

METROPOLITAN COUNCIL  
GREATER BATON ROUGE AIRPORT AUTHORITY  
EAST BATON ROUGE SEWERAGE COMMISSION  
CAPITOL IMPROVEMENTS DISTRICT  
CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE

Wednesday, October 18, 2023

4:00 PM

The Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge convened in zoning session on Wednesday, October 18, 2023 at 4:00 PM, in the Council Chambers of the Governmental Building, Room 348, Baton Rouge, Louisiana.

The Meeting was called to order by the Presiding Officer and the following members were present:

Present: Adams, Amoroso, Banks, Cole, Coleman, Dunn Jr., Gaudet, Hudson, Hurst, Moak, Noel, Racca

Absent: None

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**Amending the Comprehensive Zoning Map of the City of Baton Rouge and Parish of East Baton Rouge of June 1976, as contained in and made a part of the “Comprehensive Zoning Ordinance of the City of Baton Rouge and Parish of East Baton Rouge for 1958,” as amended so as to:**

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The following proposed ordinance was introduced by Mr. Hurst and read in full at the meeting of the Metropolitan Council on August 23, 2023. On September 20, 2023, the public hearing was held and final action deferred until October 18, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full.

**CASE 37-23 2083 DALLAS DRIVE**

TO REZONE PROPERTY FROM HEAVY INDUSTRIAL (M2) TO COMMERCIAL ALCOHOLIC BEVERAGE (BAR OR LOUNGE)(C-AB-2) LOCATED ON THE WEST SIDE OF DALLAS DRIVE, NORTH OF WACO AVENUE, ON PORTIONS OF PROPERTY NOW OR FORMERLY KNOWN AS LOTS 311 AND 312 OF WOODDALE CENTER, 6TH FILING. SECTION 72, T7S, R1E, GLD, EBRP, LA (COUNCIL DISTRICT 6 - DUNN JR.)

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. Interested citizens speaking in opposition of the proposed ordinance were Nicole Walker and D. Causey Jr. Interested citizens submitting emailed comments in favor of the proposed ordinance were Simon Lucas, Maicon Rivera, Kely Fernandez, Raquel Castillo, Karen Aguilar, Montse Martinez, Lenner Iglesias, Kevin Estrada, Exar Perez, Lisy Monje, Monica Vanegas, Carlos Montoya, Veronica Duran, Norton Griffiths, Marlen Cotacio, Yesenia Alvarado, Michael Meza, and Viviana Villamil. Interested citizens submitting emailed comments against the proposed ordinance were Ramon Roberts, Rydell Alexander, JB Digital Ventures, The Smokey Pit, Jeromy Hartford, BAM Media Group, NBR Fresh, Camary Smith, Ronnie Belona, Edith Williams, Daryl Causey, Sr., Jason Cheek, Tim Lawson/Tim’s Guitar Workshop, Katie LeBlanc, Erin Henley, The Arc Baton Rouge, and John Brown.

A motion was made by Mr. Hudson and seconded by Mr. Dunn Jr. to defer the proposed ordinance to the council meeting on November 15, 2023. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Dunn Jr., Gaudet, Hudson, Hurst, Moak, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: None

With 12 yeas, 0 nays, 0 abstains, 0 not voting, and 0 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Hurst and read in full at the meeting of the Metropolitan Council on August 23, 2023. On September 20, 2023, the public hearing was held and final action deferred until October 18, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full.

ORDINANCE 19002

**PA-11-23** AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, SO AS TO CHANGE THE FUTURE LAND USE ON THE PROPERTY LOCATED ON THE WEST SIDE OF OLD SCENIC HIGHWAY, NORTH OF MIRAVAL AVENUE, ON A PORTION OF PROPERTY NOW OR FORMERLY KNOWN AS TRACT C-1 OF THE LUCY E. CRUMHOLT PROPERTY. SECTIONS 76, 78 AND 84, T5S, R1W, GLD, EBRP, LA, FROM AGRICULTURAL/RURAL AND RESIDENTIAL NEIGHBORHOOD TO EMPLOYMENT CENTER, AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED.

WHEREAS, at its meeting of August 21, 2023, the Planning Commission approved an amendment to the Agricultural/Rural and Residential Neighborhood Future Land Use hereinafter described, after due advertisement and the conduct of a public hearing, pursuant to law, and;

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Land Use Plan of the City of Baton Rouge and Parish of East Baton Rouge for the year 2018, as amended, and its accompanying Plan Map, be and the same is hereby amended so as to create an Employment Center Future Land Use, which shall include the following described property, to wit:

