



# St. Charles Parish

## Meeting Minutes

### Parish Council

St. Charles Parish  
Courthouse  
15045 Highway 18  
P.O. Box 302  
Hahnville, LA 70057  
985-783-5000  
[www.stcharlesparish-la.gov](http://www.stcharlesparish-la.gov)

### Final

**Council Chairman Julia Fisher-Perrier**  
**Councilmembers Wendy Benedetto, Paul J. Hogan,**  
**Terrell D. Wilson, Mary K. Clulee, Dick Gibbs,**  
**William Billy Woodruff, Marilyn B. Bellock, Traci A. Fletcher**

Monday, January 7, 2019

6:00 PM

Council Chambers, Courthouse

### ATTENDANCE

**Present** 9 - Wendy Benedetto, Paul J. Hogan, Terrell D. Wilson, Mary K. Clulee, John R. 'Dick' Gibbs, William Woodruff, Marilyn B. Bellock, Traci A. Fletcher, and Julia Fisher-Perrier

### Also Present

Parish President Larry Cochran, Executive Secretary Robin Delahoussaye, Legal Services Director Robert Raymond, Chief Administrative Officer Billy Raymond, Executive Director Darrin Duhe, Executive Director Dwayne LaGrange, Finance Director Grant Dussom, Public Works/Wastewater Director Clayton Fauchaux, Wastewater Assistant Director L.J. Brady, Senior Projects Manager Sam Scholle, Planning & Zoning Director Michael Albert, Justin Robert, Public Information Office

### CALL TO ORDER

### PRAYER / PLEDGE

Pastor Thomas Hines  
Hope Church, Luling

Chairman Fisher-Perrier mentioned the passing of Ms. Betty Portera, Commissioner, Hospital Service District No. 1, Parish of St. Charles from January 3, 1983 to May 7, 2018.

### APPROVAL OF MINUTES

**A motion was made by Councilmember Fletcher, seconded by Councilmember Wilson, to approve the minutes from the regular meeting of November 26, 2018 and the regular meeting of December 10, 2018. The motion carried by the following vote:**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

**SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)**

1     2018-0345

In Recognition: Councilman Dick Gibbs, 2018 Council Chairman

**Sponsors:** Ms. Fisher-Perrier

**Read**

2     2018-0347

In Recognition: Councilwoman Wendy Benedetto, 2018 Council Vice-Chairman

**Sponsors:** Mr. Gibbs

**Read**

3     2018-0346

Proclamation: Martin Luther King, Jr. Day

**Sponsors:** Mr. Wilson

**Read**

**REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)**

2018-0352

Information Technology/GIS

Mr. Erik Dufrene, Computer Systems Supervisor, reported on Information Technology  
Geographic Information System Specialist Luis Martinez reported on GIS

Councilman Woodruff spoke on the matter.

Mr. Martinez spoke on the matter.

Public Works/Wastewater Director Clayton Faucheux spoke on the matter.

Councilwoman Clulee spoke on the matter.

**Reported**

**IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN FISHER-PERRIER AUTHORIZED THAT THE ORDINANCES, HAVING BEEN PRESENTED FOR INTRODUCTION, DISTRIBUTED TO COUNCIL MEMBERS AND THE PARISH PRESIDENT, AND NOT REJECTED BY TWO-THIRDS OF THE COUNCIL MEMBERS, ARE TO BE PUBLISHED IN SUMMARY FORM AS FOLLOWS IN THE OFFICIAL JOURNAL WITH NOTICE OF PUBLIC HEARING TO BE HELD ON TUESDAY, JANUARY 22, 2019, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:**

2019-0002

An ordinance to amend the 2019 Consolidated Operating and Capital Budget, Amendment No. 1, to add grant revenues totaling \$538,486 and expenditures totaling \$1,012,154 for the Roads and Drainage Fund - Fund 112 for Engineer's Pump Station Improvements not completed in 2018, and to add expenditures totaling \$549,654 for the Paradis Gate in Capital Projects Fund 310 (West Bank Hurricane Protection Levee unexpended in 2018).

**Sponsors:** Mr. Cochran and Department of Finance

**Publish/Scheduled for Public Hearing to the Parish Council on January 22, 2019**

2019-0003

An ordinance to approve and authorize the execution of an Agreement between St. Charles Parish and Bec's at the Lake Restaurant and Catering to provide Professional Concessions Services at the Edward A. Dufresne Community Center and the St. Charles Parish Westbank Bridge Park.

**Sponsors:** Mr. Cochran and Department of Parks and Recreation

**Publish/Scheduled for Public Hearing to the Parish Council on January 22, 2019**

**PLANNING AND ZONING PETITIONS****4**    2018-0341

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification from C-2 to M-1 on Lot K-2A2-3, Almedia or Patterson Plantation Subdivision as requested by Jacob Fruchtnicht, for JBE Industries, LLC.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

**Public Hearing Requirements Satisfied**

**VOTE ON THE PROPOSED ORDINANCE**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

Enactment No: 19-1-1

**ORDINANCES SCHEDULED FOR PUBLIC HEARING  
(INTRODUCED AT PREVIOUS MEETING)****5**    2018-0334

An ordinance approving and authorizing the execution of Change Order No. 2 (Final) for Parish Project No. P090201-6, Mimosa Avenue Culvert Replacement, resulting in a decrease of \$10,000.00 in contract price.

**Sponsors:** Mr. Cochran and Department of Public Works

Reported:

Public Works Department Recommended: Approval

**Public Hearing Requirements Satisfied**

**VOTE ON THE PROPOSED ORDINANCE**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

Enactment No: 19-1-2

2018-0340

An ordinance to approve and authorize the execution of Change Order No. 4 for the Norco Library Renovation/Addition located at 590 Apple Street in Norco to increase the contract amount by \$3,469.00 and increase the contract time by 10 days.

**Sponsors:** Mr. Cochran

**A motion was made by Councilmember Wilson, seconded by Councilmember Woodruff, to accept the revised version of File No. 2018-0340. The motion carried by the following vote:**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

**Amended**

**8** 2018-0340

An ordinance to approve and authorize the execution of Change Order No. 4 for the Norco Library Renovation/Addition located at 590 Apple Street in Norco to increase the contract amount by \$3,469.00 and increase the contract time by 10 days.

**Sponsors:** Mr. Cochran

Reported:

Parish President Recommended: Approval

Ms. Leann Benedict, Library Director, spoke on the matter.

**Public Hearing Requirements Satisfied**

Council Discussion

Ms. Benedict spoke on the matter.

Chief Administrative Officer Billy Raymond explained the revision to the proposed ordinance.

**VOTE ON THE PROPOSED ORDINANCE AS AMENDED**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

Enactment No: 19-1-3

**10**    2018-0342

An ordinance to approve and authorize the execution of a construction contract with Sealevel Construction, Inc. for Project No. P080502-18A, Oak Street Pump Station Improvements, in the amount of \$1,062,870.00.

**Sponsors:** Mr. Cochran and Department of Public Works

Reported:

Public Works Department Recommended: Approval

**Public Hearing Requirements Satisfied**

**VOTE ON THE PROPOSED ORDINANCE**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

Enactment No: 19-1-4

**17**    2018-0343

An ordinance to revoke and abandon undeveloped Walnut Street right-of-way to the east of Oak Street and undeveloped portion of Butternut Street right-of-way east of Oak Street, Hahnville LA, as shown on a survey by Jeff Ruello, PLS dated 9/22/18 and revised 12-04-18., dated 6/24/04.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

**Public Hearing Requirements Satisfied**

Council Discussion

Planning & Zoning Director Michael Albert spoke on the matter.

**VOTE ON THE PROPOSED ORDINANCE**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

Enactment No: 19-1-5

**23**    2018-0344

An ordinance to revoke and abandon undeveloped Walnut Street right-of-way to the west of Oak Street in Hahnville, as shown on a survey by Jeff Ruello, PLS dated 9/22/18 and revised 12-04-18.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

**Public Hearing Requirements Satisfied**

**VOTE ON THE PROPOSED ORDINANCE**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

Enactment No: 19-1-6

**29**    2018-0276

An ordinance to amend the St. Charles Parish Subdivision Regulations of 1981, II. Subdivision Procedure to revise item G, Final Plat Requirements, to eliminate the requirement for copies of final plat and as-built plans on film reproducible material.

**Sponsors:** Mr. Hogan

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

Councilman Hogan Recommended: Approval

Councilman Hogan spoke on the matter.

**Public Hearing Requirements Satisfied**

**VOTE ON THE PROPOSED ORDINANCE**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

Enactment No: 19-1-7

**ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED****30    2018-0331**

An ordinance to approve and authorize the Parish President to buy the property known as 409 Down the Bayou Road, Des Allemands from Sherwood A. Berard, which property is more particularly described in the attached "Agreement to Purchase and Sell" document.

**Sponsors:** Mr. Cochran and Department of Public Works

**A motion was made by Councilmember Woodruff, seconded by Councilmember Hogan, to remove File No. 2018-0331 from the Table. The motion carried by the following vote:**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

**Removed from the Table**

Public Hearing was previously satisfied.

**A motion was made by Councilmember Benedetto, seconded by Councilmember Fletcher, to re-open File No. 2018-0331 for public hearing. The motion carried by the following vote:**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

**Public Hearing Re-opened**

Reported:

Public Works Department Recommended: Approval

Speakers:

Mr. Clyde McCully, Paradis

Mr. Sherwood A. Berard, Des Allemands

**A motion was made by Councilmember Wilson, seconded by Councilmember Hogan, to extend Mr. Berard's time an additional three minutes. The motion carried by the following vote:**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

**Time Extended**



## Speakers:

Ms. Mynette Zimmer, Morgan City  
Public Works/Wastewater Director Clayton Fauchaux spoke on the matter.  
Ms. Barbara Schneider, Des Allemands  
Ms. Nelda Woodruff, Des Allemands

**Public Hearing Requirements Satisfied**

Council Discussion

**Proposed ordinance failed for lack of a majority by the following vote:****Yea:** 0**Nay:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier**Failed****31    2018-0333**

An ordinance to name a private driveway located on Lot GV-2X, Gassen Villa Subdivision, as requested by Wells One Investments, LLC.

**Sponsors:** Ms. Fisher-Perrier

**A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Gibbs, to remove File No. 2018-0333 from the Table. The motion carried by the following vote:**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier**Nay:** 0**Removed from the Table**

Reported:

Councilwoman Fisher-Perrier Recommended: Approval

Planning &amp; Zoning Director Michael Albert spoke on the matter.

Public Hearing was previously satisfied.

**VOTE ON THE PROPOSED ORDINANCE****Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier**Nay:** 0

Enactment No: 19-1-8

**PERSONS TO ADDRESS THE COUNCIL**2019-0001

Mr. Walter Pillie': Lack of Drainage

**A motion was made by Councilmember Woodruff, seconded by Councilmember Hogan, to extend Mr. Pillie's time an additional three minutes. The motion carried by the following vote:**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

**Time Extended**

**Heard**

**RESOLUTIONS****32** 2018-0348

A resolution providing mandatory supporting authorization to endorse the Resubdivision of a Portion of Lot A of Fashion Plantation as requested by Jerome Lombardo and Brian Lombardo, with a waiver from the requirement for frontage on a developed street.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval with waiver from the required frontage on a developed street

Planning Commission Recommended: Approval w/Stipulation Approval with waiver from the required frontage on a developed street

Public comment opened

Mr. Jerome Lombardo, III, Hahnville

Mr. Brian Lombardo, Metairie

Council Discussion

**VOTE ON THE PROPOSED RESOLUTION**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

Enactment No: 6387

**33**    2018-0349

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0032131 AI43356 - Luling Oxidation Pond**, and set forth the required action.

