

MINUTES
WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
GOVERNMENT BUILDING

880 North Alexander Avenue, Port Allen
Thursday, September 22, 2022
5:30 PM

The Following Minutes Are Summarized For Brevity, For Precise Meeting Information Please Refer To Meeting Audio Or Video.

1. **CALL MEETING TO ORDER & REQUEST ALL ELECTRONIC DEVICES BE SILENCED**

A Regular Meeting of the West Baton Rouge Parish Council was held on Thursday, September 22, 2022 and called to order at 05:30 PM. Council Chairman Carey Denstel asked that all electronic devices be placed on silent.

2. **OPENING PRAYER**

Councilman Atley Walker Jr. led everyone in an opening prayer.

3. **PLEDGE OF ALLEGIANCE**

Chairman Denstel recognized Mr. Phil Porto, who led everyone in the Pledge of Allegiance.

4. **LOG ATTENDANCE**

The following members were recorded as being present: Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph.

Also present were, Mr. Riley Berthelot Jr, Parish President, Mr. Phillip Bourgoyne, Director of Finance, Mr. Jason Manola, Executive Assistant, Mr. Kevin Durbin, Director of Public Works and Mrs. Michelle Tullier, Council Clerk.

5. **MINUTES APPROVAL**

A. **Approval of Minutes from September 8, 2022 Regular Meeting.**

A motion was made by Councilman Alan Crowe, seconded by Councilman Kirk Allain to approve minutes from the September 8, 2022 Regular Meeting.

The vote was recorded as follows:

YEAS: 9 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

6. **CONSIDER ANY AMENDMENTS TO THE AGENDA**

There were no items to consider at this time.

7. **PARISH PRESIDENT'S REPORT**

Parish President Riley Berthelot was recognized and covered the following items:

- Recent medical condition of Mr. Guy Cormier, Executive Director of the Police Jury Association of Louisiana;
- Traffic camera meeting next Thursday at 1pm;
- Meeting Monday at 2pm, at the Capital in regards to the proposed New Bridge.

8. **PUBLIC COMMENTS**

There were no comments to consider at this time.

9. **COMMUNICATIONS WITH COUNCIL MEMBERS AND/OR ELECTED OR APPOINTED OFFICIALS**

There were no communications to consider at this time.

10. BOARD OF REVIEW TO HEAR ANY AND ALL PROTESTS FROM TAXPAYERS ON THE 2022 TAX ASSESSMENTS

A. Board of Review Approval of 2022 Tax Assessment Report

At this time the West Baton Rouge Parish Council met as the Board of Review for the purpose of considering and hearing complaints from taxpayers desiring to be heard on the 2022 tax assessment values of property as determined by the West Baton Rouge Parish Assessor. West Baton Rouge Tax Assessor, Chris P. Guerin, introduced himself, he then reviewed and read into the record excerpts from schedules A & B for real estate, personal property & public service for tax year 2021 and 2022, as well as homestead exempted property totals and personal property value changes for the same. Mr. Guerin certified the assessment lists of West Baton Rouge Parish for 2022 to the Board of Review, in the amount of \$631,822,990.00, with the additional total assessment for 2022 Public Service from the Louisiana Tax Commission being \$48,371,830.00 for a Grand Total of \$680,194,820.00, which is an increase of 8.2% overall. Mr. Guerin notified the Council there were no protests recorded for this tax assessment year.

A motion was made by Councilman Kirk Allain, seconded by Councilman Alan Crowe to certify Assessment Schedules A and B for the Tax Years 2021 and 2022 as determined by Assessor Chris Guerin. Board of Review Approval of 2022 Tax Assessment Report.

The vote was recorded as follows:

YEAS: 9 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Assessor Guerin went on to update the Council on previous Assessor, Barney "Frog" Altazan's current medical condition, and also explained proposed constitutional amendment #5 coming up on the November 8, 2022 ballot.

11. CONSIDER SETTING TIME AND DATE FOR HALLOWEEN TRICK OR TREAT WITHIN UNINCORPORATED AREAS OF THE PARISH

A. Consider Setting Trick or Treat For Monday, October 31, 2022 From 5:30 to 7:30 PM.

A motion was made by Councilman Chris Kershaw, seconded by Councilman Atley Walker to approve Setting Trick or Treat For Monday, October 31, 2022 From 5:30 to 7:30 PM.

