Orientation Address	Parcelnum	Parcel link	Zoom Out	Current FLUM	Proposed FLUM	Contact	Email	Notes
204 Pelican Ave	513101013	https://app.regrid.con	N/A	Residential Low Density Pre-War	Mixed-Use Medium Density	Ron Loesel	ron@webreconsulting.com	Zoning change effectuated; reconciling FLUM
3327 Newton St	513701805	https://app.regrid.con	N/A	Parkland and Open Space	Residential Single-Family Post-War	Herbert Harper	harperherbert@yahoo.com	Bought former park from City; wants to build housing
3 Donner Canal St	513845998	https://app.regrid.con		Residential Multifamily Post-War				
53 English Turn Dr	513808628	https://app.regrid.con		Neighborhood Commercial				
5 Golf Villa Dr		https://app.regrid.con		Residential Multifamily Post-War				
1 Golf Villa Dr	513808621	https://app.regrid.con	Zoom Out 1.png	Residential Multifamily Post-War				
1900 Stanton Rd	513808847	https://app.regrid.con	20011 Out 1.ping	Neighborhood Commercial				
13681 Public Rd	513808821	https://app.regrid.con		Residential Multifamily Post-War				
8 Stanton Rd		https://app.regrid.con		Neighborhood Commercial				
7 Stanton Rd		https://app.regrid.com		Neighborhood Commercial	Residential Semi-Rural Single-Family or Residential Single-			
6 English Turn Dr	513808614	https://app.regrid.con	Or	Residential Multifamily Post-War	Family Post-War	Bob Ellis	bob@rjellis.com	
5000 English Turn Pkwy	513808611	https://app.regrid.con	01	Neighborhood Commercial		DOD LIIIS	boberjens.com	
64109 Arpent Rd	513808610	https://app.regrid.con		Neighborhood Commercial				
99999 Arpent Rd		https://app.regrid.con		Residential Multifamily Post-War				
1 English Turn Pkwy		https://app.regrid.com		Residential Multifamily Post-War				
97 Donner Canal St	513845997	https://app.regrid.con	district-	Residential Multifamily Post-War				
95 Donner Canal St	513845995	https://app.regrid.con	c.regrid.com/m/fl	Residential Multifamily Post-War				
5 English Turn Pkwy		https://app.regrid.con		Neighborhood Commercial				
15 Clubhouse Dr		https://app.regrid.com		Residential Single-Family Post-War	Residential Single-Family Post-War (currently split-FLUMed)			
8 English Turn Dr	513808618	https://app.regrid.com		Residential Single-Family Post-War	Residential Single-Family Post-War (currently split-FLUMed)			
64002 Behrman Pl	A	64002 Behrman Pl.pn		Residential Single-Family Post-War	Mixed-Use High Density	Council office	winston.fiore@nola.gov	Looking to bring retail, dining, perhaps entertainment to these parcels north of park
114 Atlantic Ave	В	114 Atlantic Ave.png	Zoom Out 2.png	Mixed-Use Low Density	Residential Low Density Pre-War	Tim Daffin	timd3001@gmail.com	Development is single-family community
1515 St Ferdinand St	C	1515 St Ferdinand St.p		Industrial	Mixed-Use Medium Density	Tatianna Macchione	tatianna@michalopoulos.com	Group trying to develop artist lofts
3900 Jennifer St	D	3900 Jennifer St.png		Planned Development Area	Residential Post-War Low Density	Rebecca Hurst	becca@shermanstrategiesllc.com	





Tracking Number

Date

# MASTER PLAN APPLICATION

# APPLICATION FOR AMENDMENT TO THE PLAN FOR THE 21ST CENTURY

**Complete Application Required:** Use this form for all requests to amend Plan for the 21st Century: New Orleans 2030 (the Master Plan). The City will not process an application that does not have all the required items. To accept your application, all of the information requested below must be provided.

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Parcel Address Zip Code	70131		
port ▼ Owner Information			
Owner Name	ENGLISH TURN GOLF LLC		
download Mailing Address			



15 Clubhouse Drive





## 64002 Behrman Dr.



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JEAN-PAUL A. ESCUDIER Executive Counsel

PORT OF NEW ORLEANS 1350 Port of New Orleans Place New Orleans, LA 70130 O: 504.528.3231 jp.escudier@portnola.com

October 13, 2022

<u>Via E-Mail</u> New Orleans City Council Attn: Paul Harang, Chief of Staff 1300 Perdido Street, 2<sup>nd</sup> Floor West New Orleans, Louisiana 70112 <u>Via E-Mail</u> Robert D. Rivers, Executive Director City Planning Commission City of New Orleans 1300 Perdido Street #7 New Orleans, Louisiana 70112

RE: Comments to Proposed 2022-2023 Master Plan Amendment Proposed Amendments to Future Land Use Map Designations

Dear Councilmembers and Mr. Rivers:

We submit this letter on behalf of the Board of Commissioner of the Port of New Orleans (the "Board") and the New Orleans Public Belt Railroad Commission for the Port of New Orleans ("NOPB") in conjunction with the comment period for proposed amendments to the Future Land Use Map ("FLUM") designations during the current 2022-2023 review of the City of New Orleans Master Plan. We appreciate the efforts the City and all involved parties are undertaking to update the FLUM designations to accurately reflect the current and anticipated uses of certain properties throughout Orleans Parish.