**Sponsors:** Mr. Cochran and Department of Wastewater

Reported:

Wastewater Department Recommended: Approval

Wastewater Assistant Director L.J. Brady spoke on the matter.

Public comment opened; no public comment

Council Discussion

Mr. Brady spoke on the matter.

Public Works/Wastewater Director Clayton Faucheux spoke on the matter.

**VOTE ON THE PROPOSED RESOLUTION**

**Yea:** 8 - Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

**Absent:** 1 - Benedetto

Enactment No: 6388

**34**    2018-0350

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0073521 AI43357 - Hahnville Wastewater Treatment Plant**, and set forth the required action.

**Sponsors:** Mr. Cochran and Department of Wastewater

Reported:

Wastewater Department Recommended: Approval

Wastewater Assistant Director L.J. Brady spoke on the matter.

Public comment opened; no public comment

**VOTE ON THE PROPOSED RESOLUTION**

**Yea:** 8 - Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

**Absent:** 1 - Benedetto

Enactment No: 6389

**35**    2018-0351

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0073539 A139862 - Destrehan Wastewater Treatment Plant**, and set forth the required action.

**Sponsors:** Mr. Cochran and Department of Wastewater

Reported:

Wastewater Department Recommended: Approval

Wastewater Assistant Director L.J. Brady spoke on the matter.

Public comment opened; no public comment

**VOTE ON THE PROPOSED RESOLUTION**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

**Nay:** 0

Enactment No: 6390

**SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL**

2018-0353

Appointment of Chairman to the Operations, Maintenance, and Construction Management Committee

Council Chairman named Councilwoman Traci A. Fletcher to act as Chairman

**Confirmed**

2018-0354

Appointment of Chairman to the Legislative Committee

Council Chairman named Councilwoman Wendy Benedetto to act as Chairman

**Confirmed**

2018-0355

Appointment of Chairman to the Contract/Finance and Administrative Committee

Council Chairman named Councilman Dick Gibbs to act as Chairman

**Confirmed**

2018-0356

Appointment of Chairman to the Special Projects/Public Safety, Health, and Environmental Committee

Council Chairman named Councilwoman Marilyn B. Bellock to act as Chairman

**Confirmed**

2018-0357

Appointment of Chairman to the Hurricane Protection Projects Committee

Council Chairman named Councilwoman Julia Fisher-Perrier to act as Chairman

**Confirmed**

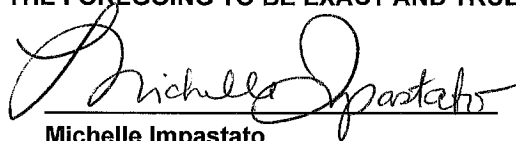
**ADJOURNMENT**

**A motion was made by Councilmember Benedetto, seconded by Councilmember Clulee, to adjourn the meeting at approximately 7:24 pm. The motion carried by the following vote:**

**Yea:** 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

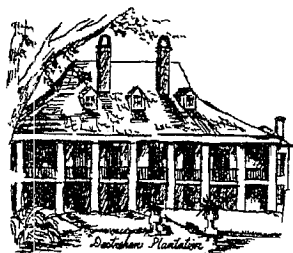
**Nay:** 0

**I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.**

  
**Michelle Impastato**  
**Council Secretary**

# The Parish of St. Charles

January 7, 2019

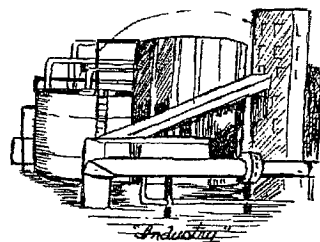
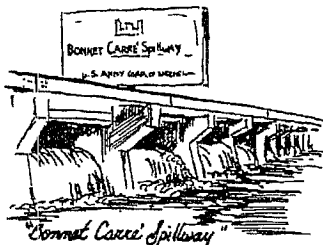


IN RECOGNITION OF SERVICE



THE ST. CHARLES PARISH COUNCIL

DEEPLY APPRECIATES YOUR  
YEAR OF COMMITMENT

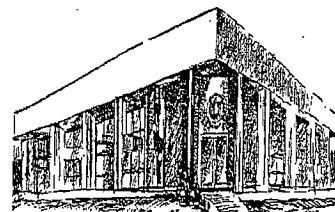
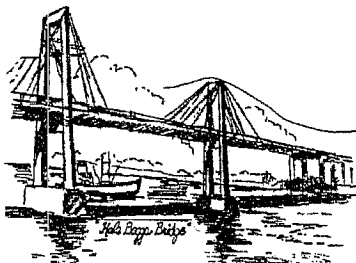
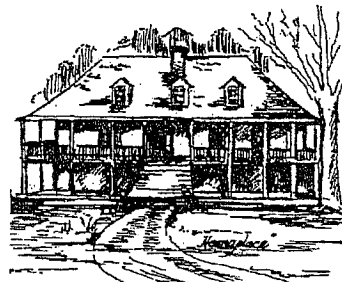


AS

COUNCIL CHAIRMAN  
OF THE  
ST. CHARLES PARISH COUNCIL

January 8, 2018 – December 10, 2018

DICK GIBBS



"PARISH OF PLENTY"  
created in 1807 from the county of the  
"German Coast", a parish of  
unprecedented economic and social  
development, known for its  
hospitality, rural living and sporting  
opportunities... with the added  
distinction of being located  
on both sides of the  
Mighty Mississippi River.

LARRY COCHRAN  
PARISH PRESIDENT

PAUL J. HOGAN, PE  
COUNCILMAN AT LARGE, DIV. B

TERRELL D. WILSON  
COUNCILMAN, DISTRICT I

MARY K. CLULEE  
COUNCILWOMAN, DISTRICT II

DICK GIBBS  
COUNCILMAN, DISTRICT III

WENDY BENEDETTO  
COUNCILWOMAN AT LARGE, DIV. A

WILLIAM BILLY WOODRUFF  
COUNCILMAN, DISTRICT IV

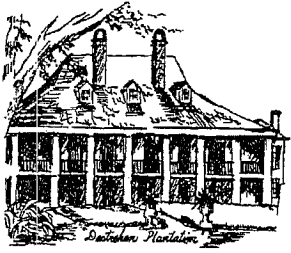
MARILYN B. BELLOCK  
COUNCILWOMAN, DISTRICT V

TRACI A. FLETCHER  
COUNCILWOMAN, DISTRICT VI

JULIA FISHER-PERRIER  
COUNCILWOMAN, DISTRICT VII

# The Parish of St. Charles

January 7, 2019

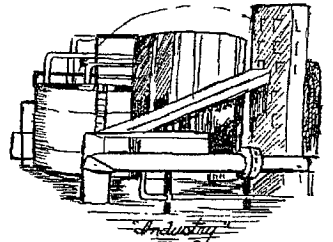
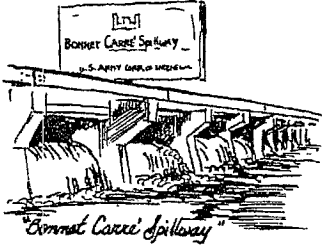


IN RECOGNITION OF SERVICE



THE ST. CHARLES PARISH COUNCIL

DEEPLY APPRECIATES YOUR  
YEAR OF COMMITMENT



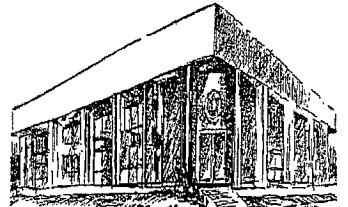
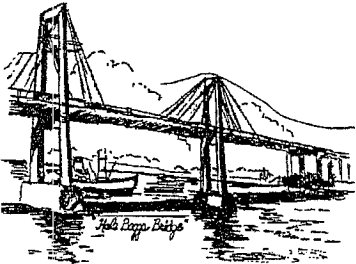
AS

COUNCIL VICE - CHAIRMAN  
OF THE  
ST. CHARLES PARISH COUNCIL



January 8, 2018 – December 10, 2018

WENDY BENEDETTO



"PARISH OF PLENTY"  
created in 1807 from the county of the  
"German Coast", a parish of  
unprecedented economic and social  
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Mighty Mississippi River.

LARRY COCHRAN  
PARISH PRESIDENT

PAUL J. HOGAN, PE  
COUNCILMAN AT LARGE, DIV. B

TERRELL D. WILSON  
COUNCILMAN, DISTRICT I

MARY K. OLULEE  
COUNCILWOMAN, DISTRICT II

DICK GIBBS  
COUNCILMAN, DISTRICT III

WENDY BENEDETTO  
COUNCILWOMAN AT LARGE, DIV. A

WILLIAM BILLY WOODRUFF  
COUNCILMAN, DISTRICT IV

MARILYN B. BELLOCK  
COUNCILWOMAN, DISTRICT V

TRACY A. FLETCHER  
COUNCILWOMAN, DISTRICT VI

JULIA FISHER-PERRIER  
COUNCILWOMAN, DISTRICT VII

PROCLAMATION

WHEREAS, it is appropriate that on January 21, 2019, we celebrate and offer special recognition to Dr. Martin Luther King, Jr. for his unselfish nonviolent dedication to the Civil Rights Movement; and,  
WHEREAS, we recognize that his fortitude and dedication to the Civil Rights Movement has carved a place for Dr. King in history for all races as a continual fight for freedom, equality, and justice; and,  
WHEREAS, Dr. King, born in Atlanta, ordained a Baptist Minister in 1954, received his doctorate from Boston University in 1955, received the 1964 Nobel Peace Prize and became a leader of U. S. Civil Rights, spoke from his heart on August 28, 1963 on the steps of the Lincoln Memorial when he gave his famous speech "I Have a Dream"; and,  
WHEREAS, Dr. King's words rang out across America and became deeply rooted in the American dream that we would follow the true meaning of the words of Abraham Lincoln, "We hold these truths to be self-evident; that all men are created equal", the true dream of Dr. King; and,  
WHEREAS, Dr. King was assassinated on the balcony of the Lorraine Hotel in Memphis, Tennessee on April 4, 1968 marking a passage of history and the understanding that Dr. King did not die in vain but whose leadership and dreams will live on through history with a yearly celebration throughout the United States as a day of remembrance.