THAT CERTAIN PIECE OR PARCEL OF LAND BEING A PORTION OF TRACT C-1, AS SHOWN ON THE "MAP SHOWING RESUBDIVISION OF LUCY E. CRUMHOLT TRUST PROPERTY", PREPARED BY LANDSOURCE INCORPORATED, DATED AUGUST 15, 2018, FILED FOR RECORD IN ORIGINAL 941 AT BUNDLE 12919, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID TRACT C-1, BEING ON THE WESTERLY RIGHT OF WAY LINE OF LOUISIANA HIGHWAY 964 (SCENIC HIGHWAY); THENCE S 08°35'37" W ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 190.88 FEET TO A POINT; THENCE, CONTINUING ALONG SAID RIGHT OF WAY LINE, ON A CURVE TO THE LEFT, AN ARC DISTANCE OF 824.09 FEET, SAID CURVE HAVING A RADIUS OF 2975.69 FEET, AND A CHORD WITH A BEARING OF S 00°35'53" W AND A LENGTH OF 821.46 FEET TO A POINT; THENCE, DEPARTING SAID RIGHT OF WAY LINE, S 11°45'18" W A DISTANCE OF 149.99 FEET TO A POINT; THENCE S 77°07'50" W A DISTANCE OF 633.82 FEET TO A POINT; THENCE S 72°30'19" W A DISTANCE OF 91.92 FEET TO A POINT; THENCE S 69°33'12" W A DISTANCE OF 293.98 FEET TO A POINT; THENCE N 54°09'22" W A DISTANCE OF 233.55 FEET TO A POINT; THENCE S 72°33'47" W A DISTANCE OF 200.16 FEET TO A POINT; THENCE N 70°50'53" W A DISTANCE OF 263.11 FEET TO A POINT; THENCE S 74°13'11" W A DISTANCE OF 635.97 FEET TO A POINT; THENCE N 45°58'55" W A DISTANCE OF 293.00 FEET TO A POINT; THENCE S 65°07'41" W A DISTANCE OF 216.20 FEET TO A POINT; THENCE N 74°57'19" W A DISTANCE OF 162.67 FEET TO A POINT; THENCE S 36°05'28" W A DISTANCE OF 95.31 FEET TO A POINT; THENCE N 82°54'25" W A DISTANCE OF 113.17 FEET TO A POINT; THENCE N 10°52'26" E A DISTANCE OF 50.37 FEET TO A POINT; THENCE N 84°54'37" W A DISTANCE OF 105.87 FEET TO A POINT ON THE CENTERLINE OF BAYOU BATON ROUGE; THENCE ALONG SAID CENTERLINE THE FOLLOWING COURSES: N 07°10'14" W A DISTANCE OF 159.51 FEET TO A POINT; N 34°38'40" E A DISTANCE OF 60.78 FEET TO A POINT; N 72°03'05" E A DISTANCE OF 72.50 FEET TO A POINT; S 75°30'21" E A DISTANCE OF 177.83 FEET TO A POINT; N 46°39'01" E A DISTANCE OF 170.02 FEET TO A POINT; N 61°28'39" W A DISTANCE OF 87.81 FEET TO A POINT; N 88°09'06" W A DISTANCE OF 137.25 FEET TO A POINT; N 67°55'52" W A DISTANCE OF 235.61 FEET TO A POINT; N 08°17'49" E A DISTANCE OF 96.26 FEET TO A POINT; S 73°11'15" E A DISTANCE OF 46.32 FEET TO A POINT; S 42°19'38" E A DISTANCE OF 64.04 FEET TO A POINT; S 81°06'03" E A DISTANCE OF 114.23 FEET TO A POINT; N 75°37'04" E A DISTANCE OF 114.63 FEET TO A POINT; N 28°56'23" E A DISTANCE OF 76.85 FEET TO A POINT; N 28°40'39" W A DISTANCE OF 91.51 FEET TO A POINT; N 71°53'53" W A DISTANCE OF 125.44 FEET TO A POINT; N 32°14'01" W A DISTANCE OF 88.54 FEET TO A POINT; N 34°38'57" E A DISTANCE OF 68.18 FEET TO A POINT; S 44°03'19" E A DISTANCE OF 119.62 FEET TO A POINT; N 67°25'29" E A DISTANCE OF 53.70 FEET TO A POINT; N 04°35'51" E A DISTANCE OF 153.58 FEET TO A POINT; N 27°03'05" E A DISTANCE OF 147.55 FEET TO A POINT; N 11°26'23" W A DISTANCE OF 143.33 FEET TO A POINT; N 30°02'19" E A DISTANCE OF 204.14 FEET TO A POINT; N 82°23'13" W A DISTANCE OF 354.66 FEET TO A POINT; N 03°59'54" W A DISTANCE OF 67.82 FEET TO A

POINT; N 47°06'43" W A DISTANCE OF 96.56 FEET TO A POINT; N 26°28'14" E A DISTANCE OF 47.24 FEET TO A POINT; N 58°54'51" E A DISTANCE OF 161.91 FEET TO A POINT; S 84°57'29" E A DISTANCE OF 129.75 FEET TO A POINT; N 36°31'32" E A DISTANCE OF 37.75 FEET TO A POINT;

N 35°41'17" W A DISTANCE OF 44.55 FEET TO A POINT ON THE NORTH LINE OF SAID TRACT C-1; THENCE ALONG SAID NORTH LINE S 81°45'46" E A DISTANCE OF 2865.51 FEET TO THE POINT OF BEGINNING, CONTAINING 100.6 ACRES, MORE OR LESS.

