2023 Regular Session

HOUSE BILL NO. 269

BY REPRESENTATIVE LANDRY

1 AN ACT 2 To amend and reenact R.S. 33:9091.25(B), (D)(1) and (2), and (F)(1), (2)(d), and (3)(b), 3 relative to Orleans Parish; to provide relative to the Delachaise Security and 4 Improvement District; to provide relative to the boundaries and governance of the 5 district; to provide relative to the appointment of board members; to provide relative 6 to district funding; to provide relative to the parcel fee imposed and collected in the 7 district; to provide relative to the term of the fee; to provide for an effective date; and 8 to provide for related matters. 9 Notice of intention to introduce this Act has been published 10 as provided by Article III, Section 13 of the Constitution of 11 Louisiana. 12 Be it enacted by the Legislature of Louisiana: 13 Section 1. R.S. 33:9091.25(B), (D)(1) and (2), and (F)(1), (2)(d), and (3)(b) are 14 hereby amended and reenacted to read as follows: 15 §9091.25. Delachaise Security and Improvement District 16 17 B. Boundaries. The boundaries of the district shall be that area within and 18 including the following perimeter: beginning at the intersection of Louisiana Ave. 19 and Carondelet St. and proceeding along Carondelet St. (both sides interior side) to 20 its intersection with Napoleon Ave., along Napoleon Ave. (interior side) to its 21 intersection with Freret St., then along Freret St. (interior side) to its intersection 22 with Louisiana Ave., and finally along Louisiana Ave. (interior side) back to its 23 intersection with Carondelet St. 24

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

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1	D. Governance. (1) The district shall be governed by a board of
2	commissioners, referred to in this Section as the "board", consisting of seven five
3	members, all of whom shall be qualified voters and residents of the district,
4	composed as follows:
5	(a) The presidents president of the Delachaise Neighborhood Association,
6	referred to in this Section as the "DNA", and the Milan Neighborhood Association,
7	referred to in this Section as the "MNA".
8	(b) The governing board of the DNA shall appoint two three members who
9	may be members of the governing board.
10	(c) The governing board of the MNA shall appoint two members who may
11	be members of the governing board.
12	(d) (c) The member of the governing authority of the city of New Orleans
13	who represents Council District B shall appoint one member.
14	(2)(a) The members member serving pursuant to Subparagraph (1)(a) of this
15	Subsection shall serve during their his term of office.
16	(b) The members appointed pursuant to Subparagraphs (1)(b) and (c)
17	Subparagraph (1)(b) of this Subsection shall serve two-year terms after initial terms
18	as provided in this Subparagraph. One member shall serve an initial term of one year
19	and two members shall serve an initial term of two years, as determined by lot at the
20	first meeting of the board.
21	(c) The member appointed pursuant to Subparagraph (1)(d) Subparagraph
22	(1)(c) of this Subsection shall serve a term concurrent with the appointing authority.
23	* * *
24	F. Parcel fee. The governing authority of the city of New Orleans is hereby
25	authorized to impose and collect a parcel fee within the district subject to and in
26	accordance with the provisions of this Subsection.
27	(1) The amount of the fee shall be as requested by duly adopted resolution
28	of the board. The fee shall be a flat fee per parcel of land not to exceed three
29	hundred dollars per year for each parcel. For each residential parcel which is
30	unimproved or contains a single-family dwelling, the fee shall be a flat fee not to

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exceed three hundred fifty dollars. For each residential parcel which contains two to four dwelling units, the fee shall be a flat fee not to exceed four hundred dollars.

For each residential parcel which contains five or more dwelling units, the fee shall be a flat fee not to exceed one thousand dollars. For each unimproved and improved parcel zoned for commercial use, the fee shall be a flat fee not to exceed five hundred dollars.

(2)

8 * * *

(d) If Notwithstanding the provisions of Paragraph (1) of this Subsection, if multiple adjacent parcels are combined for the purpose of housing a single-family dwelling, the flat fee for the combined parcel shall be calculated to be one and four tenths times the single parcel fee for two adjacent parcels and one and six tenths times the single parcel fee for three or more adjacent parcels.

(3)

(b)(i) If approved, the fee shall expire at the time provided in the proposition authorizing the fee, not to exceed a duration of three years end of the term provided for in the proposition authorizing the fee, not to exceed five years, but the fee may be renewed if approved by a majority of the registered voters of the district voting on the proposition at an election as provided in Subparagraph (a) of this Paragraph. If renewed, the term of the imposition of the fee shall be as provided in the proposition authorizing such renewal, not to exceed five years.

(ii) The amount of the fee may be changed by duly adopted resolution of the board, not to exceed the maximum amount authorized by this Subsection. No other election shall be required for such change in the amount of the fee.

26 * * *

Section 2. The terms of the members of the board of commissioners of the Delachaise Security and Improvement District in office on the effective date of this Act shall terminate on the effective date of this Act; however, such members shall remain in office until the board members appointed as provided in this Act take office. The members of the

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board of commissioners of the Delachaise Security and Improvement District shall be appointed and shall take office as provided in this Act and shall serve terms of office as provided in this Act.

Section 3. The provisions of this Act shall not affect the parcel fee levied within the Delachaise Security and Improvement District on the effective date of this Act. The governing authority of the city of New Orleans shall continue to levy the fee until such time as it expires, as provided in the proposition approved by a majority of the district's registered voters voting on the proposition at an election held on November 8, 2022. After expiration of the fee, the governing authority of the city shall then begin to levy a parcel fee as provided in this Act if the parcel fee has been approved by the voters as provided in this Act.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

	PRESIDENT OF THE SENATE	
	GOVERNOR OF THE STATE OF LOUISIANA	
	GOVERNOR OF THE STATE OF LOUISIANA	
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APPROVED:		

SPEAKER OF THE HOUSE OF REPRESENTATIVES