SO, IN REMEMBRANCE OF THE CONTRIBUTION OF DR. MARTIN LUTHER KING, JR. AS A LEADER OF THE CIVIL RIGHTS MOVEMENT, THE ST. CHARLES PARISH COUNCIL AND THE PARISH PRESIDENT DO HEREBY PROCLAIM

JANUARY 21, 2019

AS

MARTIN LUTHER KING, JR. DAY

IN

ST. CHARLES PARISH

s/LARRY COCHRAN  
LARRY COCHRAN  
PARISH PRESIDENT  
s/PAUL J. HOGAN, PE  
PAUL J. HOGAN, PE  
COUNCILMAN AT LARGE, DIV. B  
s/TERRELL D. WILSON  
TERRELL D. WILSON  
COUNCILMAN, DISTRICT I  
s/MARY K. CLULEE  
MARY K. CLULEE  
COUNCILWOMAN, DISTRICT II  
s/DICK GIBBS  
DICK GIBBS  
COUNCILMAN, DISTRICT III

MLK2019.pcl

s/WENDY BENEDETTO  
WENDY BENEDETTO  
COUNCILWOMAN AT LARGE, DIV. A  
s/WILLIAM BILLY WOODRUFF  
WILLIAM BILLY WOODRUFF  
COUNCILMAN, DISTRICT IV  
s/MARILYN B. BELLOCK  
MARILYN B. BELLOCK  
COUNCILWOMAN, DISTRICT V  
s/TRACI A. FLETCHER  
TRACI A. FLETCHER  
COUNCILWOMAN, DISTRICT VI  
s/JULIA FISHER-PERRIER  
JULIA FISHER-PERRIER  
COUNCILWOMAN, DISTRICT VII



2018-0341

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF PLANNING & ZONING)

ORDINANCE NO. 19-1-1

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification from C-2 to M-1 on Lot K-2A2-3, Almedia or Patterson Plantation Subdivision as requested by Jacob Fruchtnicht, for JBE Industries, LLC.

**WHEREAS,** the property owner requests rezoning the property from C-2 to M-1; and,  
**WHEREAS,** the St Charles Parish Department of Planning and Zoning recommended approval of the request; and,

**WHEREAS,** the St. Charles Parish Planning and Zoning Commission recommended approval of the request at its regular meeting of December 6, 2018.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** St. Charles Parish hereby approves an ordinance amending the Zoning Ordinance of 1981, to change the zoning classification from C-2 to M-1 on Lot K-2A2-3, Almedia or Patterson Plantation Subdivision as requested by Jacob Fruchtnicht for JBE Industries, LLC.

**SECTION II.** That the St. Charles Parish Department of Planning and Zoning is authorized to amend the Official Zoning Map, St. Charles Parish, Louisiana to reflect this reclassification from C-2 to M-1 on Lot K-2A2-3, Almedia or Patterson Plantation Subdivision as requested by Jacob Fruchtnicht for JBE Industries, LLC.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF, BELLOCK, FLETCHER, FISHER-PERRIER

NAYS: NONE

ABSENT: NONE

And the ordinance was declared adopted this 7th day of January, 2019, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]

SECRETARY: [Signature]

DLVD/PARISH PRESIDENT: January 8, 2019

APPROVED: [Signature] DISAPPROVED: [Signature]

PARISH PRESIDENT: [Signature]

RETD/SECRETARY: [Signature] January 9, 2019

AT: 1:20pm RECD BY: [Signature]

2018-0334

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF PUBLIC WORKS)

ORDINANCE NO. 19-1-2

An ordinance approving and authorizing the execution of Change Order No. 2 (Final) for Parish Project No. P090201-6, Mimosa Avenue Culvert Replacement, resulting in a decrease of \$10,000.00 in contract price.

**WHEREAS**, Ordinance No. 17-11-8 adopted November 27, 2017 by the St. Charles Parish Council awarded construction of Parish Project No. P090201-6, Mimosa Avenue Culvert Replacement, to Fleming Construction Company, LLC in the amount of \$341,000.00; and,

**WHEREAS**, the previously approved Change Order No. 1 increased the Contract Price by \$6,045.44 to \$347,045.44; and,

**WHEREAS**, it is necessary to decrease the Contract Price by \$10,000.00 due to an unused line item. Final Contract Price will be \$337,045.44.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That Change Order No. 2 (Final) for Parish Project No. P090201-6, Mimosa Avenue Culvert Replacement, to decrease the Contract Price by \$10,000.00 is hereby approved and accepted.

**SECTION II.** That the Parish President is hereby authorized to execute said Change Order on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,  
BELLOCK, FLETCHER, FISHER-PERRIER

NAYS: NONE

ABSENT: NONE

And the ordinance was declared adopted this 7th day of January, 2019, to become effective five (5) days after this publication in the official journal.

CHAIRMAN: [Signature]

SECRETARY: [Signature]

DLVD/PARISH PRESIDENT: January 8, 2019

APPROVED: \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_

PARISH PRESIDENT: [Signature]

RETD/SECRETARY: January 9, 2019

AT: 1:20pm RECD BY: [Signature]

SECTION 00806  
CHANGE ORDER

No. 2 (FINAL)

DATE OF ISSUANCE 10/25/2018

EFFECTIVE DATE 10/25/2018

OWNER: St. Charles Parish Government

CONTRACTOR: Fleming Construction Company, LLC

Contract: Mimosa Avenue Culvert Replacement

Project: Mimosa Avenue Culvert Replacement

OWNER's Contract No P090201-6

Engineer's Contract No.: 1203

ENGINEER Professional Engineering and Environmental Consultants, Inc.

You are directed to make the following changes in the Contract Documents:

**Description:**

**A- Delete the following work items:**

1. Delete Bid Item R-001 Relocation of Infrastructure (Delete),  
Total = (-\$10,000.00)

1. Total of deducted item=(-\$10,000.00)

Net Decrease change order=(-\$10,000.00)

**Reason for Change Order:** List a reason for each Line Item listed above.

**Deleted work Items:**

Item A1: Relocation of Infrastructure was not utilized for this project.

**Attachments:** (List documents supporting change)

CHANGE IN CONTRACT PRICE:
Original Contract Price \$ <u>341,000.00</u>
Net Increase (Decrease) from previous Change Orders No. <u>1</u> : \$ <u>6,045.44</u>
Contract Price prior to this Change Order: \$ <u>347,045.44</u>
Net decrease of this Change Order: \$ <u>10,000.00</u>
Contract Price with all approved Change Orders: \$ <u>337,045.44</u>

CHANGE IN CONTRACT TIMES:
Original Contract Times: Ready for final payment: <u>90</u> (days)
Net change from previous Change Orders No. 1: Ready for final payment: <u>-7-</u> (days)
Contract Times prior to this Change Order: Ready for final payment: <u>97</u> (days)
Net increase (decrease) this Change Order: Ready for final payment: <u>-0-</u> (days)
Contract Times with all approved Change Orders: Ready for final payment: <u>97</u> (days or dates)

RECOMMENDED:

By: MO Sahl  
ENGINEER (Authorized Signature)

Date: 11/12/18

APPROVED:

By: [Signature]  
OWNER (Authorized Signature)

Date: 11/9/19

ACCEPTED:

By: Joe O. Malley  
CONTRACTOR (Authorized Signature)  
Joe O. Malley

Date: 11-12-2018\_\_\_\_\_

2018-0340

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT

ORDINANCE NO. 19-1-3

An ordinance to approve and authorize the execution of Change Order No. 4 for the Norco Library Renovation/Addition located at 590 Apple Street in Norco to increase the contract amount by \$3,469.00 and increase the contract time by 10 days.

**WHEREAS,** the St. Charles Parish Council adopted Ordinance No. 18-1-10 on January 22, 2018, approving and authorizing the execution of a contract with J.E. Franke Constructors, LLC, for Project No. P170601, for the renovation/addition of the Norco Branch Library located at 590 Apple Street Norco; and,

**WHEREAS,** it is necessary to adjust the original contract to reflect those items more fully described in Change Order No. 4., said adjustment as recommended by Plus One Design, to increase the dollar amount by \$3,469.00 and increase the contract time by 10 days; and,

**WHEREAS,** it is the desire of the Parish Council to approve said Change Order No. 4.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That Change Order No. 4 for the Norco Library Renovation/Addition to increase the contract amount by \$3,469.00 and increase the contract time by 10 days is hereby approved and accepted.

**SECTION II.** That the Parish President is hereby authorized to execute said Change Order No. 4 on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,  
BELLOCK, FLETCHER, FISHER-PERRIER

NAYS: NONE

ABSENT: NONE

And the ordinance was declared adopted this 7th day of January, 2019, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]

SECRETARY: [Signature]

DLVD/PARISH PRESIDENT: January 8, 2019

APPROVED: [Signature] DISAPPROVED: \_\_\_\_\_

PARISH PRESIDENT: [Signature]

RETD/SECRETARY: January 9, 2019

AT: 1:20 pm RECD BY: [Signature]



# Document G701™ – 2017

## Change Order

<b>PROJECT:</b> <i>(name and address)</i> St. Charles Parish Library Ren 590 Apple Street, Norco, LA	<b>CONTRACT INFORMATION:</b> Contract For: Renovation/Addition of Libr Date: January 31, 2018	<b>CHANGE ORDER INFORMATION:</b> Change Order Number: 004 Date: 12/6/2018
<b>OWNER:</b> <i>(name and address)</i> St. Charles Parish Government 15045 River Road Hahnville, LA 70057	<b>ARCHITECT:</b> <i>(name and address)</i> Plus One, L.L.C. PO Box 40232 Baton Rouge, LA 70835	<b>CONTRACTOR:</b> <i>(name and address)</i> J. E. Franke Constructors, LLC 229 Place Saint Jean Covington, LA 70433

### THE CONTRACT IS CHANGED AS FOLLOWS:

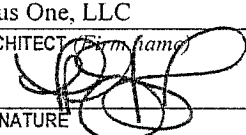
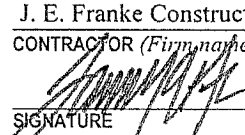
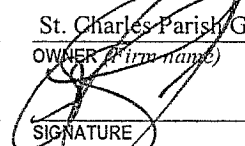
*(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)*

1. Change Order Proposal - "Demolition of all existing vinyl siding on the existing building including all underlayment's and flashing. Provide and install all new underlayment, flashing, 074600 Exterior Siding (Hardiboard) and prepare and paint all areas." Add \$3,469.00. Added days 10

The original (Contract Sum) was \$ 1,110,025.00  
The net change by previously authorized Change Orders \$ 15,975.00  
The (Contract Sum) prior to this Change Order was \$ 1,126,000.00  
The (Contract Sum) will be (increased) by this Change Order in the amount of \$ 3,469.00  
The new (Contract Sum) , including this Change Order, will be \$ 1,129,469.00  
The Contract Time will be (increased) (by Ten ( 10 ) days.  
The new date of Substantial Completion will be December 2, 2018.

*NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.*

### NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Plus One, LLC ARCHITECT <i>(Firm name)</i>	J. E. Franke Constructors, LLC CONTRACTOR <i>(Firm name)</i>	St. Charles Parish Government OWNER <i>(Firm name)</i>
 SIGNATURE	 SIGNATURE	 SIGNATURE
FR EMBROOK PRINTED NAME AND TITLE	James E. Franke, Pres. PRINTED NAME AND TITLE	Larry Cochran, Parish President PRINTED NAME AND TITLE
26 DEC 2018 DATE	12.27.2018 DATE	1/9/19 DATE

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**2018-0342**

**INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF PUBLIC WORKS)**

**ORDINANCE NO. 19-1-4**

An ordinance to approve and authorize the execution of a construction contract with Sealevel Construction, Inc. for Project No. P080502-18A, Oak Street Pump Station Improvements, in the amount of \$1,062,870.00.

**WHEREAS,** the Oak Street Pump Station Improvements project will increase stormwater pumping capacity in this section of St. Rose; and,

**WHEREAS,** sealed bids were received by St. Charles Parish on November 27, 2018, for the Oak Street Improvements project; and,

**WHEREAS,** Evans-Graves Engineers, Inc., Stephen Lundgren, P.E., the Consulting Engineer for the Project, has reviewed the bids and recommended that the Contract be awarded to the lowest responsive bidder, Sealevel Construction, Inc., in the amount of \$1,062,870.00.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the bid of Sealevel Construction, Inc., for the construction of Project No. P080502-18A, Oak Street Pump Station Improvements, is hereby approved and accepted, in the amount of in the amount of \$1,062,870.00.