The vote was recorded as follows:

YEAS: 9 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

12. PUBLIC HEARING ON PREVIOUSLY INTRODUCED ORDINANCES

A. An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III ("Unified Development Code"), Chapter 111 (Administration and Enforcement) Article IV (Zoning Enforcement), Sections 111-83 (Power of the Parish President to Issue and Extend Temporary Special Use Permits). Item tabled from September 8, 2022 Regular Meeting.

Chairman Denstel explained the public hearing on the aforementioned ordinance was held at the previous meeting, and the vote was tabled for further clarification. The Chairman went on to read aloud the amended portions of the ordinance which are being proposed for adoption, stating "The parish president and councilmember shall have 14 calendar days from the date of receiving the completed application to take action on the permit request. If both signatures are not acquired by the end of the 14 calendar days, the application will be denied for lack of support." Chairman Denstel explained the aforementioned underlined words are being added on the floor in addition to the

proposed changes shown in the introduced ordinance. Councilman Kershaw asked a question to clarify the new language added to the proposed ordinance.

A motion was made by Councilman Caleb Kleinpeter, seconded by Councilman Kirk Allain to approve with amendments, An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 111 (Administration and Enforcement) Article IV (Zoning Enforcement), Sections 111-83 (Power of the Parish President to Issue and Extend Temporary Special Use Permits).

The vote was recorded as follows:

YEAS: 9 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 42 of 2022 can be found at the end of these minutes.

B. An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Phil Porto and JoAnn Newchurch. Rezoning from R-SF-3 to R-SF-2.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Kevin Durbin was recognized and explained this ordinance was recommended for approval with the waivers by the Planning and Zoning Commission.

Mr. Phil Porto, was recognized and explained the history of the property, the reason for the rezoning request as well as the need for the waivers.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

A motion was made by Councilman Caleb Kleinpeter, seconded by Councilman Chris Kershaw to approve with waiver/s, An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Phil Porto and JoAnn Newchurch. Rezoning from R-SF-3 to R-SF-2, with waivers for lot frontage and lot depth.

The vote was recorded as follows:

YEAS: 9 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 43 of 2022 can be found at the end of these minutes.

C. An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Specialized Marine Services. Rezoning from I-1 to I-2.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Kevin Durbin was recognized and explained this ordinance was recommended for approval by the Planning and Zoning Commission.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

There were a few questions from the Council for clarity in regards to the current zoning of this property.

A motion was made by Councilman Chris Kershaw, seconded by Councilman Kirk Allain to approve An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Specialized Marine Services. Rezoning from I-1 to I-2.

The vote was recorded as follows:

YEAS: 9 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 44 of 2022 can be found at the end of these minutes.

D. An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Francois Boulanger. Rezoning from AG-3 to R-SF-2 and R-SF-3.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Kevin Durbin was recognized and explained this ordinance was recommended for approval by the Planning and Zoning Commission.

Mr. Boulanger, the applicant for the rezoning, was recognized and gave a brief overview of this request and what his plans are for the property.

Mrs. Tullier read aloud public comments received from Kodi Brown of 545 Harvest Lane, Joy Torres of 535 Harvest Lane, and Aimee Tircuit of 525 Harvest Lane, who do not support this rezoning.

No public comments for or against said ordinance were presented. The Council Chairman at this point declared the Public Hearing closed.

Councilman Bergeron was recognized and commented that he would like to know where some of the public acquired their information from and how they know this proposed development would be for lower-income homes. Councilmen Crowe and Kershaw expressed their concerns in regards to drainage on this property but commented that would be addressed during the planning process.

A motion was made by Councilman Caleb Kleinpeter, seconded by Councilman Craig Bergeron to approve An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Francois Boulanger. Rezoning from AG-3 to R-SF-2 and R-SF-3.

The vote was recorded as follows:

YEAS: 9 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 45 of 2022 can be found at the end of these minutes.