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on September 20, 2023, after public notice thereof, according to the provisions of L.R.S. 33:4721-4730.

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. An interested citizen speaking in favor of the proposed ordinance was Erik Piazza.

A motion was made by Mr. Noel and seconded by Ms. Racca to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Hurst and read in full at the meeting of the Metropolitan Council on August 23, 2023. On September 20, 2023, the public hearing was held and final action deferred until October 18, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full.

**ORDINANCE 19003**

**PUD-2-23** AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, AS CONTAINED IN AND MADE A PART OF THE "COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE", AS AMENDED, SO AS TO CHANGE THE ZONING LOCATED ON THE WEST SIDE OF OLD SCENIC HIGHWAY, NORTH OF MIRAVAL AVENUE, ON PORTION OF PROPERTY NOW OR FORMERLY KNOWN AS TRACT C-1 OF THE LUCY E. CRUMHOLT PROPERTY. SECTIONS 76, 78 AND 84, T5S, R1W, GLD, EBRP, LA, TO REZONE FROM RURAL TO PLANNED UNIT DEVELOPMENT (PUD), AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED.

WHEREAS, at its meeting of August 21, 2023, the Zoning Commission approved an amendment to the Rural, after due advertisement and the conduct of a public hearing, pursuant to law; and,

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Zoning Ordinance of the City of Baton Rouge and Parish of East Baton Rouge, as amended, and its accompanying Comprehensive Zoning Map of 2018, be and the same is hereby amended so as to create a Planned Unit Development (PUD) District, which shall include the following described property, to wit:

Property located on the north side of Highland Road, east of Magnolia Wood Avenue, on property now or formerly known as a 0.483 acre tract of the Vernon Triche Property, an undesignated tract of the J.A. Triche Succession, Tracts 114 through 119-A of the THAT CERTAIN PIECE OR PARCEL OF LAND BEING A PORTION OF TRACT C-1, AS SHOWN ON THE "MAP SHOWING RESUBDIVISION OF LUCY E. CRUMHOLT TRUST PROPERTY", PREPARED BY LANDSOURCE INCORPORATED, DATED AUGUST 15, 2018, FILED FOR RECORD IN ORIGINAL 941 AT BUNDLE 12919, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID TRACT C-1, BEING ON THE WESTERLY RIGHT OF WAY LINE OF LOUISIANA HIGHWAY 964 (SCENIC HIGHWAY); THENCE S 08°35'37" W ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 190.88 FEET TO A POINT; THENCE, CONTINUING ALONG SAID RIGHT OF WAY LINE, ON A CURVE TO THE LEFT, AN ARC DISTANCE OF 824.09 FEET, SAID CURVE HAVING A RADIUS OF 2975.69 FEET, AND A CHORD WITH A BEARING OF S 00°35'53" W AND A LENGTH OF 821.46 FEET TO A POINT; THENCE, DEPARTING SAID RIGHT OF WAY LINE, S 11°45'18" W A DISTANCE OF 149.99 FEET TO A POINT; THENCE S 77°07'50" W A DISTANCE OF 633.82 FEET TO A POINT; THENCE S 72°30'19" W A DISTANCE OF 91.92 FEET TO A POINT; THENCE S 69°33'12" W A DISTANCE OF 293.98 FEET TO A POINT; THENCE N 54°09'22" W A DISTANCE OF 233.55 FEET TO A POINT; THENCE S 72°33'47" W A DISTANCE OF 200.16 FEET TO A POINT; THENCE N 70°50'53" W A DISTANCE OF 263.11 FEET TO A POINT; THENCE S 74°13'11" W A DISTANCE OF 635.97 FEET TO A POINT; THENCE N 45°58'55" W A DISTANCE OF 293.00 FEET TO A POINT; THENCE S 65°07'41" W A DISTANCE OF 216.20 FEET TO A POINT; THENCE N 74°57'19" W A DISTANCE OF 162.67 FEET TO A POINT; THENCE S 36°05'28" W A DISTANCE OF 95.31 FEET TO A POINT; THENCE N 82°54'25" W A DISTANCE OF 113.17 FEET TO A POINT; THENCE N 10°52'26" E A DISTANCE OF 50.37 FEET TO A POINT; THENCE N 84°54'37" W A DISTANCE OF 105.87 FEET TO A POINT ON THE CENTERLINE OF BAYOU BATON ROUGE; THENCE ALONG SAID CENTERLINE THE FOLLOWING COURSES: N 07°10'14" W A DISTANCE OF 159.51 FEET TO A POINT; N 34°38'40" E A DISTANCE OF 60.78 FEET TO A POINT; N 72°03'05" E A DISTANCE OF 72.50 FEET TO A POINT; S 75°30'21" E A DISTANCE OF 177.83 FEET TO A POINT; N 46°39'01" E A DISTANCE OF 170.02 FEET TO A POINT; N 61°28'39" W A DISTANCE OF 87.81 FEET TO A POINT; N 88°09'06" W A DISTANCE OF 137.25 FEET TO A POINT; N 67°55'52" W A DISTANCE OF 235.61 FEET TO A POINT; N 08°17'49" E A DISTANCE OF 96.26 FEET TO A POINT; S 73°11'15" E A DISTANCE OF 46.32 FEET TO A POINT; S 42°19'38" E A DISTANCE OF 64.04 FEET TO A POINT; S 81°06'03" E A DISTANCE OF 114.23 FEET TO A POINT; N 75°37'04" E A DISTANCE OF 114.63 FEET TO A POINT; N 28°56'23" E A DISTANCE OF 76.85 FEET TO A POINT; N 28°40'39" W A DISTANCE OF 91.51 FEET TO A POINT; N 71°53'53" W A DISTANCE OF 125.44 FEET TO A POINT; N 32°14'01" W A DISTANCE OF 88.54 FEET TO A POINT; N 34°38'57" E A DISTANCE OF 68.18 FEET TO A POINT; S 44°03'19" E A DISTANCE OF 119.62 FEET TO A POINT; N 67°25'29" E A DISTANCE OF 53.70 FEET TO A POINT; N 04°35'51" E A DISTANCE OF 153.58 FEET TO A POINT; N 27°03'05" E A DISTANCE OF 147.55 FEET TO A

