

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5316

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: FALCONER/BRISTER

PROVIDED BY: LEGAL

INTRODUCED BY: MR. STEFANCIK

SECONDED BY: MR. SMITH

ON THE 4 DAY OF DECEMBER, 2014

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCELS OF IMMOVABLE PROPERTY AND/OR RIGHTS-OF-WAY FOR FUTURE DRAINAGE IMPROVEMENTS FOR LITTLE CREEK (WARD 4, DISTRICT 5).

WHEREAS, the St. Tammany Parish Government desires to acquire certain immovable property (hereinafter referred to as "Property"); and

WHEREAS, there is a need and a public purpose for the acquisition of certain immovable property for future drainage improvements; and

WHEREAS, the Parish of St. Tammany hereby desires to acquire the Property and/or Rights of Way and authorizes the Office of the parish President to do whatever is necessary to enter into negotiations and acquire said Property and/or Rights of Way.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, to acquire by Act of Exchange, all that certain parcel of ground described in Exhibit "A" attached hereto; and

BE IT FURTHER ORDAINED that pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to acquire the Property and/or Rights of Way.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized and instructed to proceed with the acquisition of the Property and/or Rights of Way in a timely and orderly manner.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized to exercise its discretion in acquiring the Property and/or Rights of Way, together with all agreements and all transactions necessary to carry out the intent of this Ordinance.

BE IT FURTHER ORDAINED that any and all actions previously taken by the Office of the Parish President in furtherance of the actions contemplated herein are ratified and accepted accordingly.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 8 DAY OF JANUARY , 2015 ; AND BECOMES ORDINANCE COUNCIL SERIES NO ____.

, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: NOVEMBER 27 , 2014

Published Adoption: _____, 2014

Delivered to Parish President: _____, 2014 at _____

Returned to Council Clerk: _____, 2014 at _____

EXHIBIT "A"

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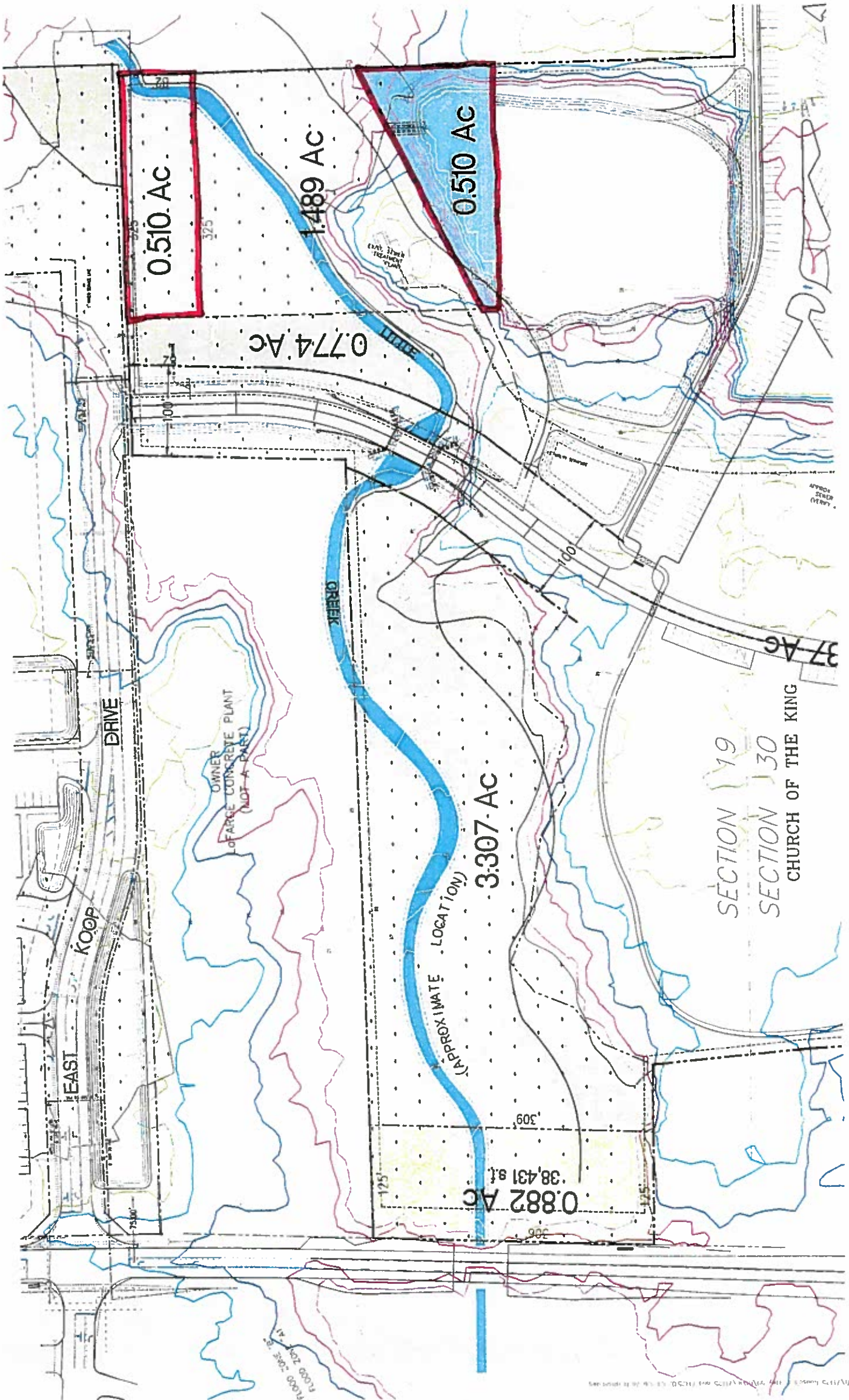