E. An Ordinance Amending The Compiled Ordinances, Parish Of West Baton Rouge, Louisiana, Amending Chapter 6 (Alcoholic Beverages), Article II (Beverages Of Low Alcohol Content), Division 1(Generally), Division 2 (Permits), And Division III (Gallorage Tax), Sections 6-22, 23, 26, 27, 51, 52, 53, 55, 56, 64, 66, 69, & 90, Article III (Beverages Of High Alcohol Content), Division I (Generally), And Division II (Licenses And Permits), Sections 6-115, 116, 119, 120, 144, 146, 147, 148, 149, 150, 151, 153, 154, 155, &158.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

Chairman Denstel explained this ordinance was clearing up some old language in the code in regards to alcohol permits, renewals, etc., and also noted there were a few items that needed to be fixed on the floor in the proposed introduced ordinance. Mrs. Tullier read aloud the changes as follows: Line #105-change the word "council clerk" to "sheriff's office", Line #109- change the word "council clerk" to "sheriff's office", Line #277- change the word "sheriff" to "sheriff's office to", Line #281- change the word "sheriff" to read "sheriff's office".

A motion was made by Councilman Kirk Allain, seconded by Councilman Chris Kershaw to approve with amendments An Ordinance Amending The Compiled Ordinances, Parish Of West Baton Rouge, Louisiana, Amending Chapter 6 (Alcoholic Beverages), Article II (Beverages Of Low Alcohol Content), Division 1(Generally), Division 2 (Permits), And Division III (Gallorage Tax), Sections 6-22, 23, 26, 27, 51, 52, 53, 55, 56, 64, 66, 69, & 90, Article III (Beverages Of High Alcohol Content), Division I (Generally), And Division II (Licenses And Permits), Sections 6-115, 116, 119, 120, 144, 146, 147, 148, 149, 150, 151, 153, 154, 155, &158.

The vote was recorded as follows:

YEAS: 9 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 46 of 2022 can be found at the end of these minutes.

13. INTRODUCTION OF ORDINANCES

Mrs. Tullier, Council Clerk read by title the below proposed ordinance/s being introduced and publicized by title, and considered for adoption following a public hearing as specified below, at 5:30 pm in the Council Chambers, located at 880 North Alexander Avenue, Port Allen, La.:

- A. An Ordinance Amending the Compiled Ordinances, Parish of West Baton Rouge, Louisiana, Amending Appendix A. Purchase/Donation of Real Property and Further Authorizing the Parish President to Sign the Necessary Documentation to Purchase Property. Public Hearing Date: October 13, 2022.

14. CONSIDER STATUS REPORT, CHANGE ORDER AND/OR OTHER MATTERS AS REQUIRED ON CURRENT PROJECTS

There were no items to consider at this time.

15. RESOLUTIONS

There were no items to consider at this time.

16. CONSIDER SUBDIVISION PLATS, CONDEMNATIONS, WAIVERS AND MATTERS RELATED THERETO

There were no items to consider at this time.

17. ALCOHOL PERMITS

- A. **Floyd' s Morley Marina located at 7673 Choctaw Rd. Brusly, La 70719, requesting Class A, Alcohol Permit, change of ownership.**

Mrs. Tullier explained this was a change of ownership for this establishment and no changes are being made to the premises, and noted the establishment has met all requirements in accordance with the Compiled Ordinances, West Baton Rouge Parish, Louisiana, Chapter 6 Alcoholic Beverages.

A motion was made by Councilman Caleb Kleinpeter, seconded by Councilman Kirk Allain to approve the change of ownership for Floyd' s Morley Marina located at 7673 Choctaw Rd. Brusly, La 70719, requesting Class A, Alcohol Permit.

The vote was recorded as follows:

YEAS: 9 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)
As a result of the votes, the motion **Passed**.

18. **CORRESPONDENCE REPORT**

Correspondence Report from Council Clerk, Mrs. Michelle Tullier included the following items:

- Next Planning & Zoning Meeting is Tuesday, October 4, 2022 at 5:30pm.
- Next Council Meeting is Thursday, October 13, 2022 at 5:30pm.
- Special Fire Board Meeting Thursday, October 13, 2022 at 5:00pm.

19. **ADJOURN**

There being no further business, a motion to adjourn was made by Councilman Caleb Kleinpeter and was adopted by acclamation at 06:30 PM.