POINT; N 11°26'23" W A DISTANCE OF 143.33 FEET TO A POINT; N 30°02'19" E A DISTANCE OF 204.14 FEET TO A POINT; N 82°23'13" W A DISTANCE OF 354.66 FEET TO A POINT; N 03°59'54" W A DISTANCE OF 67.82 FEET TO A POINT; N 47°06'43" W A DISTANCE OF 96.56 FEET TO A POINT; N 26°28'14" E A DISTANCE OF 47.24 FEET TO A POINT; N 58°54'51" E A DISTANCE OF 161.91 FEET TO A POINT; S 84°57'29" E A DISTANCE OF 129.75 FEET TO A POINT; N 36°31'32" E A DISTANCE OF 37.75 FEET TO A POINT; N 35°41'17" W A DISTANCE OF 44.55 FEET TO A POINT ON THE NORTH LINE OF SAID TRACT C-1; THENCE ALONG SAID NORTH LINE S 81°45'46" E A DISTANCE OF 2865.51 FEET TO THE POINT OF BEGINNING, CONTAINING 100.6 ACRES, MORE OR LESS.

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on September 20, 2023, according to the provisions of L.R.S. 33:4721-4730.

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. An interested citizen speaking in favor of the proposed ordinance was Erik Piazza.

A motion was made by Mr. Noel and seconded by Ms. Racca to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Hurst and read in full at the meeting of the Metropolitan Council on August 23, 2023. On September 20, 2023, the public hearing was held and final action deferred until October 18, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full.

**ORDINANCE 19004**

**PA-12-23** AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, SO AS TO CHANGE THE FUTURE LAND USE ON THE PROPERTY LOCATED ON THE WEST SIDE OF JONES CREEK ROAD, SOUTH OF TERRELL ROAD, ON PROPERTY NOW OR FORMERLY KNOWN AS LOT C OF THE LESSIE RUSSELL TRACT. SECTION 52, T7S, R2E, GLD, EBRP, LA, FROM RESIDENTIAL NEIGHBORHOOD TO OFFICE, AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED.

WHEREAS, at its meeting of August 21, 2023, the Planning Commission approved an amendment to the Residential Neighborhood Future Land Use hereinafter described, after due advertisement and the conduct of a public hearing, pursuant to law, and;

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Land Use Plan of the City of Baton Rouge and Parish of East Baton Rouge for the year 2018, as amended, and its accompanying Plan Map, be and the same is hereby amended so as to create an Office Future Land Use, which shall include the following described property, to wit:

A certain piece or portion of ground, together with all the buildings and improvements on the property located on the west side of Jones Creek Road, south of Terrell Road, on property now or formerly known as Lot C of the Lessie Russell Tract. Section 52, T7S, R2E, GLD, EBRP, LA

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on September 20, 2023, after public notice thereof, according to the provisions of L.R.S. 33:4721-4730.



The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. An interested citizen speaking in favor of the proposed ordinance was Claire Gowdy.

A motion was made by Ms. Amoroso and seconded by Ms. Coleman to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Hurst and read in full at the meeting of the Metropolitan Council on August 23, 2023. On September 20, 2023, the public hearing was held and final action deferred until October 18, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full.

