PARISH ORDINANCE NO. PO-029-2021

AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL DECLARING THE WILLOW STREET CORRECTIONAL FACILITY PROJECT A PUBLIC NECESSITY AND AUTHORIZING THE ACQUISITION OF THE NECESSARY RIGHTS-OF-WAY, IMMOVABLE PROPERTY AND OTHER PROPERTY RIGHTS REQUISITE TO THE CONSTRUCTION OF SAID PROJECT, EITHER ON AN AMICABLE BASIS OR THROUGH THE USE OF THE EXPROPRIATION PROCESS, IF NECESSARY

BE IT ORDAINED by the Lafayette Parish Council, that:

WHEREAS, the Lafayette Parish Council hereby declares the construction of the Willow Street Correctional Facility Project (the "Project") a public necessity; and

WHEREAS, the public purpose to be served by the construction of the Project is to provide for a new Lafayette Parish Correctional Facility; and

WHEREAS, in order to construct the Project, the Lafayette Parish Council finds that it is necessary to acquire certain property rights in and to certain properties bearing municipal addresses of 1805 W. Willow Street, Lafayette, Louisiana ("Parcel 1"), 1800 Block of W. Willow Street, Lafayette, Louisiana ("Parcel 2"), the 200 Block of Raggio Road, Lafayette, Louisiana ("Parcel 3"), and 201 Raggio Road, Lafayette, Louisiana ("Parcel 4"), with said properties being more fully described hereinbelow.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette Parish Council, that:

SECTION 1: The "Whereas" clauses in the preamble of this ordinance are adopted as part of this ordinance.

SECTION 2: The Lafayette Parish Council hereby declares the construction of the Project to be a public necessity.

SECTION 3: The Lafayette Mayor-President is hereby authorized to acquire the following described tracts or parcels of immovable property, together with all necessary rights-of-way, servitudes, or other property rights (collectively the "Properties") as are determined to be necessary under good engineering standards to provide for the construction of the Project:

PARCEL 1: a/k/a 1805 W. Willow Street, Lafayette, Louisiana

That certain tract of land situated in Section 22, Township 9 South, Range 4 East, Lafayette Parish Louisiana, said parcel containing 8.453 acres and being more fully described as follows:

Commencing at the intersection with the westerly right of way line of Hebert Road (50' Right of Way) and the northerly right of way line of Raggio Road (50' Right of Way); thence proceed along the northerly right of way line of Raggio Road in a westerly direction, approximately 658 feet to a point; thence South 88°07'28" West a distance of 304.86 feet to the Point of Beginning.

Thence proceed along the northerly right of way line of Raggio Road South 88°07'28" West a distance of 299.75 feet; thence North 00°32'23" East a distance of 1231.02 feet to a point on the southerly right of way line of Willow

Street; thence proceed along the southerly right of way line of Willow Street South 89°54'52" East a distance of 301.29 feet; thence South 00°37'26" West a distance of 1220.76 feet to a point on the northerly right of way line of Raggio Road said point also being the Point of Beginning.

Said tract of land being more fully shown and identified as Tract "I – Caro Louvierre 8.453 acres" on that certain plat of survey dated April 28, 1997 and revised October 17, 1997 attached to that Act of Partition and Exchange recorded under Entry No. 2001-008367 of the records of Lafayette Parish, Louisiana.

Said tract being further described, shown and identified as "LOT 1 8.54 ACRES" on that certain plat of survey dated December 8, 2016 and prepared by Paul L. Miers Engineering, LCC attached to that Act of Dedication recorded under Entry No. 2016-00048060 of the records of Lafayette Parish, Louisiana.

Being the same property acquired by Artisan/American Corporation from Joseph Caro Louvierre by that Act of Cash Sale dated January 26, 2007 and recorded February 1, 2007 under Entry No. 2007-00004577 of the records of Lafayette Parish, Louisiana.

PARCEL 2: a/k/a 1800 Block W. Willow Street, Lafayette, Louisiana

That certain tract of land situated in Section 22, Township 9 South, Range 4 East, Lafayette Parish, said parcel containing 4.505 acres and being more fully described as follows:

Commencing at the intersection of the westerly right of way line of Hebert Road (50' Right of Way) and the southerly right of way line of West Willow Street (85' Right of Way); thence proceed along the southerly right of way line of West Willow Street in a westerly direction of approximately 660 feet to a point, said point also being the Point of Beginning.