**SECTION II.** That the Parish President is hereby authorized to execute said contract on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,  
BELLOCK, FLETCHER, FISHER-PERRIER  
NAYS: NONE  
ABSENT: NONE

And the ordinance was declared adopted this 7th day of January, 2019, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
SECRETARY: Michelle Spadato  
DLVD/PARISH PRESIDENT: January 8, 2019  
APPROVED: [Signature] DISAPPROVED: \_\_\_\_\_

PARISH PRESIDENT: [Signature]  
RETD/SECRETARY: January 9, 2019  
AT: 1:20 pm RECD BY: [Signature]

## SECTION 00500

### **CONTRACT**

This agreement entered into this 9<sup>th</sup> day of January, 20 19, by Sealevel Construction, Inc., hereinafter called the "Contractor", whose business address is P. O. Box 1037, Thibodaux, LA 70302, and the St. Charles Parish, hereinafter called the "Owner".

Owner and Contractor, in consideration of premises and the mutual covenants; consideration and agreement herein contained, agree as follows:

### **ARTICLE 1**

#### **STATEMENT OF WORK**

- 1.01 Contractor shall furnish all labor and materials and perform all of the work required to build, construct and complete in a thorough and workmanlike manner:  
Parish Project No. P080502-18A, Oak Street Pump Station Improvements
- 1.02 The abovementioned work shall be completed in strict accordance with Contract Documents prepared by: Evans-Graves Engineers, Inc.
- 1.03 It is recognized by the parties herein that said Contract Documents including by way of example and not of limitation, the Drawings and Specifications dated September 2018, Addenda number(s) 1, 2, & 3, the Instruction to Bidders, Supplemental Instructions to Bidders, Louisiana Uniform Public Works Bid Form, General Conditions, Supplementary Conditions (if applicable), any Addenda thereto, impose duties and obligations upon the parties herein, and said parties thereby agree that they shall be bound by said duties and obligations. For these purposes, all of the provisions contained in the aforementioned Contract Documents are incorporated herein by reference with the same force and effect as though said Contract Documents were herein set out in full.
- 1.04 The Work is generally described as follows: The Contract work generally comprises 1 completely removing an existing 24" pump and discharge / carrier pipe located inside an existing 48" concrete casing pipe (to remain in place), remove retain and inspect the 100 horse power electric motor, combination gear, diesel engine and drive shaft. All components (except diesel engine) are to be replaced. Install new 36" pump, pump bowl assembly, and 36" discharge / carrier pipe within an existing 48" concrete casing pipe, new electric pump, motor, and establish all connections and controls. Bypass pumping is to be provided.



## ARTICLE 2

### ENGINEER

- 2.01 The Project has been designed by Evans-Graves Engineers, Inc. who is hereinafter called "Engineer" and who will assume all duties and responsibilities and have the rights and authority assigned to Engineer in the Contract Documents in connection with completion of the Work in accordance with the Contract Documents.

## ARTICLE 3

### CONTRACT TIME

- 3.01 The Contractor shall complete all of the Work under the Contract within two hundred forty (240) calendar days from the date stated in the Notice to Proceed.

## ARTICLE 4

### LIQUIDATED DAMAGES

- 4.01 Owner and Contractor recognize that the Owner will suffer direct financial loss if Work is not completed within the Contract Time specified plus any extensions thereof allowed in accordance with these General Conditions of this Contract, and therefore, time is of the essence. They also recognize the delays, expense and difficulties involved in proving in a legal proceeding the actual loss suffered by Owner if the Work is not completed on time. Accordingly, instead of requiring any such proof, Contractor and Surety agree to forfeit and pay Owner One Thousand Five Hundred dollars (\$1,500.00) per day as Liquidated Damages for delay (but not as a penalty). Such Liquidated Damages will be assessed for each calendar day that expires after the Contract Time. This amount represents a reasonable estimate of Owner's expenses for extended delays and the costs associated therein. This provision shall be effective between the parties ipso facto and without demand or putting in default, it being specifically agreed that the Contractor by his mere failure to complete the work on or before the date specified shall be deemed in default.

## ARTICLE 5

### CONTRACT PRICE

- 5.01 The Owner will pay and the Contractor will accept in full consideration for the performance of the Contract the sum of:
- a) (\$1,062,870.00) One Million Sixty-Two Thousand Eight Hundred Seventy Dollars based on unit prices specified within this contract document. Contract price is firm and subject only to modification by written Change Order agreed to and signed by both parties and the Engineer and approved by the St. Charles Parish Council.

## ARTICLE 6

### PAYMENT PROCEDURES

- 6.01 Contractor shall submit Applications for Payment to the Engineer in accordance with Article 15 of the General Conditions. Applications for Payment will be processed by Engineer as provided in the General Conditions.
- 6.02 Progress Payments. Progress payments will be based upon estimated quantities of contract unit price items or upon estimated percentages of completion of the schedule of lump sum values of labor and materials incorporated into the Work or suitably stored, on the last day of each month or other mutually agreed regular monthly date ending the progress payment period, less retainage.
- 6.03 Application for Payment Form. The form of the Application for Payment must be suitable to the Owner. The Owner reserves the right to withhold payment until the form of Application for Payment is deemed acceptable by the Owner.
- 6.04 Retainage. Per Paragraph 15.01.D retainage shall be withheld and payments will be made by the Owner in the payment amount of:
- a) Ninety percent (90%) of the approved payment applications for projects with contract of less than \$500,000.00; or
- b) Ninety-five percent (95%) of the approved payment applications for projects with contract prices of \$500,000.01 or greater.
- 6.05 The normal retainage shall not be due the Contractor until after Substantial Completion and expiration of the forty-five (45) day lien period and submission to the Engineer of a clear lien certificate and invoice for retainage.

- 6.06 Final Payment. Upon the final completion of all Work, the Contractor may request a final inspection and may make a final Application for Payment as provided by Paragraph 15.06 of the General Conditions.
- 6.07 Final Acceptance. When Final Acceptance is granted by the Owner, the Owner shall file the certificate with the Recorder of Mortgages for St. Charles Parish.
- 6.08 At the expiration of the lien period the Contractor shall obtain a certificate from the Recorder of Mortgages of the Parish of St. Charles that the Contract is clear of any liens or privileges, and said certificate shall be presented to the Owner for final payment and release of retainage, less any such sums as may be lawfully withheld under the Contract.
- 6.09 Claims. Pursuant to La. R.S. 38:2242, when the Owner receives any claim of nonpayment arising out of the Contract, the Owner shall deduct such claim from the Contract Sum. The Contractor, or any interested party, may deposit security, in accordance with La. R.S. 38:2242.2, guaranteeing payment of the claim with the Recorder of Mortgages for St. Charles Parish. When the Owner receives original proof of such guarantee from the Recorder of Mortgages, the claim deduction will be added back to the Contract Sum.

## ARTICLE 7

### CONTRACTOR'S REPRESENTATIONS

- 7.01 In order to induce Owner to enter into this Agreement, Contractor makes the following representations:
- 7.02 Contractor has familiarized itself with the nature and extent of the Contract Documents, Work, site, locality, and all local conditions and laws and regulations that in any manner may affect cost, progress, performance or finishing of the Work.
- 7.03 Contractor has studied carefully all reports of explorations and tests of subsurface physical conditions and drawings of physical conditions which are identified in the Information Available To Bidders and as provided in the General Conditions.
- 7.04 Contractor has obtained and carefully studied (or assumed responsibility for obtaining and carefully studying) all such examinations, investigations, explorations, tests, reports and studies (in addition to or to supplement those referred to in Paragraph 2 above) which pertain to the subsurface or physical conditions at or contiguous to the site or which otherwise may affect the cost, progress, performance or furnishing of the Work as Contractor considers necessary for the performance or furnishing of the Work at the Contract Price, within the Contract Time and in accordance with the other terms and conditions of the Contract Documents. In exercising its responsibility with respect to subsurface conditions and physical conditions at the site, Contractor has or will obtain or perform at no additional cost to the Owner such additional examinations, investigations, explorations, tests, reports, studies, or similar information or data as may be required by Contractor for such purposes.

## ARTICLE 8

### CONTRACT DOCUMENTS

8.01 The following Contract Documents, which comprise the entire Agreement between Owner and Contractor, are all hereby made a part of that Agreement to the same extent as if incorporated herein in full:

- a) Contract (Section 00500)
- b) Performance Bond (Section 00611)
- c) Payment Bond (Section 00610)
- d) Insurance Certificates
- e) Advertisement for Bids (Section 00010)
- f) Louisiana Uniform Public Works Bid Form (Section 00300)
- g) Addenda (Numbers One to Three inclusive)
- h) Contract documents bearing the general title "Oak Street Pump Station Improvements (St. Charles Parish Project P080502-18A)" dated September 2018.
- i) Drawings, consisting of a cover sheet dated September 2018 and the sheets listed on Drawing one (1); each sheet bearing the following general title: "Oak Street Pump Station Improvements (St. Charles Parish Project P080502-18A)"
- j) General Conditions (Section 00700)
- k) Supplementary Conditions (if applicable for compliance purposes) (Section 0800)

There are no Contract Documents other than those listed above in this Article 8. The Contract may only be amended, modified or supplemented as provided for in the General Conditions.

ARTICLE 9

MISCELLANEOUS

- 9.01 No assignment by a party hereto of any rights under or interests in the Contract Documents will be binding on another party hereto without the written consent of the party sought to be bound; and specifically but without limitation, moneys that may become due and moneys that are due may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by law), and, unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Contract Documents. Notwithstanding the foregoing, the Owner may assign this contract to the State of Louisiana or any political subdivision, municipality, special district or authority thereof without Contractor's consent and without recourse.
- 9.02 Owner and Contractor each binds himself, his partners, successors, assigns and legal representatives to the other party hereto, his partners, successors, assigns and legal representatives in respect to all covenants, agreements and obligations contained in the Contract Documents.
- 9.03 It is hereby agreed and understood by the parties hereto that any and all disputes that may result in litigation shall be litigated in the 29th Judicial District Court for the Parish of St. Charles.

IN WITNESS WHEREOF, Owner and Contractor have signed this Agreement effective as of the date first written above. All portions of the Contract Documents have been signed or identified by Owner and Contractor or by Engineer on their behalf.

OWNER: Parish of St. Charles

By: 

Larry Cochran

Title: Parish President

CONTRACTOR:

Sealevel Construction, Inc.

By: 

Richard J. Roth

Title: President

ATTEST:

By: 

Rebecca S. Delehanty

Title: Executive Assistant

ATTEST:

By: 

Amanda R. Taylor

Title: Contract Administrator

END OF SECTION

2018-0343

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF PLANNING & ZONING)

ORDINANCE NO. 19-1-5

An ordinance to revoke and abandon undeveloped Walnut Street right-of-way to the east of Oak Street and undeveloped portion of Butternut Street right-of-way east of Oak Street, Hahnville LA, as shown on a survey by Jeff Ruello, PLS dated 9/22/18 and revised 12-04-18., dated 6/24/04.