Carey Denstel, Chairman


Michelle Z. Tullier, Council Clerk

Christopher P. Guerin, CLA

ASSESSOR



LISA H. TATE, CLDA
CHIEF DEPUTY

PARISH OF WEST BATON ROUGE
P.O. BOX 76
PORT ALLEN, LOUISIANA 70767-0076
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850 8TH STREET
COURTHOUSE BLDG., ROOM 11
PORT ALLEN, LOUISIANA
PHONE (225)344-6777
FAX (225) 344-6779

September 6,2022

West Baton Rouge Parish Council
Post Office Pox 757
Port Allen, Louisiana 70767

Dear Council Members:

Pursuant to Louisiana Revised Statute 47:1992, this is to advise you that I have prepared the assessment lists of real and personal property in and for the Parish of West Baton Rouge and that said lists have been exposed daily for inspection by the taxpayers and other interested parties for a period of fifteen calendar days which began August 15,2022 and ended August 30,2022 (notice of exposure was published in the July 21 , and August 4, 2021 editions of the West Side Journal).

Now that the exposure period is over and the lists have been corrected where necessary for any clerical or assessment errors, I hereby certify the assessment lists of West Baton Rouge Parish for 2022 to you as the Board of Review in the Amount of \$ 631,822,990.

A period of fifteen days, beginning September 1 and ending September 15, 2022 has been set up for the Board of Review to receive any protest. Any taxpayer desiring to be heard must file their protest by September 15, 2022 which is seven (7) days prior to the final Board of Review meeting. September 15, 2021 being the fifteenth day, is set for the Board of Review to meet and review this year's assessments (notice of the fifteen day protest period and date the Parish Council will meet as the Board of Review has been published in the September 1, and September 15, 2022 editions of the West Side Journal).

Yours truly,


Christopher P. Guerin, CLA
Assessor

CPG/lt
Attachments
CC: Louisiana Tax Commission

RECEIVED:


West Baton Rouge Parish Council
September 6, 2022



LISA H. TATE, CLDA
CHIEF DEPUTY

Christopher P. Guerin, CLA

ASSESSOR

PARISH OF WEST BATON ROUGE
P.O. BOX 76
PORT ALLEN, LOUISIANA 70767-0076
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ASSESSMENT SCHEDULES A and B For the Tax Years 2022 & 2021

2022 Schedule A

The schedule below shows a comparison of assessed values determined by the Assessor for 2022 and the net value of the 2021 Assessment Roll. Also shown are the 2022 and 2021 Public Service assessments as determined by the Louisiana Tax Commission.

	<u>2022</u>	<u>2021</u>	<u>Increase (Decrease)</u>	<u>% Increase (Decrease)</u>
Real Estate(H/E & T/P)	\$ 246,782,420	\$ 238,853,485	\$ 7,928,935	3.3%
Personal Property	<u>385,040,570</u>	<u>340,307,010</u>	<u>44,733,560</u>	13.1%
Total	(1) 631,822,990	579,160,495	52,662,495	9.1%
Public Service	(2) 48,371,830	49,384,780	(1,012,950)	-2.1%
Grand Total	\$ 680,194,820	(3) \$ 628,545,275	\$ 51,649,545	8.2%

Notations:

- (1) \$631,822,990 is the total assessed value of the 2022 assessment list determined by the Assessor and certified to the West Baton Rouge Parish Council as the Board of Review.
- (2) \$48,371,830 is the total of assessed value for 2022 Public Service assessments as determined by the Louisiana Tax Commission.
- (3) Assessment roll adjusted for 2021 change orders.

2022 Schedule B

The schedule below shows the breakdown of assessments for 2022 and 2021 showing homestead exempted property and taxpayer's property.

	<u>2022</u>	<u>2021</u>	<u>Increase (Decrease)</u>	<u>% Increase (Decrease)</u>
Homestead Exempt	\$ 52,316,178	\$ 51,978,493	\$ 337,685	0.6%
Taxpayer	(1) 627,878,642	576,566,782	51,311,860	8.9%
Grand Total	\$ 680,194,820	(2) \$ 628,545,275	\$ 51,649,545	8.2%

Notations:

- (1) Taxpayer liability base.
- (2) Assessment roll adjusted for 2021 change orders.

