

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5422 ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: TANNER/BRISTER PROVIDED BY: DEVELOPMENT

INTRODUCED BY: _____ SECONDED BY: _____

ON THE 9 DAY OF JULY , 2015

ORDINANCE TO REVOKE A PORTION OF ALGIERS AVENUE
RIGHT-OF-WAY, LOCATED IN CENTRAL PARK SUBDIVISION,
WARD 8, DISTRICT 12.

WHEREAS, the petitioner, who owns property abutting the aforementioned Parish street right-of-way, has petitioned the St. Tammany Parish Council to revoke/alienate a portion of the dedication, specifically a portion of Algiers Avenue, located in Central Park Subdivision; and

WHEREAS, the Departments of Public Works, Engineering, and Development have reviewed and researched said request and have reported their findings to the St. Tammany Parish Planning Commission; and

WHEREAS, the St. Tammany Parish Planning Commission, upon review of said petition, and after having considered all of the facts relevant to this request, has concluded that said portion of said street right-of-way is no longer needed for public purposes as defined pursuant to Louisiana statutory law, and therefore recommends to the Parish Council the adoption of the proposed revocation request.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, that it hereby concurs with the findings of the Planning Commission and therefore grants approval of the revocation/alienation request for the portion of the street right-of-way as referred to above, subject to the following:

SECTION I: The petitioner, or any other adjacent property owner who wishes to participate, if any, shall enter into a private cash sale with the Parish to conclude the revocation/alienation process as set forth in P.J. Ord. No. 93-1700, and in accordance with the provisions of L.R.S. 48:720 and 48:725.

SECTION II: All subsurface mineral rights therein shall be retained by St. Tammany Parish, unless otherwise stated within this ordinance; and the Parish shall reserve the right to retain any easements and/or servitudes existing at the time of revocation and/or may also require the establishment of same if the Parish deems it necessary.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 6 DAY OF AUGUST , 2015 ; AND BECOMES ORDINANCE COUNCIL SERIES NO ____.

RICHARD E. TANNER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: JUNE 25 , 2015

Published Adoption: _____, 2015

Delivered to Parish President: _____, 2015 at _____

Returned to Council Clerk: _____, 2015 at _____

ADMINISTRATIVE COMMENTS

CASE ITEM:

An ordinance to revoke a portion of Algiers Avenue located in Central Park Subdivision, Ward 8, District 12

Staff Recommendation:

The staff recommended approval of the revocation request contingent upon the applicant assimilating the right-of-way into his lot to the south (Lot 1-A-1) through the city of Slidell's resubdivision/assimilation process once the right-of-way is annexed into the City.

