

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5069

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: BINDER/BRISTER

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 5 DAY OF SEPTEMBER, 2013

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE TEMPORARY CONSTRUCTION SERVITUDES FOR THE CARRIAGE LANE ESTATES DRAINAGE PROJECT. (WARD 4, DISTRICT 5).

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

WHEREAS, there is a need and a public purpose for the acquisition of certain Temporary Construction Servitudes of immovable property for drainage improvements along Trinity Lane in Carriage Lane estates, Phase II; and

WHEREAS, the necessary Temporary Construction Servitudes are depicted on the survey, attached hereto as Exhibit "A".

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, to acquire by Act of Donation all that certain Temporary Construction Servitudes described in Exhibit "A".

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 accept the Act of Donation of the Temporary Construction Servitudes.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized and instructed to proceed with the acquisition of the Temporary Construction Servitudes.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized to exercise its discretion in acquiring the Temporary Construction Servitudes, 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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 3 DAY OF OCTOBER , 2013 ; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

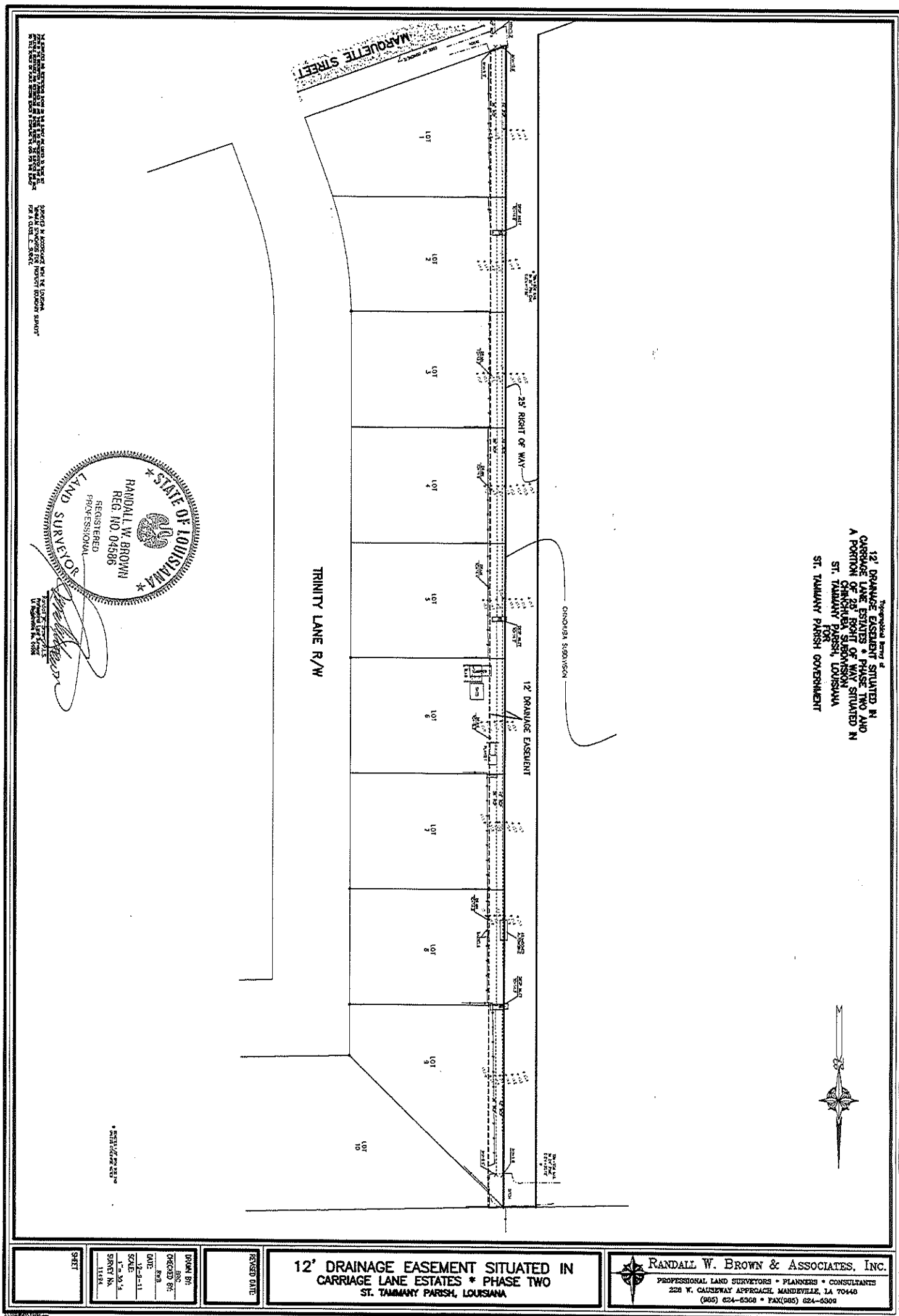
Published Introduction: August 29 , 2013

Published Adoption: _____ , 2013

Delivered to Parish President: _____ , 2013 at _____

Returned to Council Clerk: _____ , 2013 at _____

EXHIBIT "A"



Ordinance Administrative Comment

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE TEMPORARY CONSTRUCTION SERVITUDES FOR THE CARRIAGE LANE ESTATES DRAINAGE PROJECT. (WARD 4, DISTRICT 5).

St. Tammany Parish seeks to acquire, by Act of Donation, a five (5) foot Temporary Construction Servitude from five (5) lot owners located on Trinity Lane in Carriage Lane Estates, Phase II, for drainage improvements. The existing drains will be relocated within St. Tammany Parish's existing right of way.