

JO-048-2022

504 Thirteenth Street – Donation to Qualified Non-Profit

Assessment No. 6153574

Acts of Love – Applicant

**Adjudicated since City, N/A - \$527.07
 Parish, 2016 – \$4,129.88**

Property value – \$37,760.00

**Council City Council District 1 – Glenn Lazard
 Parish Council District 5 – A.B. Rubin**

JR-048-2022

1219 South Magnolia Street– Sale to Qualified Non-Profit

Assessment No. 6014936

Acts of Love – Applicant

**Adjudicated since City, 2018 - \$686.56.07
 Parish, N/A – \$725.10**

Property value – \$13,000.00

**Council City Council District 1 – Glenn Lazard
 Parish Council District 5 – A.B. Rubin**

ORDINANCE NO. JO-048-2023

**A JOINT ORDINANCE OF THE LAFAYETTE CITY COUNCIL AND THE
LAFAYETTE PARISH COUNCIL AUTHORIZING THE NON-WARRANTY
DONATION OF THOSE PROPERTIES LOCATED AT 504 THIRTEENTH STREET
AND 1219 SOUTH MAGNOLIA STREET TO ACTS OF LOVE, INC., A QUALIFIED
NON-PROFIT, PURSUANT TO LA. R.S. 47:2205**

BE IT ORDAINED by the Lafayette City Council and the Lafayette Parish Council, that:

WHEREAS, the Lafayette City-Parish Council adopted Ordinance No. O-246-2015, and subsequent amendments, establishing a process by which adjudicated properties may be sold, donated, or otherwise disposed of; and

WHEREAS, the Lafayette City-Parish Council adopted Ordinance No. O-155-2002, authorizing a Local Services Agreement among all entities having the authority to assess and collect property taxes in parts or all of the Parish of Lafayette, which Local Services Agreement assigns to Lafayette City-Parish Consolidated Government authority to oversee the sale, donation, or disposition otherwise of adjudicated properties; and

WHEREAS, the following political subdivisions with interests in adjudicated properties in parts or all of the Parish of Lafayette having agreed to the aforementioned Local Services Agreement: the City of Lafayette, the Parish of Lafayette, the Lafayette Parish Law Enforcement District, the Sheriff of Lafayette Parish, the Lafayette Parish School Board, the Lafayette Parish Library Board, the Lafayette Centre Development District, the Lafayette Economic Development Authority, the Bayou Vermilion District; the Lafayette Parish Tax Assessment District, the Lafayette Airport Commission, and the Teche-Vermilion Fresh Water District; and

WHEREAS, pursuant to La. R.S. 47:2201 *et seq.*, LSA-Const. Art. VII, Sec. 14, and the aforementioned Local Services Agreement among all political subdivisions levying *ad valorem* taxes on immovables within the Parish of Lafayette, Lafayette City-Parish Consolidated Government may by ordinance effect the Non-Warranty Donation of any identified adjudicated property to the extent allowed by, and for the purposes allowed by, the Louisiana Constitution; and

WHEREAS, the below-named Applicant for donation of the below-described properties having submitted necessary verifying information for compliance with Louisiana statutes and the Lafayette City-Parish Consolidated Government Code of Ordinances.

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

SECTION 1: All of the aforescribed "Whereas" clauses are adopted as part of this ordinance.

SECTION 2: The Lafayette City Council and the Lafayette Parish Council in due, regular and legal session jointly convened do hereby declare their intention to donate the below-described properties (the "Properties") to the below-named Applicant:

Applicant: Acts of Love, Inc.

LOT ONE (1)

Assessment Numbers: 6153574

Physical Addresses: 504 Thirteenth Street, Lafayette, Louisiana, 70501

Legal Description:

"That certain parcel of ground with all improvements thereon, situated in the McComb Addition to the City of Lafayette, Louisiana, and according to a map of said addition on file in the Office of Clerk of Court for the Parish of Lafayette, Louisiana, is known and designated as the northwestern portion of Lot One (1) of Block seventy-nine (79); said parcel of ground having a front of Thirteenth Street of fifty (50') feet by a depth between parallel lines of fifty (50') feet and is bounded northwesterly by Thirteenth Street, southeasterly by the other portion of Lot One (1), northeasterly by portion of Lot Two (2), and southwesterly by Oak Street, now known as Apple Street, being the same property acquired by Lafayette City-Parish Consolidated Government by Act No. 520769 of the records of the Clerk of Court's Office for the Parish of Lafayette, Louisiana.

The municipal address of the subject property is 504 Thirteenth Street, Lafayette, LA, 70501."