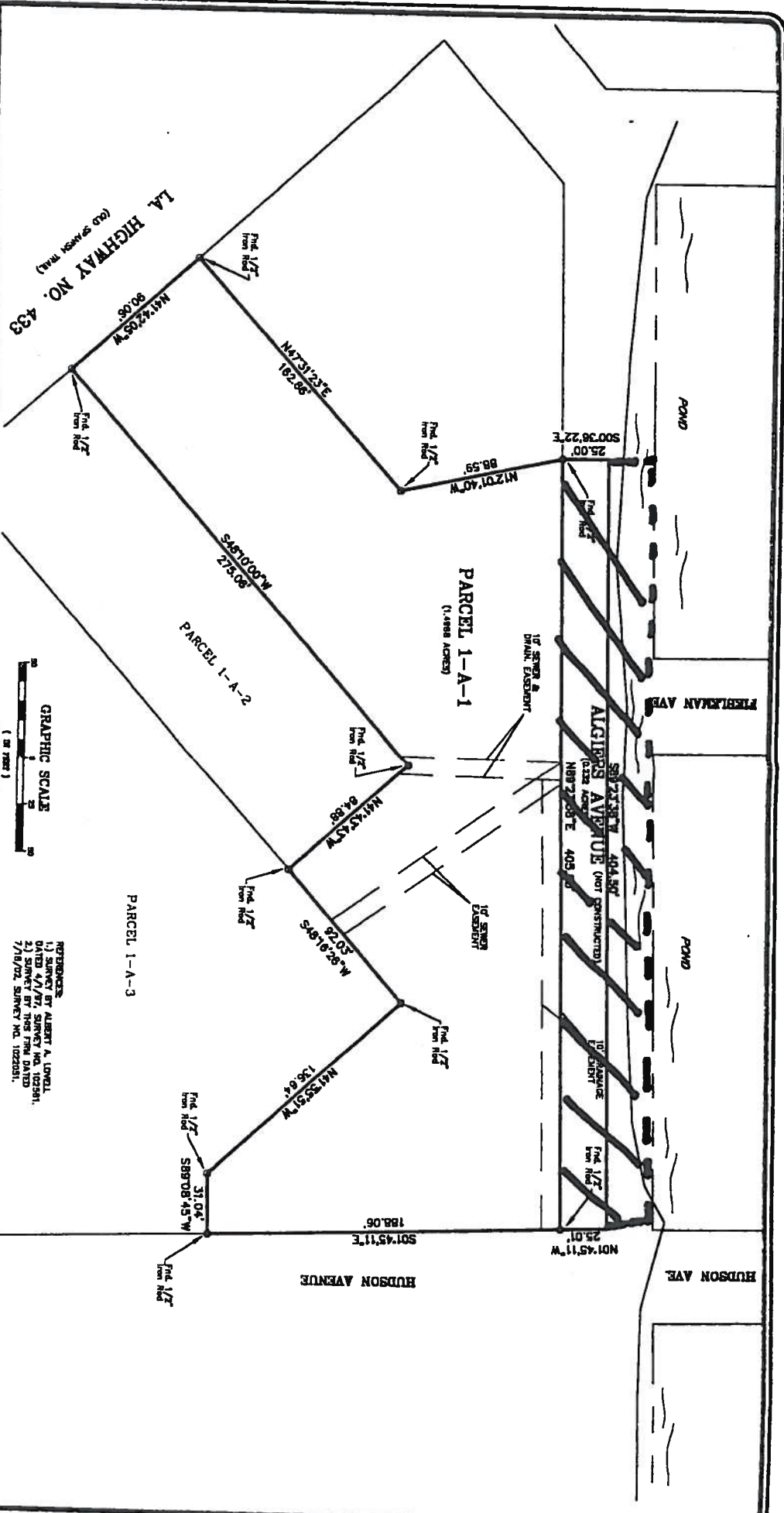
Planning Commission Recommendation:

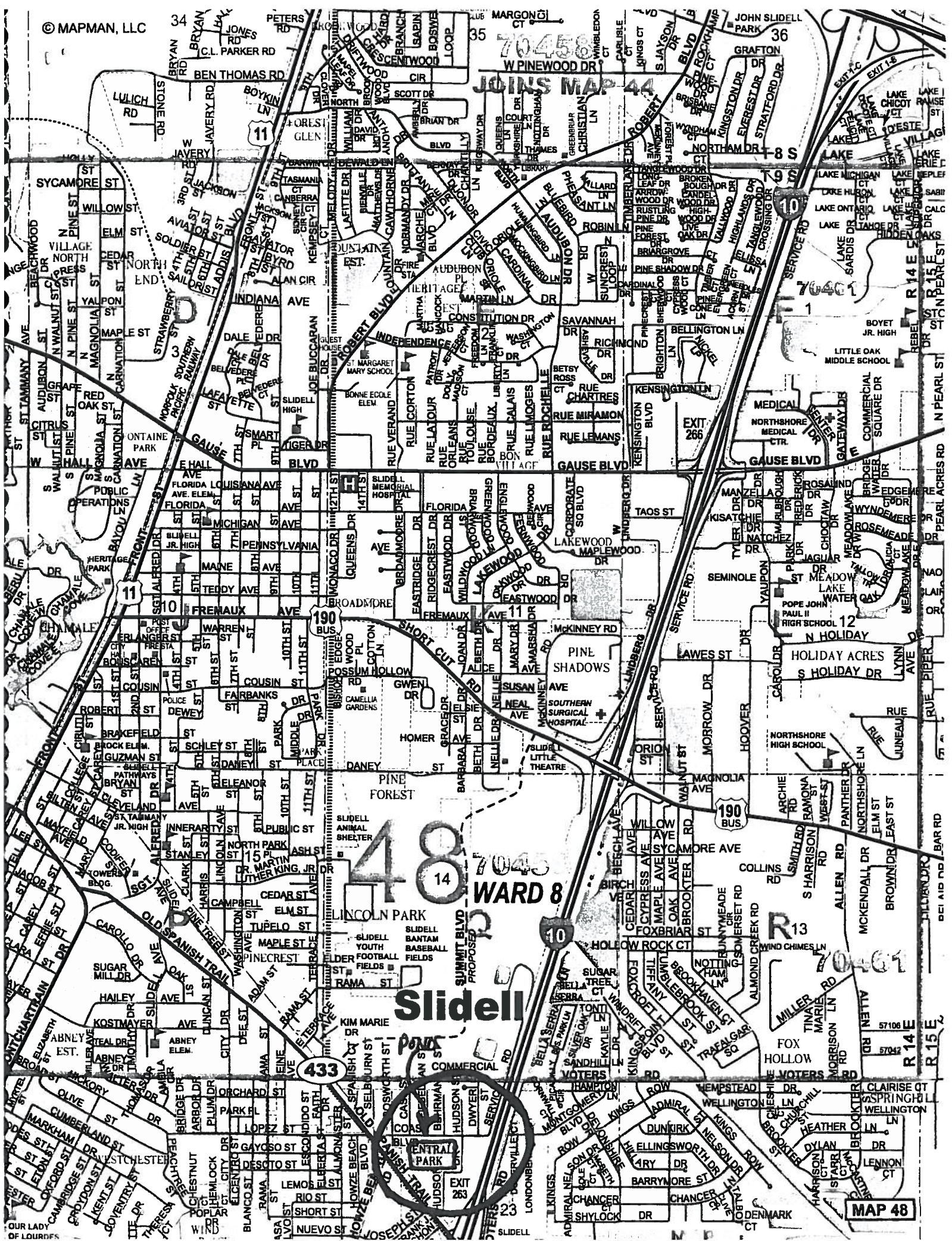
The Planning Commission unanimously recommended approval subject to staff comments.

A certain parcel of land, lying and situated in Sections 14 & 44, Township 9 South, Range 14 East, Saint Tammany Parish, Louisiana and being more fully described as follows.

Commence from a ½" iron rod found at the intersection of the westerly right of way line of Hudson Avenue and the southerly right of way line of Algiers Avenue (not constructed) run along said southerly right of way line of Algiers Avenue (not constructed) South 89 Degrees 23 Minutes 38 Seconds West a distance of 405.00 feet to a ½" iron rod found; Thence leaving said southerly right of way line of Algiers Avenue (not constructed) run North 00 Degrees 36 Minutes 22 Seconds West a distance of 50.00 feet to a point on the northerly right of way line of Algiers Avenue (not constructed); Thence run along said northerly right of way line of Algiers Avenue (not constructed) North 89 Degrees 23 Minutes 44 Seconds East a distance of 403.96 feet to a point on the westerly right of way line of Hudson Avenue ; Thence leaving said northerly right of way line of Algiers Avenue (not constructed) run along said westerly right of way line of Hudson Avenue South 01 Degrees 45 Minutes 11 Seconds East a distance of 50.00 feet and back to the ***Point of Commencement***.

Said parcel contains 0.464 acres of land more or less, lying and situated in Sections 14 & 44, Township 9 South, Range 14 East, Saint Tammany Parish, Louisiana.





Slidell

WARD 8

MAP 48