WHEREAS, certain properties were platted as public streets to be known as Walnut Street and a portion of Butternut Street, located in Pecan Bayou Subdivision, Hahnville, St. Charles Parish, LA; and,

WHEREAS, since the dedication of these street segments, the property has no public use and/or benefit; and,

WHEREAS, the St. Charles Parish Council desires to revoke said property in order to allow resubdivision of it into adjacent parcels as shown on a survey by Jeff Ruello, PLS dated 9/22/18 and revised 12-04-18.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the Act of Revocation of undeveloped Walnut Street extending east of Oak Street and undeveloped Butternut Street extending east of Oak Street, in Pecan Bayou, Hahnville is hereby approved.

**SECTION II.** That the Parish President is hereby authorized to execute said Act of Revocation.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,  
BELLOCK, FLETCHER, FISHER-PERRIER  
NAYS: NONE  
ABSENT: NONE

And the ordinance was declared adopted this 7th day of January, 2019, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
SECRETARY: [Signature]  
DLVD/PARISH PRESIDENT: January 8, 2019  
APPROVED: [Signature] DISAPPROVED: \_\_\_\_\_  
PARISH PRESIDENT: [Signature]  
RETD/SECRETARY: January 9, 2019  
AT: 1:20 pm RECD BY: [Signature]

**ACT OF REVOCATION  
OF DEDICATED PROPERTY  
BY ST. CHARLES PARISH**

**UNITED STATES OF AMERICA  
STATE OF LOUISIANA  
PARISH OF ST. CHARLES**

BE IT KNOWN, that on this \_\_\_\_\_ day of the month of \_\_\_\_\_, in the year two thousand nineteen (2019).

**BEFORE ME**, the undersigned Notary Public, duly commissioned and qualified, in and for the Parish of St. Charles, State of Louisiana, therein residing, and in the presence of the witnesses hereinafter named and undersigned;

**PERSONALLY CAME AND APPEARED:**

**THE HONORABLE LARRY COCHRAN**, Parish President and Chief Executive Officer of the Parish of St. Charles, herein duly authorized by the provisions of the Ordinance No. 19-1-5 passed and adopted at a meeting of the St. Charles Parish Council held on January 7, 2019.

That pursuant to the above related ordinance, the Parish of St. Charles, through its governing authority, the St. Charles Parish Council, does hereby abandon and revoke the dedication of the undeveloped Walnut Street right of way, said 50-foot wide right of way extending approximately 204 feet east of Oak Street; as well as a portion of undeveloped Butternut Street right of way, said 50-foot wide right of way extending approximately 204 feet east of Oak Street in Pecan Bayou Subdivision, Hahnville. The revocation of the above property herein is deemed to be in the best interest of the Parish, as such property is no longer needed by the Public and was ordered revoked in a judgement of the 29<sup>th</sup> Judicial District Court filed on August 12, 2005, a copy of which is attached hereto.

Further, that pursuant to LA R.S. 48-701 et seq, and the St. Charles Parish Code of Ordinances Chapter 2 Sec. 2-4 (c) the revocation of the dedicated property is made unto the present owners of the land contiguous thereto.

**THUS DONE AND SIGNED** on this \_\_\_\_\_ day of \_\_\_\_\_, 2019, in the Parish of St. Charles, State of Louisiana, in the presence of the undersigned competent witnesses and me, Notary, after a reading of the whole.

**WITNESSES:**

\_\_\_\_\_  
\_\_\_\_\_

**ST. CHARLES PARISH**

**By:**

\_\_\_\_\_  
Larry Cochran  
Parish President

\_\_\_\_\_  
**NOTARY PUBLIC**





29<sup>TH</sup> JUDICIAL DISTRICT COURT FOR THE  
PARISH OF ST. CHARLES  
STATE OF LOUISIANA

NUMBER: 61,631c/w 61,632-C

DIVISION "C"

BAYOU FLEET PARTNERSHIP, LLP

VERSUS

ALBERT D. LAQUE, ET AL

FILED: August 12, 2005  
In Open Court

Tali B. Tupagne  
DEPUTY CLERK

JUDGMENT

This matter came before this Honorable Court on the 12<sup>th</sup> day of August, 2005, on Bayou Fleet Partnership, LLP's and Pecan Bayou Contractors, LLC's Motion for Summary Judgment.

**PRESENT:** Robert J. Ellis, attorney for Bayou Fleet Partnership, LLP and Pecan Bayou Contractors, LLC; and

Robert L. Raymond, attorney for St. Charles Parish, et al

After considering the law, argument, memoranda and evidence,

**IT IS ORDERED, ADJUDGED AND DECREED** that movers, Bayou Fleet Partnership, LLP and Pecan Bayou Contractors, LLC Motion for Partial Summary Judgment is granted in part and denied in part, as follows:

That the application of Bayou Fleet Partnership, LLC and Pecan Bayou Contractors, LLC for revocation of the dedication of Walnut Street and Butternut Street east of Oak Street, as filed with the St. Charles Parish Planning and Zoning Department in Case No. 2004-58, and as shown on the "Survey of Revoked Portions of Butternut and Walnut Streets of Pecan Bayou Subdivision Into New Parcels, Parcel "X", Parcel "Y" and Parcel "Z", Situated in Section 26, T-13-S, R-20-E, Hahnville, St. Charles Parish, Louisiana", by J. Michael Dixon, P.E., dated June 24, 2004, a copy of which is attached hereto and identified as Exhibit "A", is granted; and

That the application of Bayou Fleet Partnership, LLP, as filed with the St. Charles Parish Planning and Zoning Department in Case No. 2004-58, for the

resubdivision of a portion of ground in Pecan Bayou Subdivision, situated in Section 26, T-13-S, R-20-E, Hahnville, St. Charles Parish, Louisiana, into Lots 1-B through 5-B, Block 7A, and Lots 1A through 5A, Block 8A, all as shown on the "Lot Resubdivision Plan, Preliminary Plat, Survey and Resubdivision of Block 5, Lots 4-6; Block 6, Lots 4-6; Block 7, Lots 1-6; and Block 8, Lots 1-6, and Parcels X, Y, and Z of Pecan Bayou Subdivision, into Block 7A, Lots 1B-5B and Block 8A, Lots 1A-5A, and 20' Drain Servitude, Pecan Bayou Subdivision, Situated in Section 26, T-13-E, R-20-E, Hahnville, St. Charles Parish, Louisiana", by J. Michael Dixon, P.E., dated June 24, 2004, a copy of which is attached hereto and identified as Exhibit "B", as filed with the St. Charles Parish Planning and Zoning Department in Case No. 2004-58, is hereby approved; and

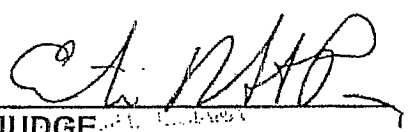
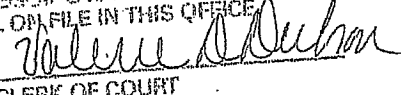
That the "Preliminary Plat for Block 7A, Lots 1B-5B and Block 8A of Lots 1A-5A, of Pecan Bayou Subdivision, Situated in Section 26, T-13-S, R-20-E, Hahnville, St. Charles Parish, Louisiana", by J. Michael Dixon, P.E., dated June 24, 2004, a copy of which is attached hereto and identified as Exhibit "C", as filed with the St. Charles Parish Planning and Zoning Department in Case No. 2004-58, is hereby approved.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that movers are entitled to develop said Block 7A, Lots 1B-5B and Block 8A, Lots 1A-5A, of Pecan Bayou Subdivision, Section 26, T-13-S, R-20-E, Hahnville, St. Charles Parish, Louisiana, in accordance with the design as shown on the preliminary plat attached hereto and identified as Exhibit "C", with "open swale" drainage ditches along Oak Street and Butternut Street.

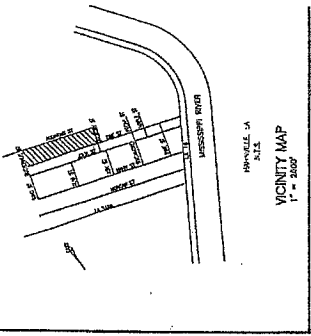
**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that ~~all other~~ relief moved for in the Motion for Summary Judgment is denied, and all claims made by petitioners in the matters consolidated herein are dismissed with prejudice, each party to bear its costs.

Hahnville, Louisiana this 12<sup>th</sup> day of August, 2005.

21

  
**JUDGE**  
PARISH OF ST. CHARLES  
I HEREBY CERTIFY THAT THE WITHIN  
AND FOREGOING IS A TRUE COPY OF THE  
ORIGINAL ON FILE IN THIS OFFICE  
  
By **CLERK OF COURT**  
ST. CHARLES PARISH

PECAN BAYOU SUBDIVISION  
SEC. 26, T-13S, R-20E  
ST. CHARLES PARISH, LA



THE LOCATIONS OF UNDERGROUND AND SURFACE IMPROVEMENTS ARE SHOWN ON THIS PLAN. THE EXISTING AND PROPOSED LOCATIONS OF THE IMPROVEMENTS ARE SHOWN ON THE PLAN. THE EXISTING AND PROPOSED LOCATIONS OF THE IMPROVEMENTS ARE SHOWN ON THE PLAN. THE EXISTING AND PROPOSED LOCATIONS OF THE IMPROVEMENTS ARE SHOWN ON THE PLAN.

APPROVALS:

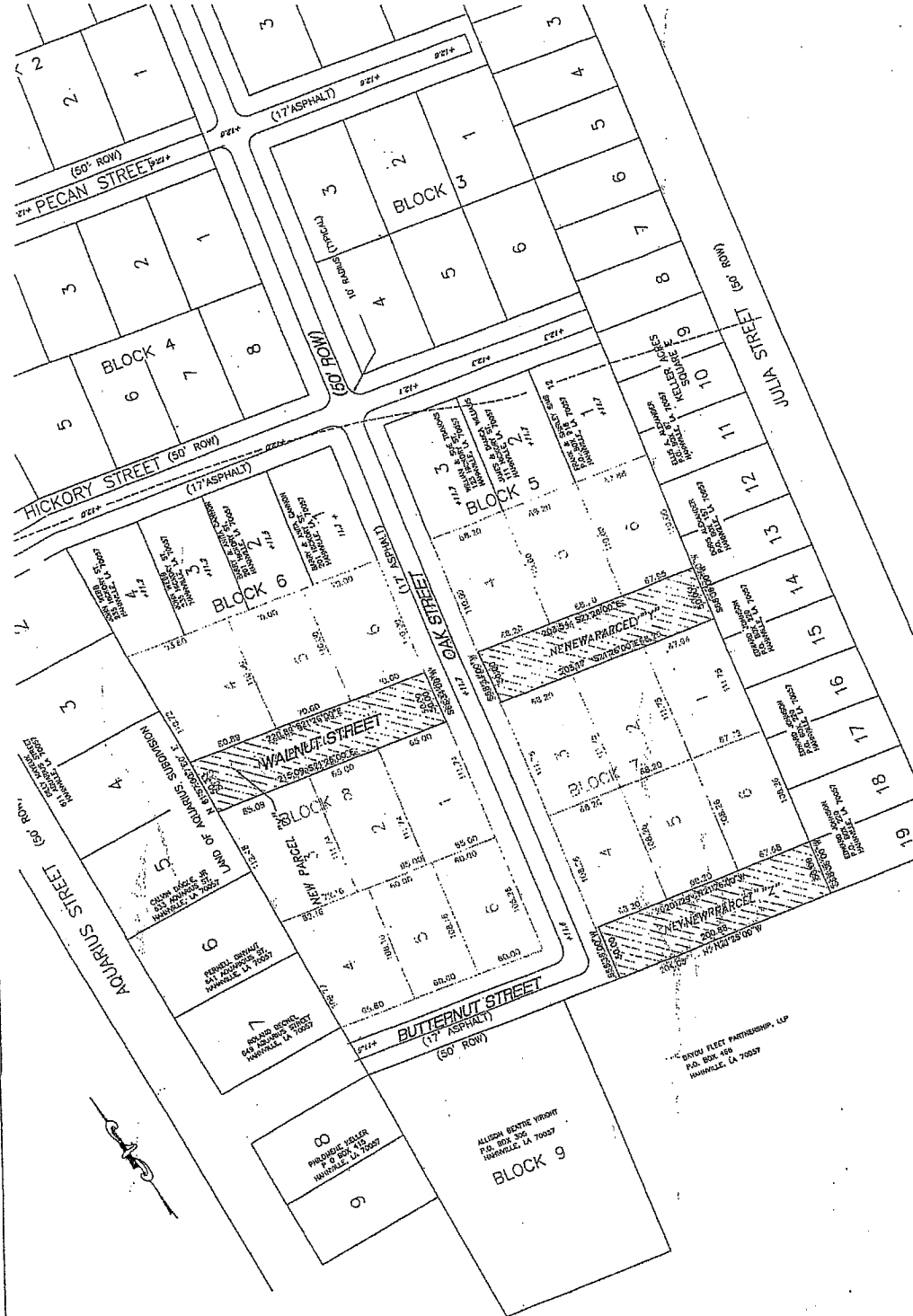
PARISH COUNCIL CHAIRMAN \_\_\_\_\_ DATE \_\_\_\_\_  
PARISH PRESIDENT \_\_\_\_\_ DATE \_\_\_\_\_  
RECORDED IN THE CLERK OF COURTS OFFICE, ST. CHARLES  
PARISH ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2004.  
ENTRY NO. \_\_\_\_\_ FOLD \_\_\_\_\_ DOB NO. \_\_\_\_\_  
SIGNATURE \_\_\_\_\_ TITLE \_\_\_\_\_

CERTIFICATION

THIS IS TO CERTIFY THAT THIS PLAN CONFORMS TO LOUISIANA REVENUE STATUTES, 33:509, ET SEQ., AND TO THE REQUIREMENTS OF THE LOUISIANA DEPARTMENT OF REVENUE, AND THAT THE PLAN HAS BEEN REVIEWED AND APPROVED BY THE LOUISIANA DEPARTMENT OF REVENUE.

SEWER DISPOSAL  
NO FURTHER ACTION IS REQUIRED AT THIS TIME. THE SEWER DISPOSAL SYSTEM HAS BEEN REVIEWED AND APPROVED BY THE LOUISIANA DEPARTMENT OF REVENUE.

DATE	JUNE 24, 2004
SCALE	1" = 50'
SHEET NUMBER	1 OF 2



SURVEY OF REVOKED PORTIONS OF BUTTERNUT AND WALNUT STREETS  
OF PECAN BAYOU SUBDIVISION INTO NEW PARCELS, PARCEL "X",  
PARCEL "Y" AND PARCEL "Z", SITUATED IN SECTION 26,  
T-13-S, R-20-E, HAHNVILLE, ST. CHARLES PARISH, LOUISIANA.

REFERENCE MAPS  
1. PECAN BAYOU SUBDIVISION BY M.L. LYNN, P.L.S., DATED 1/17/1984.  
2. BY ST. CHARLES PARISH, DATED 7/20/1986.

REFERENCE BEARING

TAKEN FROM REFERENCED SURVEY PLAN NO. 1.  
ST. CHARLES PARISH LAND USE REGULATIONS, INCLUDING STRADA STANDARDS, SUPERSEDE  
PRIVATE SUBDIVISION COVENANTS WHERE PARISH REGULATIONS ARE MORE RESTRICTIVE.  
NO ATTEMPT HAS BEEN MADE BY THE UNDERSIGNED TO LOCATE OR IDENTIFY THE EXACT  
LOCATIONS OF THE EXISTING AND PROPOSED LOCATIONS OF THE IMPROVEMENTS.  
ON OTHER BORDERS ON THE PROPERTY OTHER THAN THAT FURNISHED  
BY THE OWNER OR HIS REPRESENTATIVE.

DELIMITATION OF JURISDICTIONAL WETLANDS HAS NOT  
BEEN REQUESTED NOR IS IT A PART OF THIS SURVEY.

BASE ELEVATION - 100' - 100'00" DATED 6/10/1992.

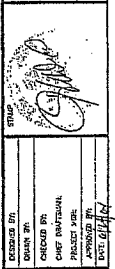
DATE: 6/24/04

SUBDIVIDER  
BAYOU FLEET PARTNERSHIP, LP  
ROBIN DURANT  
P.O. BOX 408 HAHNVILLE, LA 70057

OWNER  
SAME

DATE	JUNE 24, 2004
SCALE	1" = 50'
SHEET NUMBER	1 OF 2
DATE	JUNE 24, 2004
SCALE	1" = 50'
SHEET NUMBER	1 OF 2

J. MICHAEL DIXON, P.E.  
CONSULTING ENGINEER  
35 PARLANSE DRIVE  
DESTREHAN, LOUISIANA 70047  
(504) 784-0232



DATE	JUNE 24, 2004
SCALE	1" = 50'
SHEET NUMBER	1 OF 2

2018-0344

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF PLANNING & ZONING)

ORDINANCE NO. 19-1-6

An ordinance to revoke and abandon undeveloped Walnut Street right-of-way to the west of Oak Street in Hahnville, as shown on a survey by Jeff Ruello, PLS dated 9/22/18 and revised 12-04-18.

**WHEREAS,** certain property was platted as a public street to be known as Walnut Street east of Oak Street, located in Pecan Bayou Subdivision, Hahnville, St. Charles Parish, LA; and,

**WHEREAS,** since the dedication of this street segment, the property has no public use and/or benefit; and,

**WHEREAS,** the St. Charles Parish Council desires to revoke said property in order to allow resubdivision of it into adjacent parcels as shown on a survey by Jeff Ruello, PLS dated 9/22/18 and revised 12-04-18.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the Act of Revocation of undeveloped Walnut Street extending west of Oak Street in Pecan Bayou, Hahnville is hereby approved.

**SECTION II.** That the Parish President is hereby authorized to execute said Act of Revocation.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,  
BELLOCK, FLETCHER, FISHER-PERRIER

NAYS: NONE

ABSENT: NONE

And the ordinance was declared adopted this 7th day of January, 2019, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]

SECRETARY: [Signature]

DLVD/PARISH PRESIDENT: January 8, 2019

APPROVED: ☒ DISAPPROVED: ☐

PARISH PRESIDENT: [Signature]

RETD/SECRETARY: January 9, 2019

AT: 1:20 pm RECD BY: [Signature]

**ACT OF REVOCATION  
OF DEDICATED PROPERTY  
BY ST. CHARLES PARISH**

**UNITED STATES OF AMERICA  
STATE OF LOUISIANA  
PARISH OF ST. CHARLES**

BE IT KNOWN, that on this \_\_\_\_\_ day of the month of \_\_\_\_\_, in the year two thousand nineteen (2019).

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified, in and for the Parish of St. Charles, State of Louisiana, therein residing, and in the presence of the witnesses hereinafter named and undersigned;

**PERSONALLY CAME AND APPEARED:**

**THE HONORABLE LARRY COCHRAN**, Parish President and Chief Executive Officer of the Parish of St. Charles, herein duly authorized by the provisions of the Ordinance No. 19-1-6 passed and adopted at a meeting of the St. Charles Parish Council held on January 7, 2019.

That pursuant to the above related ordinance, the Parish of St. Charles, through its governing authority, the St. Charles Parish Council, does hereby abandon and revoke the dedication of the undeveloped Walnut Street right of way, said 50-foot wide right of way extending approximately 220 feet west of Oak Street in Pecan Bayou Subdivision, Hahnville. The revocation of the above property herein is deemed to be in the best interest of the Parish, as such property is no longer needed by the Public and was ordered revoked in a judgement of the 29<sup>th</sup> Judicial District Court filed on August 12, 2005, a copy of which is attached hereto.

Further, that pursuant to LA R.S. 48-701 et seq, and the St. Charles Parish Code of Ordinances Chapter 2 Sec. 2-4 (c) the revocation of the dedicated property is made unto the present owners of the land contiguous thereto.

**THUS DONE AND SIGNED** on this \_\_\_\_\_ day of \_\_\_\_\_, 2019, in the Parish of St. Charles, State of Louisiana, in the presence of the undersigned competent witnesses and me, Notary, after a reading of the whole.

**WITNESSES:**

**ST. CHARLES PARISH**

\_\_\_\_\_  
\_\_\_\_\_

By: \_\_\_\_\_  
Larry Cochran  
Parish President

\_\_\_\_\_  
NOTARY PUBLIC

24

APPROVALS

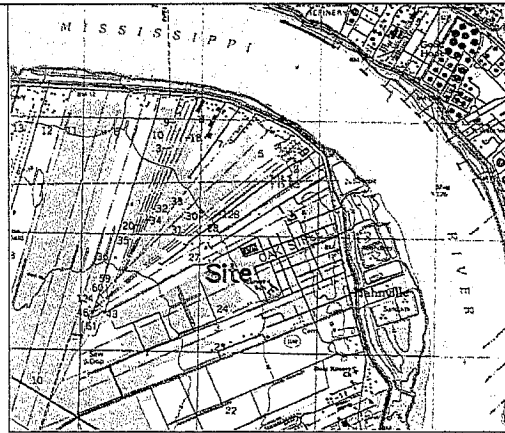
*Billy Booth* 12/6/18  
CHAIRMAN, PLANNING & ZONING COMMISSION DATE

*William J. Flynn* 1/2/19  
CHAIRMAN, PARISH COUNCIL DATE

*[Signature]* 1/9/19  
PARISH PRESIDENT DATE

RECORDED IN THE CLERK OF COURT'S OFFICE, ST. CHARLES PARISH  
ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_ IN CONVEYANCE  
BOOK \_\_\_\_\_, FOLIO \_\_\_\_\_, ENTRY NO. \_\_\_\_\_

All necessary sewer, water and/or other utility extensions, relocation's or modifications shall be made solely at the lot owners expense.

