

ORDINANCE NO. JO-089-2022

A JOINT ORDINANCE OF THE LAFAYETTE CITY COUNCIL AND THE LAFAYETTE PARISH COUNCIL DECLARING THE CITY OF LAFAYETTE'S AND THE PARISH OF LAFAYETTE'S INTENTIONS TO ACQUIRE FULL OWNERSHIP OF THE ADJUDICATED PROPERTY LOCATED AT 129 RUE FELICITE (ASSESSMENT NUMBER 6032227) WITHIN THE CITY OF LAFAYETTE AND THE PARISH OF LAFAYETTE

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

WHEREAS, the City of Lafayette ("City") and the Parish of Lafayette ("Parish") both have a tax interest in the below-described property which has been adjudicated for the non-payment of city and parish property taxes, said property being more fully described below along with the name(s) of the last known owner(s) of record of the property; and

WHEREAS, under La. R.S. 47:2236 *et seq.*, when property has been adjudicated to a political subdivision, the political subdivision may declare by ordinance that it intends to acquire full ownership interest in the property; and

WHEREAS, acquisition of the below-described property serves the purposes of elimination of threats to public health and safety; continuous public ownership of property dedicated to use for public buildings or areas in which publicly-funded services are administered, rendered, or provided; and other public purposes.

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 sessions convened and do hereby declare the City of Lafayette's and the Parish of Lafayette's intentions to acquire the following property in full ownership:

Assessment Number: 6032227

Physical Address: 129 Rue Felicite, Lafayette, Louisiana 70507

Legal Description:

"That certain parcel of ground, together with all improvements thereon, being known and designated as LOT NO. 31, La Bonne Vie Subdivision, in the City and Parish of Lafayette, Louisiana; said lot having such dimensions, boundaries and configurations as shown on plat of survey of La Bonne vie Subdivision dated February 28, 1977 by Edmond E. Dupre, Jr., registered land surveyor, said plat filed for record in the Clerk of Court's Office in and for the Parish of Lafayette under File No. 79-003824, which is made a part and parcel hereof by reference thereto.

This sale is made and accepted subject to the restrictive covenants, easements, servitudes and other obligations of ownership affecting the property hereinabove conveyed."

Assessed Owner(s): Gene M. Fontenot and Genora Fontenot

SECTION 3: In accordance with La. R.S. 47:2236(B) this ordinance shall be filed with the recorder of mortgages, who shall index the names of the tax debtor and the Parish of Lafayette as mortgagees.

SECTION 4: In accordance with La. R.S. 47:2236(C) and (D), notice shall be given to all persons whose interest the City and the Parish intend to terminate, and notice shall be published in the official journal of the parish. Both notices shall state that tax sale parties (defined by La. R.S. 47:2122) shall have 60 days after the date of notice, if five (5) years have elapsed from the filing of the tax sale certificate, or six (6) months after the date of notice, if five (5) years have not elapsed from the filing of the tax sale certificate, to redeem the property or otherwise challenge the acquisition in a court of competent jurisdiction.

SECTION 5: In accordance with La. R.S. 47:2236(E), if the property is not redeemed within said time limits, this ordinance shall become operative and the City of Lafayette and the Parish of Lafayette shall acquire full ownership of the property, subject only to such rights as determined by a final judgment rendered in an action filed within the time limits set forth above.

SECTION 6: In accordance with La. R.S. 47:2236(E), the City of Lafayette and the Parish of Lafayette shall file a notice in the conveyance records indicating that it has acquired full ownership of the property in compliance with the statute.

SECTION 7: In accordance with La. R.S. 47:2236(F), contemporaneously or subsequent to the filing of the notice required by the above Section, the City of Lafayette and the Parish of Lafayette shall file into the mortgage records the completed affidavit called for by Section 2236(F).

SECTION 8: If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given affect without the invalid provisions, items or applications and to this end the provisions of this ordinance are hereby declared severable.

SECTION 9: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 10: 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.

* * * * *

CASE NO. APD 2022-031

APPLICANT INFORMATION

Applicant Name LCG Phone (337) 291-8007
 PARC Email ktrahan@lafayettela.gov
 Applicant Address P.O. Box 4017-C Applicant Municipality Lafayette
 Applicant Lives in Neighborhood Yes No N/A
 Applicant Services Neighborhood Yes No N/A
 If yes, in what capacity? N/A

ADJUDICATED PROPERTY INFORMATION

Property Address 129 Rue Felicite Assessment No. 6032227
 Neighborhood Old Addition Subdivision
 City District 1 Pat Lewis Parish District 5 Abraham Rubin
 Adjudication Status City Parish
 Date Adjudicated 1988 1987
 Amount of Taxes Owed \$32,646.11 \$9,692.12
 Disposition Process Government Legislative Process Acquisition by LCG
 *If sale is to adjoining property owner, affidavit confirming one (1) year maintenance con
 Minimum Bid Value \$22,440 1st Public Sale N/A 2nd Public Sale N/A
 *Minimum bid used in public sale process as per 72.30 (f) and 72.31@
 Property Condition Calls for Service 0
 Vacant Law Enforcement 0
 Maintained Environmental 0
 Improved Housing 0

RENOVATION PLAN *See Attached

Zoning Designation "RS-1" Residential Single-Family
 Meets Zoning Standard for District Yes No N/A
 Assessor's Description Res Subd Lot
 Is Consistent with Area Land Use Yes No N/A
 Flood Zone X
 Will Require Mitigation Yes No N/A
 Intended Use Extend Property
 Description of Intended Use
 LCG will utilize properties for the expansion of Brown Park.

Administrator Notes

1. Applicant satisfies conditions as established in LCG O-166-2015. Yes No N/A
 2. Applicant is approved for this disposition proceeding. Yes No N/A
 3. Applicant will be considered for future disposition proceedings. Yes No N/A
 4. Applicant does not satisfy conditions established in LCG O-166-2015. Yes No N/A
 5. Confirmed property is adjudicated. Yes No N/A
 6. Affidavit(s) have/has been provided. Yes No N/A

Conditions not satisfied
 1
 2
 3