EXHIBIT "A"

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PROPERTY DESCRIPTION

A PORTION OF LOT 11A SITUATED IN SECTION 19, TOWNSHIP 7 SOUTH - RANGE 12 EAST ST. TAMMANY PARISH, LOUISIANA

All that certain parcel of ground situated in Section 19, Township 7 South, Range 12 East, St. Tammany Parish, Louisiana and more fully described as follows:

Commence from the quarter corner common to Sections 19 and 30, Township 7 South – Range 12 East, go South 89 degrees 13 minutes 14 seconds West, a distance of 1,341.50 feet; thence go North 00 degrees 47 minutes 21 seconds West (North – plat), a distance of 589.56 feet to the **Point of Beginning**.

From the **Point of Beginning** go South 88 degrees 50 minutes 06 seconds West, a distance of 269.01 feet; thence go North 00 degrees 47 minutes 44 seconds West, a distance of 82.58 feet; thence go North 88 degrees 50 minutes 06 seconds East, a distance of 269.03 feet; thence go South 00 degrees 47 minutes 21 seconds East, a distance of 82.58 feet back to the **Point of Beginning**.

Said parcel contains 0.510 acres of ground more or less.

Survey No.: 06519

Date: 6/21/2006, Last Revised: 2/27/2012

EXHIBIT "A"

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PROPERTY DESCRIPTION

A PORTION OF LOT 11B SITUATED IN SECTION 19, TOWNSHIP 7 SOUTH - RANGE 12 EAST ST. TAMMANY PARISH, LOUISIANA

All that certain parcel of ground situated in Section 19, Township 7 South, Range 12 East, St. Tammany Parish, Louisiana and more fully described as follows:

Commence from the quarter corner common to Sections 19 and 30, Township 7 South – Range 12 East, go South 89 degrees 13 minutes 14 seconds West, a distance of 1,341.50 feet; thence go North 00 degrees 47 minutes 21 seconds West (North – plat), a distance of 264.56 feet to the **Point of Beginning**.

From the **Point of Beginning** go South 89 degrees 12 minutes 20 seconds West (North 89 degrees 59 minutes 59 seconds West – plat), a distance of 269.00 feet; thence go North 00 degrees 47 minutes 44 seconds West, a distance of 17.79 feet; thence go North 63 degrees 20 minutes 10 seconds East, a distance of 298.97 feet; thence go South 00 degrees 47 minutes 21 seconds East, a distance of 148.23 feet back to the **Point of Beginning**.

Said parcel contains 0.510 acres of ground more or less.

Survey No.: 06519

Date: 6/21/2006, Last Revised: 2/27/2012

Administrative Comment

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCELS OF IMMOVABLE PROPERTY FOR FUTURE DRAINAGE IMPROVEMENTS FOR LITTLE CREEK (WARD 4, DISTRICT 5).

St. Tammany Parish seeks to acquire certain immovable Property and/or Rights-of-Way by an Act of Exchange for future drainage improvements. This transfer would allow the Parish to widen and/or control Little Creek as needed in the future. The Parish owns the southerly 0.510 acre portion, which is in part burdened with a portion of a detention pond. The northerly 0.510 acre portion would provide contiguous ownership by the Parish of its remaining property, an approximate two (2) acre site. The Parish intends to pay closing costs and fees only.