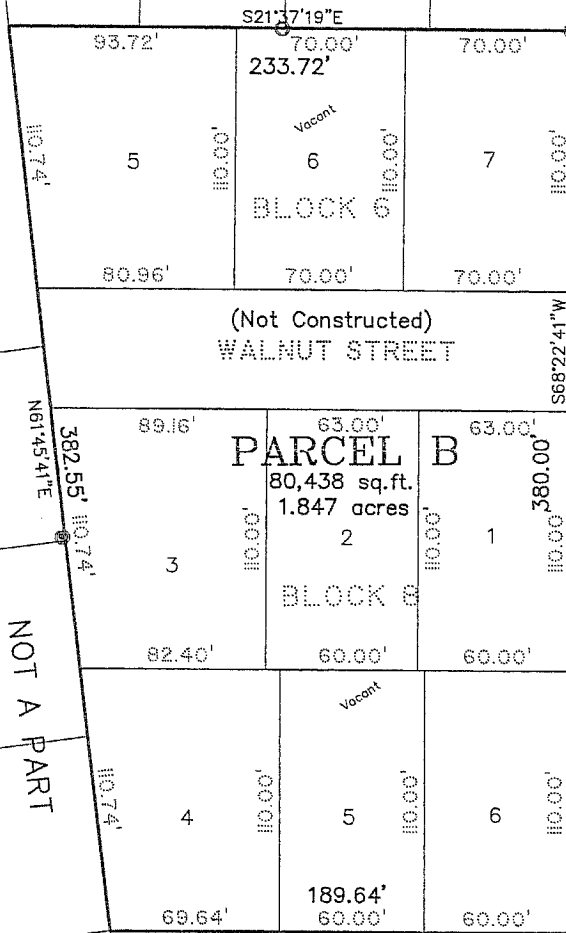


VICINITY MAP  
1" = 4000'

HICKORY STREET

NOT A PART

NOT A PART



(Not Constructed)  
WALNUT STREET

PARCEL B  
80,438 sq. ft.  
1.847 acres

BLOCK 8

BUTTERNUT STREET asphalt street

OAK STREET

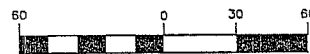
(50' Right of Way)

WALNUT STREET

BLOCK 7

(Not Constructed)  
BUTTERNUT STREET

GRAPHIC SCALE



( IN FEET )  
1 inch = 60 ft.

LANDMARK SURVEYING, INC.  
1513 Kuebel Street  
Harahan, Louisiana 70123

Fax: 504-734-8357

Phone: 504-733-3303

© Copyright

Revised 12-04-18 to address Parish Comments

Corners to be set upon subdivision approval  
BEARINGS AND COORDINATES REFER TO LA.  
GRID SOUTH ZONE NAD 83, USING GPS  
OBSERVATIONS REFERENCED LSU C4G  
GULFNET

**One Call 811**

BEFORE YOU DIG.

The Locations Of Underground And Other Non Visible Utilities Shown Hereon Have Been Determined From Data And/or Extracted From Records Made Available To Us By Agencies Controlling Such Records. Where Found, The Surface Features Of Locations Are Shown. The Actual Non Visible Locations May Vary From Those Shown Hereon. Each Agency Should Be Contacted Relative To The Precise Location Of Its Underground Installation Prior To Any Reliance Upon The Accuracy Of Such Locations Shown Hereon, Including To Excavation And Digging.

Made at the request of:  
BAYOU FLEET

REFERENCE MAPS:

1. SURVEY OF THE REMAINING UNDEVELOPED LANDS OF OIL TRANSPORT CO., INC. HAHNVILLE, ST. CHARLES PARISH, LOUISIANA, BY RIVERLANDS SURVEYING COMPANY DATED JULY 20, 1996
2. SURVEY OF PECAN BAYOU SUBDIVISION, HAHNVILLE, LOUISIANA, STAMPED PRELIMINARY, BY HAROLD J. FLYNN, DATED JANUARY 17, 1995
3. PECAN BAYOU SUBDIVISION AT HAHNVILLE, BY COLLIER, DATED NOV. 23, 1962

There is no representation that all applicable servitudes and/or restrictions have been shown hereon. Any servitudes and/or restrictions shown on this plat are limited to those set forth in the description and/or information furnished the undersigned. A title or public record search for such information was not made by the undersigned and no reliance is placed on the data for this survey.

LICENSED

I certify that this plat represents an actual ground survey made by me, or by those under my direction, that no visible encroachments exist either way across the property lines except as shown hereon and that this survey, and plat, are in accordance with the adopted Louisiana Standards of Practice. This is a Class C Survey.

PROFESSIONAL LAND SURVEYOR

25

THE REVOCATION OF WALNUT STREET WEST OF OAK STREET AND RESUBDIVISION OF THE REVOCATED STREET, LOTS 5, 6 & 7, BLOCK 6, LOTS 1 THROUGH 6, BLOCK 8, PECAN BAYOU SUBDIVISION INTO PARCEL B PECAN BAYOU SUBDIVISION, ST CHARLES PARISH, LOUISIANA

DATE: 09/22/18	DRAWN BY: SMR	JOB NO. 18-0197	DRAWING NO. 180197-1
SCALE: 1" = 60'	CHECKED BY: JFR		

29<sup>TH</sup> JUDICIAL DISTRICT COURT FOR THE

PARISH OF ST. CHARLES

STATE OF LOUISIANA

NUMBER: 61,631c/w 61,632-C

DIVISION "C"

BAYOU FLEET PARTNERSHIP, LLP

VERSUS

ALBERT D. LAQUE, ET AL

FILED: *August 12, 2005*  
*In Open Court*

*Yali B. Trepagnier*  
DEPUTY CLERK

JUDGMENT

This matter came before this Honorable Court on the 12<sup>th</sup> day of August, 2005, on Bayou Fleet Partnership, LLP's and Pecan Bayou Contractors, LLC's Motion for Summary Judgment.

**PRESENT:** Robert J. Ellis, attorney for Bayou Fleet Partnership, LLP and Pecan Bayou Contractors, LLC; and

Robert L. Raymond, attorney for St. Charles Parish, et al

After considering the law, argument, memoranda and evidence,

**IT IS ORDERED, ADJUDGED AND DECREED** that movers, Bayou Fleet Partnership, LLP and Pecan Bayou Contractors, LLC Motion for Partial Summary Judgment is granted in part and denied in part, as follows:

That the application of Bayou Fleet Partnership, LLC and Pecan Bayou Contractors, LLC for revocation of the dedication of Walnut Street and Butternut Street east of Oak Street, as filed with the St. Charles Parish Planning and Zoning Department in Case No. 2004-58, and as shown on the "Survey of Revoked Portions of Butternut and Walnut Streets of Pecan Bayou Subdivision Into New Parcels, Parcel "X", Parcel "Y" and Parcel "Z", Situated in Section 26, T-13-S, R-20-E, Hahnville, St. Charles Parish, Louisiana", by J. Michael Dixon, P.E., dated June 24, 2004, a copy of which is attached hereto and identified as Exhibit "A", is granted; and

That the application of Bayou Fleet Partnership, LLP, as filed with the St. Charles Parish Planning and Zoning Department in Case No. 2004-58, for the

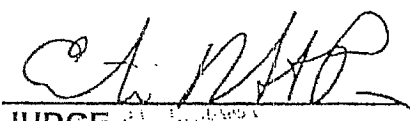
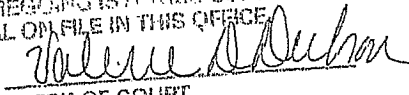
resubdivision of a portion of ground in Pecan Bayou Subdivision, situated in Section 26, T-13-S, R-20-E, Hahnville, St. Charles Parish, Louisiana, into Lots 1-B through 5-B, Block 7A, and Lots 1A through 5A, Block 8A, all as shown on the "Lot Resubdivision Plan, Preliminary Plat, Survey and Resubdivision of Block 5, Lots 4-6; Block 6, Lots 4-6; Block 7, Lots 1-6; and Block 8, Lots 1-6, and Parcels X, Y, and Z of Pecan Bayou Subdivision, into Block 7A, Lots 1B-5B and Block 8A, Lots 1A-5A, and 20' Drain Servitude, Pecan Bayou Subdivision, Situated in Section 26, T-13-E, R-20-E, Hahnville, St. Charles Parish, Louisiana", by J. Michael Dixon, P.E., dated June 24, 2004, a copy of which is attached hereto and identified as Exhibit "B", as filed with the St. Charles Parish Planning and Zoning Department in Case No. 2004-58, is hereby approved; and

That the "Preliminary Plat for Block 7A, Lots 1B-5B and Block 8A of Lots 1A-5A, of Pecan Bayou Subdivision, Situated in Section 26, T-13-S, R-20-E, Hahnville, St. Charles Parish, Louisiana", by J. Michael Dixon, P.E., dated June 24, 2004, a copy of which is attached hereto and identified as Exhibit "C", as filed with the St. Charles Parish Planning and Zoning Department in Case No. 2004-58, is hereby approved.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that movers are entitled to develop said Block 7A, Lots 1B-5B and Block 8A, Lots 1A-5A, of Pecan Bayou Subdivision, Section 26, T-13-S, R-20-E, Hahnville, St. Charles Parish, Louisiana, in accordance with the design as shown on the preliminary plat attached hereto and identified as Exhibit "C", with "open swale" drainage ditches along Oak Street and Butternut Street.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that ~~all other~~ relief moved for in the Motion for Summary Judgment is denied, and all claims made by petitioners in the matters consolidated herein are dismissed with prejudice, each party to bear its costs.

Hahnville, Louisiana this 12<sup>th</sup> day of August, 2005.

  
**JUDGE**  
PARISH OF ST. CHARLES  
I HEREBY CERTIFY THAT THE WITHIN  
AND FOREGOING IS A TRUE COPY OF THE  
ORIGINAL ON FILE IN THIS OFFICE.  
  
By **CLERK OF COURT**  
**ST. CHARLES PARISH**





2018-0276

INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN-AT-LARGE, DIVISION B  
ORDINANCE NO. 19-1-7

An ordinance to amend the St. Charles Parish Subdivision Regulations of 1981, II. Subdivision Procedure to revise item G, Final Plat Requirements, to eliminate the requirement for copies of final plat and as-built plans on film reproducible material.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the Code of Ordinances, Appendix C. – St. Charles Parish Subdivision Regulations of 1981 is amended as follows with ~~text in strikethrough~~ deleted and underlined text added:

II. Subdivision Procedure.

G. Final Plat Requirements.

1. When Required. A formal Final Plat shall be required for all subdivisions where a formal Preliminary Plat has been required.
2. Mandatory Submission Requirements. The Final Plat shall conform to the laws of the State of Louisiana governing surveying, platting, and subdivision of land. The Final Plat shall be drawn in black, waterproof ink on ~~polyester base film or equal drawing material~~ #20 bond paper or equivalent. The scale shall be one (1) inch equals one hundred (100) feet. When required, the Final Plat may be on several sheets. The size of each sheet shall be twenty-four (24) by thirty-six (36) inches. If multiple sheets are required, an index sheet of the same dimensions shall be filed showing the entire subdivision on one (1) sheet; any such index sheet shall contain a north arrow, scale, and date. Five (5) such copies of the Final Plat shall be furnished with the submission.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,  
BELLOCK, FLETCHER, FISHER-PERRIER  
NAYS: NONE  
ABSENT: NONE

And the ordinance was declared adopted this 7th day of January, 2019, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
SECRETARY: [Signature]  
DLVD/PARISH PRESIDENT: January 8, 2019  
APPROVED: ✓ DISAPPROVED: \_\_\_\_\_  
PARISH PRESIDENT: [Signature]  
RETD/SECRETARY: January 9, 2019  
AT: 1:20 pm RECD BY: [Signature]

**2018-0331**

**INTRODUCED BY: LARRY COCHRAN PARISH PRESIDENT  
(DEPARTMENT OF PUBLIC WORKS)**

An ordinance to approve and authorize the Parish President to buy the property known as 409 Down the Bayou Road, Des Allemands from Sherwood A. Berard, which property is more particularly described in the attached "Agreement to Purchase and Sell" document.

