/20/2014 10:25AM

Date and Time

Nathan Gorbaty
*Councilman
District B*

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

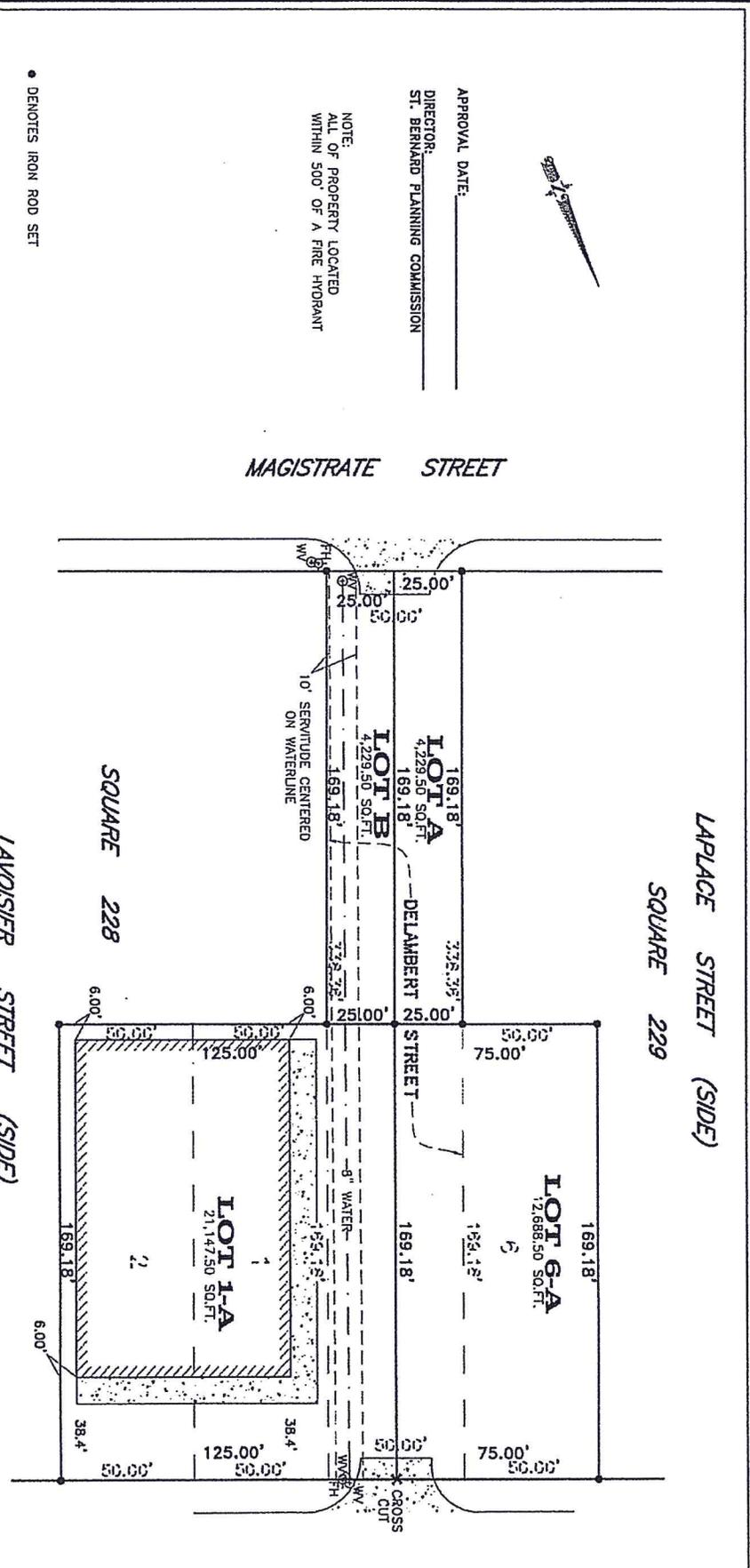
Ordinance SBPC #1515-06-14 Summary No. 3078

Legal Description
Delambert St.

A CERTAIN PIECE OR PORTION OF GROUND SITUATED IN THE STATE OF LOUISIANA, PARISH OF ST. BERNARD, VERSAILLES SUBDIVISION, BOUNDED BY MAGISTRATE STREET, SQUARE 229, LAW STREET AND SQUARE 228, DESIGNATED AS DELAMBERT STREET RIGHT OF WAY, AND MORE FULLY DESCRIBED AS FOLLOWS:

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THE DESCRIBED PROPERTY IS SUBJECT TO A 10' SERVITUDE CENTERED ON AN EXISTING WATERLINE. ALL AS MORE FULLY SHOWN ON A SURVEY BY R.W. KREBS. LLC DATED JUNE 5, 2014.