**ORDINANCE 19005**

**CASE 44-23 AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, AS CONTAINED IN AND MADE A PART OF THE "COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE", AS AMENDED, SO AS TO CHANGE THE ZONING ON THE PROPERTY LOCATED ON THE WEST SIDE OF JONES CREEK ROAD, SOUTH OF TERRELL ROAD, ON PROPERTY NOW OR FORMERLY KNOWN AS LOT C OF THE LESSIE RUSSELL TRACT. SECTION 52, T7S, R2E, GLD, EBPR, LA, TO REZONE RURAL TO GENERAL OFFICE LOW RISE (GOL), AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED**

WHEREAS, at its meeting of August 21, 2023, the Planning Commission approved an amendment to the Rural District hereinafter described, after due advertisement and the conduct of a public hearing, pursuant to law, and;

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Zoning Ordinance of the City of Baton Rouge and Parish of East Baton Rouge, as amended, and its accompanying Comprehensive Zoning Map of 2018, and the same is hereby amended so as to create a General Office Low Rise (GOL) District, which shall include the following described property, to wit:

Property located on the west side of Jones Creek Road, south of Terrell Road, on property now or formerly known as Lot C of the Lessie Russell Tract. Section 52, T7S, R2E, GLD, EBPR, LA

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on September 20, 2023, after public notice thereof, according to the provisions of L.R.S. 33:4721-4730.

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. No interested citizens spoke either for or against the proposed ordinance.

A motion was made by Ms. Amoroso and seconded by Ms. Coleman to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Dunn Jr. and read in full at the meeting of the Metropolitan Council on September 27, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full for a second time.

ORDINANCE 19006

**PA-13-23** AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, SO AS TO CHANGE THE FUTURE LAND USE ON THE PROPERTY LOCATED ON THE EAST SIDE OF DOUGLAS AVENUE, SOUTH OF HOLLYWOOD STREET, ON PROPERTY NOW OR FORMERLY KNOWN AS LOTS 1 AND 2 OF HOLLYWOOD SUBDIVISION, SQUARE 15. SECTION 38, T6S, R1W, GLD, EBPR, LA, FROM RESIDENTIAL NEIGHBORHOOD TO COMMERCIAL, AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED.

WHEREAS, at its meeting of September 18, 2023, the Planning Commission approved an amendment to the Residential Neighborhood Future Land Use hereinafter described, after due advertisement and the conduct of a public hearing, pursuant to law, and;

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Land Use Plan of the City of Baton Rouge and Parish of East Baton Rouge for the year 2018, as amended, and its accompanying Plan Map, be and the same is hereby amended so as to create a Commercial Future Land Use, which shall include the following described property, to wit:

A certain piece or portion of ground, together with all the buildings and improvements on the property located on the east side of Douglas Avenue, south of Hollywood Street, on property now or formerly known as Lots 1 and 2 of Hollywood Subdivision, Square 15. Section 38, T6S, R1W, GLD, EBPR, LA

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on October 18, 2023, after public notice thereof, according to the provisions of L.R.S. 33:4721-4730.

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. No interested citizens spoke either for or against the proposed ordinance.

A motion was made by Mr. Hurst and seconded by Ms. Adams to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Dunn Jr. and read in full at the meeting of the Metropolitan Council on September 27, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full for a second time.

ORDINANCE 19007

**CASE 54-23** AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, AS CONTAINED IN AND MADE A PART OF THE "COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE", AS AMENDED, SO AS TO CHANGE THE ZONING ON THE PROPERTY LOCATED ON THE EAST SIDE OF DOUGLAS AVENUE, SOUTH OF HOLLYWOOD STREET, ON PROPERTY NOW OR FORMERLY KNOWN AS LOTS 1 AND 2 OF HOLLYWOOD SUBDIVISION, SQUARE 15. SECTION 38, T6S, R1W, GLD, EBPR, LA, TO REZONE SINGLE FAMILY RESIDENTIAL (A2) TO HEAVY COMMERCIAL ONE (HC1), AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED

WHEREAS, at its meeting of September 18, 2023, the Planning Commission approved an amendment to the Single Family Residential (A2) District hereinafter described, after due advertisement and the conduct of a public hearing, pursuant to law, and;

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Zoning Ordinance of the City of Baton Rouge and Parish of East Baton Rouge, as amended, and its accompanying Comprehensive Zoning Map of 2018, and the same is hereby amended so as to create a Heavy Commercial One (HC1) District, which shall include the following described property, to wit:

Property located on the east side of Douglas Avenue, south of Hollywood Street, on property now or formerly known as Lots 1 and 2 of Hollywood Subdivision, Square 15. Section 38, T6S, R1W, GLD, EBPR, LA

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on October 18, 2023, after public notice thereof, according to the provisions of L.R.S. 33:4721-4730.

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. No interested citizens spoke either for or against the proposed ordinance.

A motion was made by Mr. Hurst and seconded by Ms. Adams to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Dunn Jr. and read in full at the meeting of the Metropolitan Council on September 27, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full for a second time.