**WHEREAS,** the Parish desires to purchase the property at 409 Down the Bayou Road for the purpose of enhancing the safety of sportsmen who use this area for recreational activities; and,

**WHEREAS,** the property has been appraised as shown in the attachment; and,

**WHEREAS,** the property owner has agreed to sell the property to the Parish for \$155,000 as particularly described in the attached "Agreement to Purchase and Sell" document.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the Parish President is hereby authorized to purchase at a price not to exceed \$155,000 the property more particularly described in the "Agreement to Purchase and Sell" document attached hereto and made a part hereof, from Sherwood A. Berard.

**SECTION II.** That the Parish President is hereby authorized to execute any and all documents necessary to complete said purchase.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: NONE

NAYS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,  
BELLOCK, FLETCHER, FISHER-PERRIER

ABSENT: NONE

**PROPOSED ORDINANCE FAILED FOR LACK OF A FAVORABLE MAJORITY  
ON JANUARY 7, 2019.**

2018-0331 Failed Ordinance Purchase 409 Down the Bayou Road

2018-0333

INTRODUCED BY: JULIA FISHER-PERRIER, COUNCILWOMAN, DISTRICT VII  
ORDINANCE NO. 19-1-8

An ordinance to name a private driveway located  
on Lot GV-2X, Gassen Villa Subdivision, as  
requested by Wells One Investments, LLC.

WHEREAS, Lot GV-2X of Gassen Villa Subdivision, Luling, was zoned R-3, *Multi-family residential* by Ordinance 16-1-2; and,

WHEREAS, R-3 zoning allows a servitude of access or private driveway for access;  
and,

WHEREAS, the property owner has submitted plans for five dwelling units to be  
accessed by a private drive named FRANCIS LANE; and,

WHEREAS, the St. Charles Parish Council wishes to ensure that service providers can  
locate these dwelling units by officially naming the driveway.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the private driveway that will be built on Lot GV-2X of Gassen  
Villa Subdivision shall be named "Francis Lane."

**SECTION II.** That a copy of this ordinance be sent to the St. Charles Parish  
Communications District, the St. Charles Parish Planning Department, and the U.S.  
Postal Service.

**SECTION III.** That the Parish Administration is directed to install a street sign to  
mark the private driveway.

**SECTION IV.** If any word, clause, phrase, section or other portion of this  
ordinance is declared null, void, invalid, illegal or unconstitutional, the remaining words,  
clauses, phrases, sections and other portions of this ordinance shall remain in full force  
and effect, the provisions of this ordinance hereby being declared to be severable.

**SECTION V.** That the adoption of this ordinance shall not affect the status of any  
private or public streets, regarding maintenance or any other public facilities or services,  
and is for identification purposes only.

The foregoing ordinance having been submitted to a vote, the vote thereon was  
as follows:

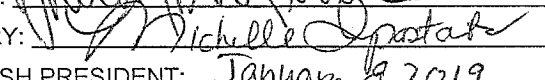
YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF, BELLOCK,  
FLETCHER, FISHER-PERRIER

NAYS: NONE

ABSENT: NONE

And the ordinance was declared adopted this 7th day of January, 2019,  
to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: 

SECRETARY: 

DLVD/PARISH PRESIDENT: January 9, 2019

APPROVED:  DISAPPROVED:                     

PARISH PRESIDENT: 

RETD/SECRETARY: January 9, 2019

AT: 1:20 pm RECD BY: 

2018-0348

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF PLANNING & ZONING)

RESOLUTION NO. 6387

A resolution providing mandatory supporting authorization to endorse the Resubdivision of a Portion of Lot A of Fashion Plantation as requested by Jerome Lombardo and Brian Lombardo, with a waiver from the requirement for frontage on a developed street.

WHEREAS, the St. Charles Parish Subdivision Ordinance of 1981 requires that the Parish Council endorse waivers from the subdivision regulations; and,

WHEREAS, the Jerome Lombardo and Brian Lombardo, request resubdivision of a Portion of Lot A, Fashion Plantation Subdivision in which proposed Lots L-2 and L-3 will not have frontage on a developed street as the subdivision regulations require; and,

WHEREAS, the Planning and Zoning Commission approved the resubdivision plat by Louis J. Gassen dated November 8, 2018 with Lots L-2 and L-3 served by a 25-foot wide access & utility servitude but with no frontage on a developed street.

NOW, THEREFORE, BE IT RESOLVED THAT THE ST. CHARLES PARISH COUNCIL, does hereby provide this supporting resolution to endorse the approval of the Resubdivision of a Portion of Lot A of a Subdivision of Lots 16, 17, & 18 of Fashion Plantation as shown on a plat by Louis J. Gassen, PLS dated November 8, 2018 as requested by Jerome Lombardo and Brian Lombardo, with a waiver from the requirement for frontage on a developed street.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,  
BELLOCK, FLETCHER, FISHER-PERRIER

NAYS: NONE

ABSENT: NONE

And the resolution was declared adopted this 7th day of January, 2019, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: 

SECRETARY: 

DLVD/PARISH PRESIDENT: January 8, 2019

APPROVED:  DISAPPROVED:                     

PARISH PRESIDENT: 

RETD/SECRETARY: January 9, 2019

AT: 1:20 pm RECD BY: 

2018-0349

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF WASTEWATER)

RESOLUTION NO. 6388

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0032131 AI43356 - Luling Oxidation Pond**, and set forth the required action.

**WHEREAS**, the Louisiana Department of Environmental Quality Municipal Water Pollution Prevention Environmental Audit Report Program is designed to encourage municipal wastewater facilities to provide compliance maintenance prior to becoming noncompliant; and,

**WHEREAS**, it is necessary to submit the Environmental Audit to the Louisiana Department of Environmental Quality along with this resolution.

**NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL**, do hereby notify the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report and sets forth the following action necessary to maintain permit requirements contained in **The Luling Oxidation Pond's** Permit:

- a. The Department has a Capacity, Management, Operation and Maintenance (CMOM) Program in place, which consists of a continuous program of monitoring, smoke testing, and upgrading of existing sewer collection lines. The Department also uses its TV camera equipment to inspect the gravity lines in the system.
- b. The Department has a preventive maintenance program. This program consists of upgrading and rehabilitation of manholes, collection lines and lift stations including control panels.
- c. Domestic waste from the communities/areas of Luling, Boutte, Willowdale, Willowridge, Mimosa, Lakewood, Ama, and Davis Plantation is treated through the Luling Oxidation Pond.
- d. In accordance with the conditions of the LDEQ State Revolving Loan Fund, the Wastewater Department will continue to repair manholes and sewer collection system lines that are old and dilapidated to prevent excessive inflow and infiltration causing overflows, bypasses and permit violations.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF, BELLOCK, FLETCHER, FISHER-PERRIER

NAYS: NONE

ABSENT: BENEDETTO

And the resolution was declared adopted this 7th day of January, 2019, to become effective five (5) days after publication in the Official Journal.

2018-0349 WSTEWATRAUD-Luling-January 2019

CHAIRMAN: 

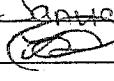
SECRETARY: 

DLVD/PARISH PRESIDENT: January 8, 2019

APPROVED: \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_

PARISH PRESIDENT: 

RETD/SECRETARY: January 9, 2019

AT: 1:20 pm RECD BY: 

2018-0350

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF WASTEWATER)

RESOLUTION NO. 6389

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0073521 AI43357 - Hahnville Wastewater Treatment Plant**, and set forth the required action.

**WHEREAS**, the Louisiana Department of Environmental Quality Municipal Water Pollution Prevention Environmental Audit Report Program is designed to encourage municipal wastewater facilities to provide compliance maintenance prior to becoming noncompliant; and,

**WHEREAS**, it is necessary to submit the Environmental Audit to the Louisiana Department of Environmental Quality along with this resolution.

**NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL**, do hereby notify the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report and sets forth the following action necessary to maintain permit requirements contained in **The Hahnville Wastewater Treatment Plant's** LPDES Permit:

- a. The Department has a Capacity, Management, Operation and Maintenance (CMOM) Program in place, which consists of a continuous program of monitoring, smoke testing and upgrading of existing sewer collection lines. The Department also uses its TV camera equipment to inspect the gravity lines in the system.
- b. The Department has a preventive maintenance program. This program consists of upgrading and rehabilitation of manholes, collection lines and lift stations including control panels.
- c. Domestic waste from the communities/areas of Hahnville, Taft, Killona, Paradis, Bayou Gauche, Des Allemands, Parts of Boutte, and Parts of Luling is treated through the Hahnville Wastewater Treatment Plant.
- d. In accordance with the conditions of the LDEQ State Revolving Loan Fund, the Wastewater Department will continue to repair manholes and sewer collection system lines that are old and dilapidated to prevent excessive inflow and infiltration causing overflows, bypasses and permit violations.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF, BELLOCK, FLETCHER, FISHER-PERRIER

NAYS: NONE

ABSENT: BENEDETTO

And the resolution was declared adopted this 7th day of January, 2019, to become effective five (5) days after publication in the Official Journal.

2018-0350 WSTEWATRAUD-Hehn January 2019

CHAIRMAN: 

SECRETARY: 

DLVD/PARISH PRESIDENT: January 8, 2019

APPROVED: ☒ DISAPPROVED: ☐

PARISH PRESIDENT: 

RETD/SECRETARY: January 9, 2019

AT: 1:20 pm RECD BY: 

2018-0351

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF WASTEWATER)

RESOLUTION NO. 6390

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0073539 AI39862 – Destrehan Wastewater Treatment Plant**, and set forth the required action.

**WHEREAS**, the Louisiana Department of Environmental Quality Municipal Water Pollution Prevention Environmental Audit Report Program is designed to encourage municipal wastewater facilities to provide compliance maintenance prior to becoming noncompliant; and,

**WHEREAS**, it is necessary to submit the Environmental Audit to the Louisiana Department of Environmental Quality along with this resolution.

**NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL**, do hereby notify the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report and sets forth the following action necessary to maintain permit requirements contained in Destrehan WWTP's LPDES Permit.

- a. The Department has a Capacity, Management, Operation and Maintenance (CMOM) Program in place, which consists of a continuous program of monitoring, smoke testing and upgrading of existing sewer collection lines. The Department also uses its TV camera equipment to inspect the gravity lines in the system.
- b. The Department has a preventive maintenance program. This program consists of upgrading and rehabilitation of manholes, collection lines and lift stations including control panels.
- c. Domestic waste from the communities/areas of Destrehan, Montz, Norco, New Sarpy, and St. Rose is treated through the Destrehan WWTP.
- d. In accordance with the conditions of the LDEQ State Revolving Loan Fund, the Wastewater Department will continue to repair manholes and sewer collection system lines that are old and dilapidated to prevent excessive inflow and infiltration causing overflows, bypasses and permit violations.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF, BELLOCK, FLETCHER, FISHER-PERRIER

NAYS: NONE

ABSENT: NONE

And the resolution was declared adopted this 7th day of January 2019, to become effective five (5) days after publication in the Official Journal.

2018-0351 WSTEWATRAUD-Dest January 2019

CHAIRMAN: [Signature]

SECRETARY: [Signature]

DLVD/PARISH PRESIDENT: January 8, 2019

APPROVED: [Signature] DISAPPROVED: [Signature]

PARISH PRESIDENT: [Signature]

RETD/SECRETARY: January 9, 2019

AT: 1:20 pm RECD BY: [Signature]