Thence South 00°28'07" West a distance of 628.61 feet;
Thence North 89°31'53" West a distance of 130.00 feet;
Thence South 00°28'07" West a distance of 46.90 feet;
Thence North 89°31'53" West a distance of 170.00 feet;
Thence North 00°28'07" East a distance of 673.50 feet;
Thence South 89°54'52" East a distance of 300.01 feet to the Point of Beginning.

Said parcel being the same property acquired by Cypress F I Limited Partnership from Artisan/American Corporation by that certain Act of Sale dated January 26, 2007 and recorded February 2, 2007 under Entry No. 2007-00004859 of the records of Lafayette Parish, Louisiana.

Being a portion of the same property acquired by Artisan/American Corporation from William J. LeBlanc by that certain Act of Sale dated January 26, 2007 and recorded February 1, 2007 under Entry No. 2007-00004574 of the records of Lafayette Parish, Louisiana, *less and except* that certain parcel acquired by River B I Limited Partnership from Artisan/American Corporation by that certain Act of Sale dated January 26, 2007 and recorded February 2, 2007 under Entry No. 2007-00004855 of the records of Lafayette Parish, Louisiana *and less and except* that certain parcel acquired by River B I Limited Partnership from Cypress F I Limited Partnership by that certain Act of Donation dated December 6, 2007 and recorded December 12, 2007 under Entry No. 2007-00055071 of the records of Lafayette Parish, Louisiana.

PARCEL 3: a/k/a 200 Block Raggio Road, Lafayette, Louisiana

That certain tract of land situated in Section 22, Township 9 South, Range 4 East, Lafayette Parish, said parcel containing 3.866 acres and being more fully described as follows:

Commencing at the intersection of the westerly right of way line of Hebert Road (50' Right of Way) and the southerly right of way line of West Willow Street (85' Right of Way); thence proceed along the southerly right of way line of West

Willow Street in a westerly direction of approximately 660 feet to a point, thence South 00°28'07" West a distance of 628.61 feet to the Point of Beginning.

Thence South 00°28'07" West a distance of 581.71 feet;
Thence South 89°07'28" West a distance of 300.25 feet;
Thence North 00°28'07" East a distance of 547.09 feet;
Thence South 89°31'53" East a distance of 170.00 feet;
Thence North 00°28'07" East a distance of 46.90 feet;
Thence South 89°31'53" East a distance of 130.0 feet to the Point of Beginning.

Said being the same property acquired by River B I Limited Partnership from Artisan/American Corporation by that certain Act of Sale dated January 26, 2007 and recorded February 2, 2007 under Entry No. 2007-00004855 of the records of Lafayette Parish, Louisiana.

Being a portion of the same property acquired by Artisan/American Corporation from William J. LeBlanc by that certain Act of Sale dated January 26, 2007 and recorded February 1, 2007 under Entry No. 2007-00004574 of the records of Lafayette Parish, Louisiana, *less and except* that certain parcel acquired by Cypress F I Limited Partnership from Artisan/American Corporation by that certain Act of Sale dated January 26, 2007 and recorded February 2, 2007 under Entry No. 2007-00004859 of the records of Lafayette Parish, Louisiana *and less and except* that certain parcel acquired by River B I Limited Partnership from Cypress F I Limited Partnership by that certain Act of Donation dated December 6, 2007 and recorded December 12, 2007 under Entry No. 2007-00055071 of the records of Lafayette Parish, Louisiana.

PARCEL 4: a/k/a 201 Raggio Road, Lafayette, Louisiana

That certain tract of land situated in Section 22, Township 9 South, Range 4 East, Lafayette Parish, said parcel containing 0.445 acres and being more fully described as follows:

Commencing at the intersection of the westerly right of way line of Hebert Road (50' Right of Way) and the southerly right of way line of West Willow Street (85' Right of Way); thence proceed along the southerly right of way line of West Willow Street in a westerly direction of approximately 660 feet to a point, thence South 00°28'07" West a distance of 588.23 feet to the Point of Beginning.

Thence South 00°28'07" West a distance of 40.38 feet;
Thence North 89°27'25" West a distance of 130.00 feet;
Thence South 00°28'07" West a distance of 46.90 feet;
Thence North 89°31'53" West a distance of 170.00 feet;
Thence North 00°28'07" East a distance of 83.47 feet;
Thence South 89°27'25" East a distance of 180.00 feet;
Thence North 00°28'07" East a distance of 4.20 feet;
Thence South 89°27'25" East a distance of 120.0 feet to the Point of Beginning.