ORDINANCE 42 OF 2022

As Introduced by the West Baton Rouge Parish Council
At The Regular Meeting of July 28, 2022
And Adopted September 22, 2022

An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III ("Unified Development Code"), Chapter 111 (Administration and Enforcement) Article IV (Zoning Enforcement), Sections 111-83 (Power of the Parish President to Issue and Extend Temporary Special Use Permits)

WHEREAS the West Baton Rouge Parish Council seeks to exercise its police power to protect the health, safety and welfare of the citizens of West Baton Rouge Parish;
AND

WHEREAS as part of its role in exercising police power, the Council has from time-to-time adopted and amended zoning regulations; AND

WHEREAS after consideration of the facts and circumstances, the Council has determined there should be Council approval for Temporary Special Use Permits; **THEREFORE**

BE IT ORDAINED BY THIS COUNCIL that Sections 111-83 (Power of the Parish President to Issue and Extend Temporary Special Use Permits) of the West Baton Rouge Parish Code of Ordinances be amended and reenacted to read as follows (NOTE: underlined words are additions and strikethrough words are deletions. Three asterisks - * * * - indicate sections of the code skipped for brevity of this ordinance. Such sections are to be retained by the code editors.):

PART III – UNIFIED DEVELOPMENT CODE

CHAPTER 111 – ADMINISTRATION AND ENFORCEMENT

ARTICLE IV – ZONING ENFORCEMENT

* * *

Sec. 111-83 - Power of the parish president and parish council to issue and extend temporary special use permits.

The parish president is hereby empowered to issue temporary, special use permits in any zoning district for any land use (with no regard to the zoning table of permitted uses), with the acceptance of the district's councilmember, for a period not to exceed six months from the date of approval. Applicants for temporary, special use permits are required to apply for these permits by filling-out the normally required special use permit paperwork with the office of community planning and development ("the office"). Upon determination that the application is complete and accurate, the office will submit the paperwork to the parish president and that district's councilmember for ~~review and signatures of~~ acceptance or denial. The parish president and councilmember shall have 14 calendar days from the date of receiving the completed application to take action on the permit request. If both signatures are not acquired by end of the 14 calendar days the application will be denied for lack of support. ~~The parish president shall notify the appropriate district's councilmember before approving temporary special use permits.~~ The parish president (or council in their review of extension requests) may place conditions when approving temporary, special use permits including, but not limited to: Hours of operation, fencing and screening requirements, signage and lighting conditions, paving and landscaping requirements. Upon expiration of the six-month permit, the applicant may petition the West Baton Rouge Parish Council for a one-time, six-month extension of the originally granted temporary, special use permit. Extension requests will be submitted in writing to the council clerk at least ten days prior to the meeting on which the request is considered by the West Baton Rouge Parish Council.

* * *

BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

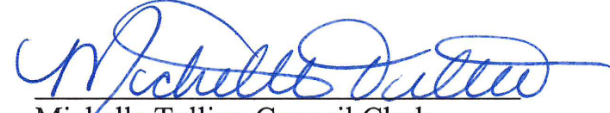
NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER PUBLIC HEARING, WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER CALEB KLEINPETER, WHICH WAS SECONDED BY COUNCIL MEMBER KIRK ALLAIN, AND A VOTE BEING TAKEN, THE FOLLOWING RESULT WAS HAD:

- YEAS: 9 (MESSRS. KLEINPETER, ALLAIN, KERSHAW, WALKER, DENSTEL, CROWE, GORDON, BERGERON, AND JOSEPH)**
- NAYS: 0 (NONE)**
- ABSENT: 0 (NONE)**
- ABSTAIN: 0 (NONE)**

WHEREUPON the ordinance was declared adopted on the **8th day of September, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 43 OF 2022
As Introduced by the West Baton Rouge Parish Council
At the Meeting of August 25, 2022
And Adopted September 22, 2022

An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation

Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Phil Porto and JoAnn Newchurch. Rezoning from R-SF-3 to R-SF-2.

NOW THEREFORE BE IT ORDAINED by the West Baton Rouge Parish Council in legal session that Chapter 104 Zoning, Sec. 104-3 Establishment of Districts, Official Zoning Map of the Compiled Ordinances of the Parish of West Baton Rouge, Louisiana is amended and re-enacted to read as follows:

Sec.104-3. Establishment Of Districts, Official Zoning Map For Rezoning Request Of Phil Porto and JoAnn Newchurch regarding property located at 2275 DiBenedetto Lane, Port Allen, La 70767, File #2022-21: Described by the WBR Assessor as: Lot 10-Part 2R DiBenedetto SD Cont. 0.6AC. Rezoning from R-SF-3 (Residential 22,500 square feet minimum area) to R-SF-2 (Residential 9,600 square feet minimum area) with waivers for lot frontage and lot depth.