ORDINANCE 19008

**CASE 51-23** AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, AS CONTAINED IN AND MADE A PART OF THE "COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE", AS AMENDED, SO AS TO CHANGE THE ZONING ON THE PROPERTY LOCATED ON THE NORTH SIDE OF GREENWELL SPRINGS ROAD, WEST OF LASSEN DRIVE, ON PROPERTY NOW OR FORMERLY KNOWN AS LOT 4 OF THE H.E. HOOPER TRACT. SECTION 66, T6S, R1E, GLD, EBRP, LA, TO REZONE SINGLE FAMILY RESIDENTIAL (A1) TO LIGHT COMMERCIAL TWO (LC2), AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED

WHEREAS, at its meeting of September 18, 2023, the Planning Commission approved an amendment to the Single Family Residential (A1) District hereinafter described, after due advertisement and the conduct of a public hearing, pursuant to law, and;

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Zoning Ordinance of the City of Baton Rouge and Parish of East Baton Rouge, as amended, and its accompanying Comprehensive Zoning Map of 2018, and the same is hereby amended so as to create a Light Commercial Two (LC2) District, which shall include the following described property, to wit:

Property located on the north side of Greenwell Springs Road, west of Lassen Drive, on property now or formerly known as Lot 4 of the H.E. Hooper Tract. Section 66, T6S, R1E, GLD, EBRP, LA

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on October 18, 2023, after public notice thereof, according to the provisions of L.R.S. 33:4721-4730.

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. No interested citizens spoke either for or against the proposed ordinance.

A motion was made by Mr. Hurst and seconded by Ms. Adams to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Dunn Jr. and read in full at the meeting of the Metropolitan Council on September 27, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full for a second time.

**ORDINANCE 19009**

**CASE 52-23** AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, AS CONTAINED IN AND MADE A PART OF THE "COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE", AS AMENDED, SO AS TO CHANGE THE ZONING ON THE PROPERTY LOCATED ON THE EAST SIDE OF NORTH ACADIAN THRUWAY EAST, SOUTH OF SENECA STREET, ON A PORTION OF PROPERTY NOW OR FORMERLY KNOWN AS LOT G-1 OF NELLIE D. PRESCOTT PROPERTY. SECTION 75, T7S, R1E, GLD, EBRP, LA, TO REZONE LIGHT INDUSTRIAL (M1) TO COMMERCIAL ALCOHOLIC BEVERAGE (BAR OR LOUNGE) (C-AB-2), AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED

WHEREAS, at its meeting of September 18, 2023, the Planning Commission approved an amendment to the Light Industrial (M1) District hereinafter described, after due advertisement and the conduct of a public hearing, pursuant to law, and;

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Zoning Ordinance of the City of Baton Rouge and Parish of East Baton Rouge, as amended, and its accompanying Comprehensive Zoning Map of 2018, and the same is hereby amended so as to create a Commercial Alcoholic Beverage (bar or lounge) (C-AB-2) District, which shall include the following described property, to wit:

LOCATED IN SECTION 75, T7S-R1E, GREENSBURG LAND DISTRICT, EAST BATON ROUGE PARISH, LOUISIANA. COMMENCING FROM THE SOUTHWEST RIGHT OF WAY OF NORTH ACADIAN THRUWAY EAST AND SEECA STREET; THENCE PROCEED IN A SOUTHERNLY DIRECTION ALONG THE RIGHT OF WAY OF N. ACADIAN THRUWAY FOR A DISTANCE OF 22.72 FEET TO A POINT AND CORNER, THENCE PROCEED SOUTH 23°09'08" EAST FOR A DISTANCE OF 40.33 FEET TO A POINT AND CORNER; SAID POINT ALSO BEING THE POINT OF BEGINNING. THENCE PROCEED NORTH 87°48'09"EAST A DISTANCE OF 34.84 FEET TO A POINT AND CORNER; THENCE PROCEED SOUTH 01051'47"EAST A DISTANCE OF 16.34 FEET TO A POINT AND CORNER; THENCE PROCEED NORTH 88°08'13"EAST A DISTANCE OF 19.70 FEET TO A POINT AND CORNER; THENCE PROCEED SOUTH 01045'01"EAST A DISTANCE OF 26.05 FEET TO A POINT AND CORNER; THENCE PROCEED SOUTH 88°08'13"WEST A DISTANCE OF 19.64 FEET TO A POINT AND CORNER; THENCE PROCEED SOUTH 01051'47"EAST A DISTANCE OF 7.76 FEET TO A POINT AND CORNER; THENCE PROCEED SOUTH 87°54'13"WEST A DISTANCE OF 34.72 FEET TO A POINT AND CORNER; THENCE PROCEED NORTH 02°00'13"WEST A DISTANCE OF 50.09 FEET TO A POINT AND CORNER; BACK TO THE POINT OF BEGINNING, SAID PORTION OF PROPERTY CONTAINS 0.05 AC. (2256 SQ. FT.) MORE OR LESS.

