

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5241                      ORDINANCE COUNCIL SERIES NO: \_\_\_\_\_

COUNCIL SPONSOR: FALCONER/BRISTER            PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: MR. STEFANCIK                      SECONDED BY: MR. SMITH

ON THE 7 DAY OF AUGUST , 2014

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCELS OF IMMOVABLE PROPERTY FOR THE RIVERWOOD/COVINGTON COUNTRY CLUB DRAINAGE IMPROVEMENTS PROJECT. (WARD 4, DISTRICT 4)

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 drainage improvements; and

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

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, to acquire 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, Rights-of-Way, and/or Servitudes.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized and instructed to proceed with the acquisition of the Property, Rights-of-Way, and/or Servitudes 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, Rights-of-Way, and/or Servitudes, together with all agreements and all transactions necessary to carry out the intent of this Ordinance.

BE IT FURTHER ORDAINED that if purchased, the purchase price shall not exceed the fair market value of the Property as evidenced by an appraisal obtained or supplied to the Parish plus fees and costs.

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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 4 DAY OF SEPTEMBER, 2014; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

\_\_\_\_\_  
R. REID FALCONER, AIA, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA L. FORD, COUNCIL CLERK

\_\_\_\_\_  
PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: JULY 31, 2014

Published Adoption: \_\_\_\_\_, 2014

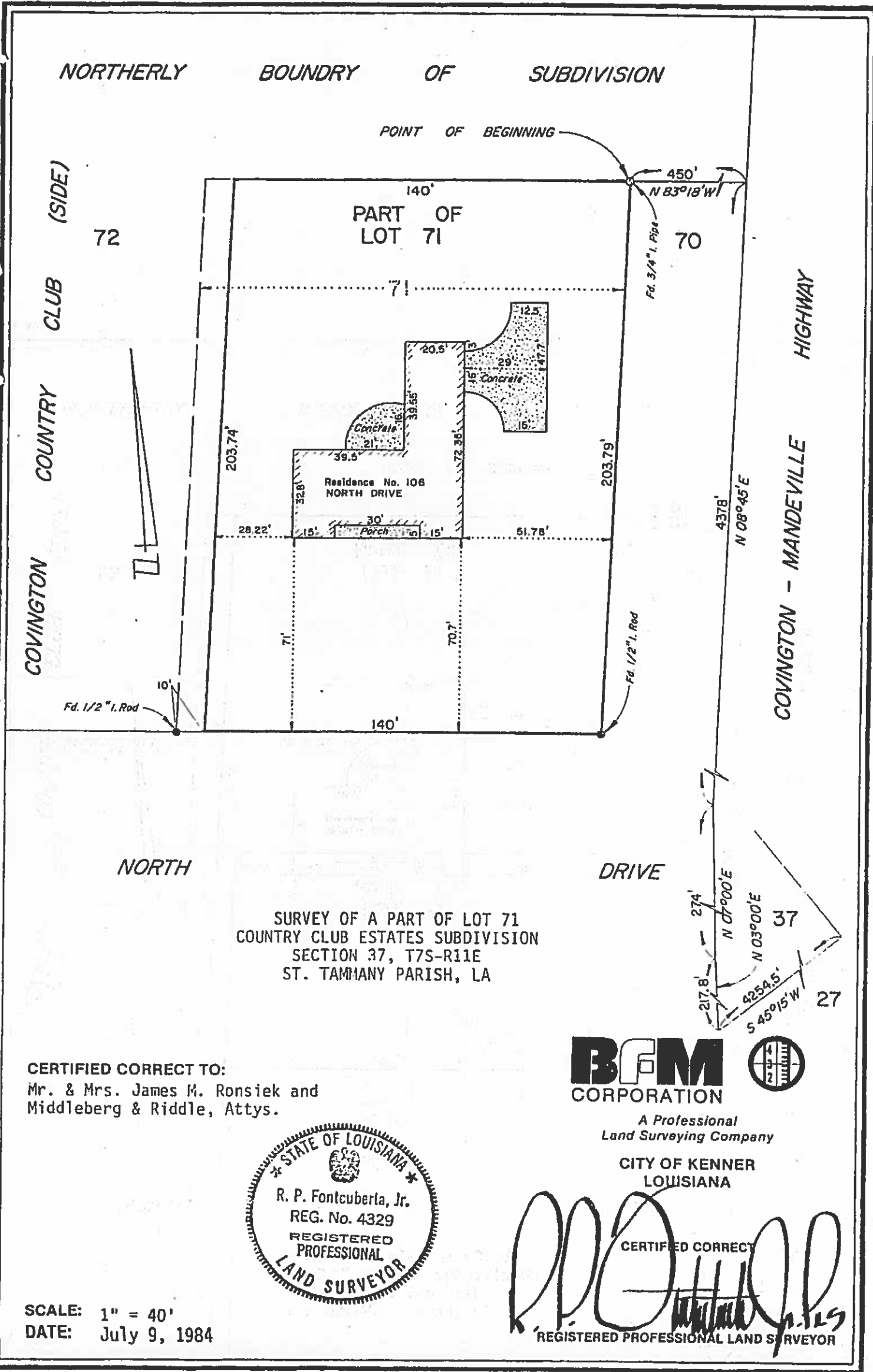
Delivered to Parish President: \_\_\_\_\_, 2014 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2014 at \_\_\_\_\_

**Exhibit "A"**  
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A CERTAIN LOT OF GROUND, together with all the buildings and improvements thereon and all the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. Tammany, State of Louisiana, in that part thereof known as Country Club Estates Subdivision, per plan by O.C. Hollister, dated October 3, 1955, originally filed in Map Book 3, folio 62, in the office of the Clerk of Court, St. Tammany Parish, Louisiana. And according to said plan, said lot is designated as Lot 71 and is located and measures as follows:

Said Lot 71 commences 450 feet from the westerly right of way line of Covington-Mandeville Highway (U.S. Highway 190), as measured along the projection of the rear line of said Lot 71 from said highway to the northeast corner of said Lot 71. Said Lot 71 measures thence 150 feet along its rear line, a width and front on North Drive of 150 feet, by a depth on its easterly sideline of 203.79 feet, and a depth on its westerly sideline of 203.72 feet.



## 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 THE RIVERWOOD/COVINGTON COUNTRY CLUB DRAINAGE IMPROVEMENTS PROJECT. (WARD 4, DISTRICT 4)

St. Tammany Parish seeks to acquire certain immovable Property, Rights-of-Way and/or Servitudes for drainage improvements for the Riverwood/Covington Country Club Drainage Improvements Project. Further, the Parish will obtain the property and improvements located at 106 North Drive, Covington, Louisiana which is located in Country Club Estates Subdivision. This property will serve as a stormwater retention area and water quality amenity for the finger of the Ponchitolawa. The construction of this Drainage Improvement Project was approved for construction funding through the Statewide Flood Control Grant Program (SWFCGP). The Parish intends to pay no more than appraised value or less, plus closing costs and fees.