THEREFORE BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that 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 effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER CALEB KLEINPETER, WHICH WAS SECONDED BY COUNCIL MEMBER CHRIS KERSHAW. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 9 (MESSRS. KLEINPETER, KERSHAW, WALKER, DENSTEL, CROWE, GORDON, BERGERON, ALLAIN, AND JOSEPH)

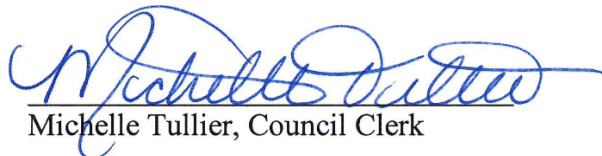
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **22nd Day of September, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 44 OF 2022

As Introduced by the West Baton Rouge Parish Council
At the Meeting of August 25, 2022
And Adopted on September 22, 2022

An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Specialized Marine Services. Rezoning from I-1 to I-2.

NOW THEREFORE BE IT ORDAINED by the West Baton Rouge Parish Council in legal session that Chapter 104 Zoning, Sec. 104-3 Establishment of Districts, Official Zoning Map of the Compiled Ordinances of the Parish of West Baton Rouge, Louisiana is amended and re-enacted to read as follows:

Sec.104-3. Establishment Of Districts, Official Zoning Map For Rezoning Request Of Specialized Marine Services regarding property located at 7555 Choctaw Rd., Brusly, La 70719, File #2022-20:

Described by the WBR Assessor as: Tract SMS Cont. 83.74 AC in SEC 33 T8S, R11E. Rezoning from I-1 (Light Industrial) to I-2 (Moderate Industrial).

THEREFORE BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that 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 effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER CHRIS KERSHAW, WHICH WAS SECONDED BY COUNCIL MEMBER KIRK ALLAIN. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 9 (MESSRS. KERSHAW, ALLAIN, WALKER, KLEINPETER, DENSTEL, CROWE, GORDON, ALLAIN, BERGERON, AND JOSEPH)

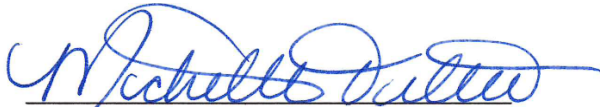
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **22nd Day of September, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 45 OF 2022

As Introduced by the West Baton Rouge Parish Council
At the Meeting of August 2, 2022
And Adopted on September 22, 2022

An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Francois Boulanger. Rezoning from AG-3 to R-SF-2 and R-SF-3.

NOW THEREFORE BE IT ORDAINED by the West Baton Rouge Parish Council in legal session that Chapter 104 Zoning, Sec. 104-3 Establishment of Districts, Official Zoning Map of the Compiled Ordinances of the Parish of West Baton Rouge, Louisiana is amended and re-enacted to read as follows:

Sec.104-3. Establishment Of Districts, Official Zoning Map For Rezoning Request Of Francois Boulanger regarding property located on Rosedale Rd. Parcel#303500000100, Port Allen, La 70767, Owned by Time Out Holdings LLC. File #2022-19: Described by the WBR Assessor as: 119.487 AC NW/4 SEC 13 T7S, R11E 35-1. Rezoning From AG-3 (Agricultural Full Scale) to R-SF-2 (Residential 9,600 square feet minimum area) and R-SF-3 (Residential 22,500 square feet minimum area).

THEREFORE BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton

Rouge, Louisiana, that 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 effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER ALAN CROWE, WHICH WAS SECONDED BY COUNCIL MEMBER CRAIG BERGERON. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 9 (MESSRS. CROWE, BERGERON, KERSHAW, WALKER, DENSTEL, KLEINPETER, GORDON, JOSEPH, AND ALLAIN,

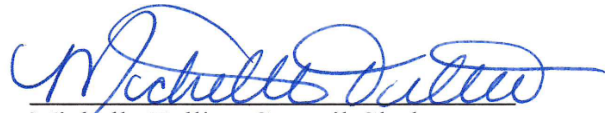
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **22nd Day of September, 2022.**

ATTEST:


Michelle Tullier, Council Clerk