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on October 18, 2023, after public notice thereof, according to the provisions of L.R.S. 33:4721-4730.

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. No interested citizens spoke either for or against the proposed ordinance.

A motion was made by Mr. Cole and seconded by Ms. Adams to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Dunn Jr. and read in full at the meeting of the Metropolitan Council on September 27, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full for a second time.

**ORDINANCE 19010**

**CASE 53-23** AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, AS CONTAINED IN AND MADE A PART OF THE "COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE", AS AMENDED, SO AS TO CHANGE THE ZONING ON THE PROPERTY LOCATED ON THE EAST SIDE OF NICHOLSON DRIVE, NORTH OF INNOVATION PARK DRIVE, ON PROPERTY NOW OR FORMERLY KNOWN AS TRACT C-1 OF THE BEVERLY L. EAST TRACT. SECTION 78, T8S, R1E, GLD, EBRP, LA, TO REZONE RURAL TO HEAVY COMMERCIAL TWO (HC2), AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED

WHEREAS, at its meeting of September 18, 2023, the Planning Commission approved an amendment to the Rural District hereinafter described, after due advertisement and the conduct of a public hearing, pursuant to law, and;

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Zoning Ordinance of the City of Baton Rouge and Parish of East Baton Rouge, as amended, and its accompanying Comprehensive Zoning Map of 2018, and the same is hereby amended so as to create a Heavy Commercial Two (HC2) District, which shall include the following described property, to wit:

Property located on the east side of Nicholson Drive, north of Innovation Park Drive, on property now or formerly known as Tract C-1 of the Beverly L. East Tract. Section 78, T8S, R1E, GLD, EBRP, LA

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on October 18, 2023, after public notice thereof, according to the provisions of L.R.S. 33:4721-4730.



The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. No interested citizens spoke either for or against the proposed ordinance.

A motion was made by Mr. Gaudet and seconded by Ms. Adams to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Dunn Jr. and read in full at the meeting of the Metropolitan Council on September 27, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full for a second time.

**ORDINANCE 19011**

**CASE 55-23 AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF 2018, AS CONTAINED IN AND MADE A PART OF THE "COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE", AS AMENDED, SO AS TO CHANGE THE ZONING ON THE PROPERTY LOCATED ON THE NORTH SIDE OF TOM DRIVE, WEST OF OAK VILLA BOULEVARD, ON A PORTION OF PROPERTY NOW OR FORMERLY KNOWN AS TRACT Z-2-A-1 OF CORTANA PLANTATION AND WITTER ESTATE. SECTION 69, T7S, R1E, GLD, EBRP, LA, TO REZONE HEAVY COMMERCIAL (C2) TO COMMERCIAL WAREHOUSING THREE (CW3), AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED**

WHEREAS, at its meeting of September 18, 2023, the Planning Commission approved an amendment to the Heavy Commercial (C2) District hereinafter described, after due advertisement and the conduct of a public hearing, pursuant to law, and;

WHEREAS, public notice must be given of the intention of this Council to conduct a public hearing on this recommendation by the Zoning Commission, which public notice shall be advertised according to law, in The Advocate, Official Journal of the Parish of East Baton Rouge, a public hearing called thereon:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge:

Section 1. That the Comprehensive Zoning Ordinance of the City of Baton Rouge and Parish of East Baton Rouge, as amended, and its accompanying Comprehensive Zoning Map of 2018, and the same is hereby amended so as to create a Commercial Warehousing Three (CW3) District, which shall include the following described property, to wit:

A CERTAIN TRACT OR PARCEL OF LAND CONTAINING 4.85 ACRES (211,202± SQ. FT.) BEING A PORTION OF TRACT 'Z-2-A-1' OF THE CORTANA PLANTATION AND WITIER ESTATE LOCATED IN SECTION 69, T7S-R1E, GREENSBURG LAND DISTRICT, CITY OF BATON ROUGE, EAST BATON ROUGE PARISH, LOUISIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: Commencing at a point formed by the northerly right-of-way line of Tom Drive and the westerly right-of-way line of Oak Villa Boulevard thence proceed South 46°06'05" West a distance of 66.12 feet to a point, thence proceed South 89°25'48" West a distance of 260.75 feet to the POINT OF BEGINNING; Thence proceed S89°25'48" West a distance of 355.00 feet to a point and corner; Thence proceed along the arc of a curve to the right, having a delta angle of 05°22'34", a radius of 666.20 feet, a length of 62.51 feet, a chord bearing of North 87°52'55" West, and a chord distance of 62.49 feet to a point and corner; Thence proceed North 18°20'21" East a distance of 791.28 feet to a point and corner; Thence proceed South 71°39'39" East a distance of 242.73 feet to a point and corner; Thence proceed South 18°20'21" West a distance of 338.49 feet to a point and corner; Thence proceed South 07°12'38" East a distance of 355.00 feet to the POINT OF BEGINNING.