• DENOTES IRON ROD SET

APPROVAL DATE: _____
 DIRECTOR: _____
 ST. BERNARD PLANNING COMMISSION

NOTE:
 ALL OF PROPERTY LOCATED
 WITHIN 500' OF A FIRE HYDRANT

GENERAL NOTES

THE SERVICITUDES SHOWN ON THIS SURVEY ARE LIMITED TO THOSE FURNISHED US AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE SERVICITUDES ARE REFLECTED OR SHOWN HEREON. THE SURVEYOR HAS MADE NO TITLE SEARCH OR PUBLIC RECORD SEARCH IN COMPIING THE DATA FOR THIS SURVEY.
 THIS PERMETER SURVEY SHALL NOT CONSTITUTE A LEGAL OPINION OF TITLE AND SHALL NOT BE RELED UPON FOR THAT PURPOSE. THERE IS NO WARRANTY THAT IT CONFORMS TO THE LEGAL TITLE, AND WAS MADE SOLELY ACCORDING TO THE INFORMATION PROVIDED TO THE SURVEYOR.

ELEVATION NOTES

THIS IS CERTIFY THAT SUBJECT PROPERTY IS LOCATED IN THE FOLLOWING FLOOD ZONE, PER INSURANCE RATE MAP GRAD DATED 5/1/85 FLOOD ZONE #2 BASE FLOOD ELEVATION: 10' COMMUNITY PANEL # 25254 0250 3

REFERENCE NOTES

ANGLES AND/OR BEARINGS ARE BASED ON REFERENCE PLAN #1 REFERENCE PLAN #1: A PLAN OF SURVEY BY ESTOPINAL SURVEYING DATED MARCH 31, 1978

NOTE: ALL ANGLES ARE 90° UNLESS OTHERWISE NOTED. SOME ITEMS MAY NOT BE TO SCALE FOR CLARITY. DIMENSIONS ON SURVEY PREVAL OVER THE SCALE. DIMENSIONS ARE SHOWN FOR GENERAL INFORMATION PURPOSES ONLY AND DO NOT REFLECT EXACT LOCATION OR CONDITION.

LAWOISIER STREET (SIDE)

LAPLACE STREET (SIDE)

MAGISTRATE STREET

LAW STREET

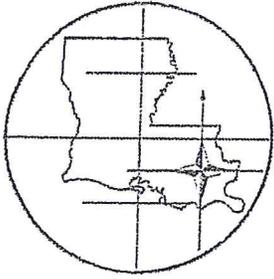
BY: *Richard W. Krebs*



DATE: JUNE 5, 2014
 SCALE: 1" = 40'
 JOB #: 141971

RESUBDIVISION OF LOT 1 AND 2 SQUARE 228 AND DELAMBERT STREET INTO LOT 1-A SQUARE 228 AND LOTS A AND B VERSATILES ST. BERNARD PARISH, LA.
R. W. KREBS, L.L.C.
 PROFESSIONAL LAND SURVEYING
 4808 SEASHORES DRIVE
 METAIRIE, LA. 70006-2331
 PHONE: (504) 889-9616
 WEB: www.rwkrebs.com

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 R.W. KREBS, L.L.C.



R. W. KREBS, LLC

Richmond W. Krebs

Professional Land Surveying

P.O. Box 8641 • Metairie, Louisiana 70011-8641

local: (504)889-9616 fax: (504) 889-0916 toll free: (877)837-9014

Latitude: 30°01'05.01"N

Longitude: 90°11'20.32"W

email: richmondk@rwkrebs.com

website: www.rwkrebsllc.com

DELAMBERT STREET

A CERTAIN PIECE OR PORTION OF GROUND SITUATED IN THE STATE OF LOUISIANA, PARISH OF ST. BERNARD, VERSAILLES SUBDIVISION, BOUNDED BY MAGISTRATE STREET, SQUARE 229, LAW STREET AND SQUARE 228, DESIGNATED AS DELAMBERT STREET RIGHT OF WAY, AND MORE FULLY DESCRIBED AS FOLLOWS:

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St. Bernard Parish Government
Department of Public Works

1125 E. St. Bernard Highway Chalmette, Louisiana 70043
Phone (504) 278-4300 Fax (504) 278-4480

David E. Peralta
Parish President

June 13, 2014

Mr. George Cavnignac
Chairman, Councilman At Large
8201 W. Judge Perez Drive
Chalmette, Louisiana 70043

Dear Mr. Cavnignac:

The Department of Public Works hereby declares that the attached surveyed portions of Delambert Street are no longer needed for a public purpose. Further, the only continued use St. Bernard Parish Government has for this land is a 10' servitude centered on the current water line for public utilities, which will not be abandoned or revoked.

Should you have any questions, feel free to contact me at 278-4317.

Sincerely,

A handwritten signature in black ink, appearing to read "Hillary Nunez, Jr.", is written over the typed name.

HILLARY NUNEZ, JR.
DIRECTOR OF PUBLIC WORKS