Said parcel being the same property acquired by River B I Limited Partnership from Cypress F I Limited Partnership by that certain Act of Donation dated December 6, 2007 and recorded December 12, 2007 under Entry No. 2007-00055071 of the records of Lafayette Parish, Louisiana.

Being a portion of the same property acquired by Artisan/American Corporation from William J. LeBlanc by that certain Act of Sale dated January 26, 2007 and recorded February 1, 2007 under Entry No. 2007-00004574 of the records of Lafayette Parish, Louisiana, *less and except* that certain parcel acquired by Cypress F I Limited Partnership from Artisan/American Corporation by that certain Act of Sale dated January 26, 2007 and recorded February 2, 2007 under Entry No. 2007-00004859 of the records of Lafayette Parish, Louisiana *and less and except* that certain property acquired by River B I Limited Partnership from Artisan/American Corporation by that certain Act of Sale dated January 26, 2007 and recorded February 2, 2007 under Entry No. 2007-00004855 of the records of Lafayette Parish, Louisiana.

SECTION 4: The Lafayette Mayor-President is hereby further authorized to acquire the Properties on an amicable basis or by the proper use of the power of expropriation granted to political subdivisions under applicable state law. In the acquisition of the Properties, the Lafayette Mayor-President is authorized to settle the matters thus presented on such terms and conditions as he shall deem proper and in the best interest of the Parish of Lafayette.

SECTION 5: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 6: This ordinance shall become effective upon signature of the Lafayette Mayor-President, the elapse of ten (10) days after receipt by the Lafayette Mayor-President without signature or veto, or upon an override of a veto, whichever occurs first.

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CITY COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) **JUSTIFICATION FOR REQUEST:** An ordinance of the Lafayette Parish Council declaring the Willow Street Correctional Facility Project a public necessity and authorizing the acquisition of the necessary rights-of-way, immovable property and other property rights requisite to the construction of said project, either on an amicable basis or through the use of the expropriation process if necessary

2) **ACTION REQUESTED:** Adoption of ordinance

3) **REQUESTED ACTION OF LAFAYETTE CITY-PARISH COUNCIL:**

A) INTRODUCTION: 07-06-2021

B) FINAL ADOPTION: 07-20-2021

4) **DOCUMENTATION INCLUDED WITH THIS REQUEST:**

A) Ordinance

B) Submittal Form

5) **FISCAL IMPACT:**

_____Fiscal Impact (Explain)

_____X_____No Fiscal Impact

AUTHORED BY:

/s/ Kevin Naquin
KEVIN NAQUIN DISTRICT 2
LAFAYETTE PARISH COUNCIL

DISPOSITION OF ORDINANCE NO. PO-029-2021

1. This ordinance was introduced:
July 6 _____, 2021
YEAS: Tabor, Naquin, Carlson, Guilbeau

NAYS: None

ABSENT: Rubin

ABSTAIN: None

Final disposition by Council:
_____, 2021
YEAS:

NAYS:

ABSENT:

ABSTAIN:

2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on July 9, 2021.

3. This ordinance was presented to the Mayor-President for approval on _____, 2021, at _____ o'clock ____.m.

_____
CLERK OF THE COUNCIL

4. Disposition by Mayor-President:

I hereby:

A. Approve this ordinance, the _____ day of _____, 2021, at _____ o'clock ___.m.

B. Veto this ordinance, the _____ day of _____, 2021, at _____ o'clock ___.m., veto message is attached.

C. Line item veto certain items this _____ day of _____, 2021, at _____ o'clock ___.m., veto message is attached.

_____
MAYOR-PRESIDENT

5. Returned to Council Office with/without veto message on _____, 2021, at _____ o'clock ___.m.

6. Reconsideration by Council (if vetoed):

On _____, 2021, the Council did/refused to adopt this ordinance after the Mayor-President's veto.

7. Returned to the Council Office without signature of Mayor-President (*unsigned)* on _____ _____, 2021, at _____ o'clock ____.m.

If not signed or vetoed by the Mayor-President, and ten days have elapsed since this ordinance was presented to him for action, same has been automatically approved.

_____
CLERK OF THE COUNCIL

8. Full publication of this ordinance was made in the Advertiser on _____, 2021.