Section 2. That a public hearing on the above proposed amendment be held at the Regular Zoning Meeting of the Metropolitan Council on October 18, 2023, after public notice thereof, according to the provisions of L.R.S. 33:4721-4730.

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. No interested citizens spoke either for or against the proposed ordinance.

A motion was made by Mr. Cole and seconded by Ms. Adams to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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The following proposed ordinance was introduced by Mr. Dunn Jr. and read in full at the meeting of the Metropolitan Council on September 27, 2023. With a public hearing called thereon for this meeting, the proposed ordinance was read in full for a second time.

**ORDINANCE 19012**

**RV-2-23 REVOKING A PORTION OF THE ROUNDABOUT RIGHT-OF-WAY FOR MOURNING DOVE DRIVE, A 15 FOOT PUBLIC UTILITY SERVITUDE AND A 15 FOOT PUBLIC SEWER SERVITUDE ALONG RIGOLETS AVENUE, LOCATED ON THE WEST SIDE OF MOURNING DOVE DRIVE, BETWEEN JEFFERSON HIGHWAY AND STUMBERG LANE, ON THE PROPERTY NOW OR FORMERLY KNOWN AS LOTS A-2-A-1, A-3-A-1 AND A-7 OF THE MILTON G. HARELSON TRACT, SECTION 57, T7S, R2E, GLD, EBRP, LA, PROVIDED CERTAIN STIPULATIONS ARE MET.**

WHEREAS, the owner of the property located on the west side of Mourning Dove Drive, between Jefferson Highway and Stumberg Lane, on the property now or formerly known as lots A-2-A-1, A-3-A-1 and A-7 of the Milton G. Harelson Tract, Parish of East Baton Rouge, Louisiana, has requested to revoke, a portion of the roundabout right-of-way for Mourning Dove Drive a 15 foot public utility servitude and 15 foot public sewer servitude along Rigolets Avenue, as shown on the attached map, be revoked and set aside;

WHEREAS, said right-of-way and servitudes are no longer needed for public use and the public would not be inconvenienced by the revocation of the said right-of-way and servitudes; and

WHEREAS, this Council believes that it would be in the public interest to grant the mentioned request:

NOW, THEREFORE, BE IT ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and City of Baton Rouge, that:

Section 1. The dedication of a portion of the roundabout right-of-way for Mourning Dove Drive, a 15 foot public utility servitude and a 15 foot public sewer servitude along Rigolets Avenue, located on the west side of Mourning Dove Drive, between Jefferson Highway and Stumberg Lane, on property now or formerly known as Lots A-2-A-1, A-3-A-1 and A-7, of the Milton G. Harelson Tract, located in the Parish of East Baton Rouge, Louisiana, is hereby revoked and set aside, pursuant to the provisions of L.R.S. 48:701, et seq., subject to the following stipulations:

- 1.) The existing gravity sewer within the existing 15 foot public sewer servitude shall be relocated in accordance with City/Parish standards and dedicated within a new 15 foot public sewer servitude. Any abandonment/removal of the existing sewer line shall be in accordance with City/Parish standards. Construction plans shall be submitted to and reviewed by the Department of Development. The construction plans shall include a plan to not interrupt sewer collection to existing businesses being served by this sewer line.
- 2.) Any changes to vehicular traffic and/or drainage on Mourning Dove Drive shall require approval from the Department of Transportation and Drainage. Construction plans shall be submitted to and reviewed by the Department of Development. The construction plans shall include a plan to not interrupt access to existing businesses being served by this road.
- 3.) Prior to occupancy or issuance of any further building permits on these lots, a map indicating the revoked right-of-way and dedicated public servitudes (referencing Metro Council Ordinance) shall be prepared, approved and recorded.

Section 2. This Council does not warrant its authority to act pursuant to the above cited provision of the Revised Statutes, nor does it warrant title to any of the property contained in the area abandoned herein.

The Presiding Officer announced that a public hearing on the above ordinance was in order at this time. No interested citizens spoke either for or against the proposed ordinance.

A motion was made by Mr. Hudson and seconded by Ms. Adams to adopt the proposed ordinance. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted.

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**ADJOURN**

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A motion was made by Ms. Amoroso and seconded by Mr. Hudson to adjourn. A "Yea" and "Nay" vote was called for and resulted as follows:

- Yeas: Adams, Amoroso, Banks, Cole, Coleman, Gaudet, Hudson, Hurst, Noel, Racca
- Nays: None
- Abstains: None
- Did Not Vote: None
- Absent: Dunn Jr., Moak

With 10 yeas, 0 nays, 0 abstains, 0 not voting, and 2 absent, the motion was adopted. The Presiding Officer declared the meeting adjourned

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Council Administrator/Treasurer

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Mayor-President Pro-Tempore