LOT TWO (2)

Assessment Numbers: 6014936

Physical Addresses: 1219 South Magnolia Street, Lafayette, Louisiana, 70501

Legal Description:

"That certain lot ground together with all improvements thereon, situated in the Sunnyside Addition to the City of Lafayette, Louisiana being known and designated as Lot No. 191 of said subdivision, said lot having a frontage of 25 feet on South Magnolia Street by a depth between parallel lines of 125 feet; the said lot is contiguous and has boundaries as shown on the map of said addition on file in the Office of the Clerk of Court, Parish of Lafayette, Louisiana."

SECTION 3: Following the Applicant's compliance with:

a) the notice and publication requirements of, and lapse of the time periods described in, La. R.S. 47:2206(A) and (B), respectively, without the occurrence either of full redemption of the appropriate property or the filing of any action to annul as permitted by La. R.S. 47:2286 *et seq.*; and

b) the notice requirement imposed by Chapter 72-15(c) of the Lafayette City-Parish Consolidated Government Code of Ordinances; and

c) the filing requirement imposed by Chapter 72-16(c) of the Lafayette City-Parish Consolidated Government Code of Ordinances; the Administrator (as defined in Chapter 72-12) shall upon request of the Applicant cause to be authenticated by the Lafayette Mayor-President that Non-Warranty Donation to Applicant in that form attached hereto as Exhibit A, as such may

be amended to account for the occurrence of any of those circumstances causing one of the Properties to be stricken from Exhibit A. The Administrator, however, shall decline to cause to be authenticated the Non-Warranty Donation should those circumstances described by the Lafayette City-Parish Consolidated Government Code of Ordinances Chapter 72-18(c) arise prior to such authentication.

SECTION 4: Following authentication of the Non-Warranty Donation, the Administrator shall cause Applicant to file the Non-Warranty Donation in the Lafayette Parish Clerk of Court's conveyance records, along with this ordinance, which shall be annexed to and incorporated by reference into the Non-Warranty Donation; and to comply with the filing requirements set forth at Chapter 72-16(b) and Chapter 72-16(e) of the Lafayette City-Parish Consolidated Government Code of Ordinances.

SECTION 5: After compliance with the filing requirements set forth at Chapter 72-16(b) and Chapter 72-16(e) of the Lafayette City-Parish Consolidated Government Code of Ordinances, the acquiring person(s) shall submit copies of the affidavit required by that subsection 72-16(e) to a) the Lafayette Utilities System Customer Services/Tax Collection Division and b) the Lafayette Parish Sheriff's Office Tax Collection Division.

SECTION 6: Donation of the Properties to Applicant is conditioned upon compliance with the dictates of this ordinance, including the following:

- 1) Applicant is not a tax debtor or owner of the Properties, nor acting for, directly or indirectly, any tax debtor or owner of any of the Properties;
- 2) Applicant is not an employee, contractor, officer, director, elected or appointed official of Lafayette City-Parish Consolidated Government, nor any member of the immediate family of any of the above, nor any entity in which any of them has a substantial economic interest, will become, directly or indirectly, an acquiring person, without the affirmative consent by resolution of the Lafayette City Council and the Lafayette Parish Council;
- 3) Applicant shall permit re-entry and inspection of each of the Properties, at reasonable times and upon reasonable notice, by the Administrator or other agents of the Government, in order to verify compliance with any conditions imposed on the donation;
- 4) Applicant's compliance with the notice and filing requirements imposed by this ordinance, the Louisiana Revised Statutes or by the Lafayette City-Parish Consolidated Government Code of Ordinances;
- 5) Applicant's maintenance of the Properties in a clean and sanitary condition;

6) Applicant's use of the Properties for purposes consistent with Art. VII, Sec. 14(B) of the Louisiana Constitution; and

7) Applicant's adherence to those property renovation plans attached hereto as Exhibit B, respectively.

SECTION 7: Should any suspensive condition prohibited by this ordinance come to pass, or any resolatory condition required by this ordinance cease, the Administrator upon learning of such circumstance shall cause to be revoked the Non-Warranty Donation to Applicant with respect to the one or more of the Properties as to which such condition occurred or ceased, as applicable.

SECTION 8: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 9: After first having been adopted by a majority of the authorized membership of both the Lafayette Parish Council and the Lafayette City Council, this joint ordinance shall become effective upon signature of this joint ordinance by the Lafayette Mayor-President, the elapse of ten (10) days after receipt by the Lafayette Mayor-President without signature or veto, or upon override of a veto, whichever occurs first.

* * * * *

Exhibit 1

Legal Description

LOT ONE (1)

Assessment Numbers: 6153574

Physical Addresses: 504 Thirteenth Street, Lafayette, Louisiana, 70501

Legal Description:

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The municipal address of the subject property is 504 Thirteenth Street, Lafayette, LA, 70501.”

RENOVATION PLAN

Applicant will utilize property for shelter housing for single, homeless mothers and children.