As a preliminary matter, we submit that any participation in this process by the Board and NOPB is purely voluntary and that, as set forth more fully hereinbelow, local ordinances are not applicable to them as political subdivisions of the State acting within their core functions. That being said, in an effort to prevent any potential confusion by public officials or the general public that may result from inconsistencies between formal designations and Board or NOPB uses, we submit the enclosed applications for changes to certain specific property designations.

As you are aware, both the Board and NOPB are political subdivisions of the State of Louisiana, legislatively affiliated and sharing a common board of commissioners and a common Chief Executive Officer in Ms. Brandy Christian. The rights and powers of the Board and NOPB are set forth in Louisiana Revised Statute 34:1, *et seq.*, and Revised Statute 33:4530, *et seq.*, respectively, which charge them with responsibility for promoting and regulating maritime and rail commerce through the Port of New Orleans. These rights and duties are necessary to serve a vital interest of the State, the region and the nation; and thus, each entity is afforded the powers and protections of the State in the accomplishment of its legislatively-mandated mission.

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1350 Port of New Orleans Place New Orleans, LA 70130 October 13, 2022 Page 2 of 3

Moreover, the Board has been given additional constitutional protection by Article VI, Section 43 of the Constitution of the State of Louisiana of 1974, which provides that "[a]ll deep-water port commissions and all deep-water port, harbor, and terminal districts as organized and constituted on January 1, 1974, including their powers and functions, structure and organization, and territorial jurisdiction, are ratified and confirmed and shall continue to exist." La. Const. Art. VI, Sec. 43. The Constitution further states that "[o]nly by law enacted by the favorable vote of two-thirds of the elected members of each house may the legislature consolidate or abolish any such commission or district or diminish, reduce, or withdraw from any such commission or district any of its powers and functions and affect the structure and organization, distribution, and redistribution of the powers and functions of any such commission or district, including additions to or reductions of its territorial jurisdiction." *Id*.

Further, both the Board and NOPB are beneficiaries of Article VI, Section 9(B) of the Louisiana Constitution which states, "Notwithstanding any provision of this Article, the police power of the state shall never be abridged." We note the well-established jurisprudence that interprets this Article to state that local ordinances may not infringe upon state entities, such as the Board and NOPB, when exercising their core functions, which are deemed to be of vital interest to the State as a whole. *See City of New Orleans v. Bd. of Dirs. of the La. State Museum*, 98-1170 (La. 03/02/99), 739 So.2d 748. This has specifically been applied to zoning ordinances both by Louisiana courts and in Louisiana Attorney General opinions. *See City v. La. State Museum*, *supra; Lake Charles Harbor & Terminal Dist. v. Calcasieu Pr. Police Jury* (La. App. 3 Cir. 1993), 613 So.2d 1031; *In re: Dept. of Culture, Recreation & Tourism*, La. Atty. Gen. Op. No. 97-197.

Nevertheless, we recognize that inconsistent designations on the FLUM as related to Board and NOPB uses, both present and as may occur in the future, may result in confusion to both public officials and the general public. Accordingly, in an effort to forestall any such potential confusion, we submit the enclosed Applications for Amendment to the Plan for the 21<sup>st</sup> Century on behalf of the Board and NOPB, requesting changes to specific designations to the following properties (please note, NOPB properties are included as part of some area maps listed below):

- 1. Certain "Aurora Properties":
- 2. Areas near Pauline Street;
- 3. Certain "Paris Road Properties"
- 4. Area including Andry and Alabo Wharves
- 5. Area referred to as "Algiers Fleeting Area"
- 6. Area near Orange Street Wharf
- 7. Area near Powder Street Wharf

Notwithstanding the foregoing, the Board and NOPB specifically reserve any and all rights and powers afforded to them under the Louisiana Constitution, applicable law and/or jurisprudence.

For all of the reasons set forth above, we request your most favorable consideration of the requests to change the specific property designations submitted herewith. Should you have any questions or concerns or would like any additional information, please do not hesitate to contact us.

October 13, 2022 Page 3 of 3

Sincerely,

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Jean-Paul A. Escudier Executive Counsel

JPAE/ Enclosures

cc: Paul Cramer (via email) Brandy Christian (via email) Laura Mellem (via email) Tomeka Bryant (via email) Rose LeBreton, Esq. (via email) Zach Smith (via email)





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