

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5434

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: TANNER/BRISTER

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: MR. GOULD

SECONDED BY: MR. CANULETTE

ON THE 6 DAY OF AUGUST , 2015

ORDINANCE TO DECLARE PORTIONS OF PARCELS 10 AND 11, LABARRE PLANTATION (JEFFERSON PARISH), BEING THE AIRLINE-CAUSEWAY SERVICE ROAD ALONG THE NORTHERN SIDE OF AIRLINE DRIVE AND WEST OF N. LABARRE ROAD IN METAIRIE AS SURPLUS PROPERTY AND TO AUTHORIZE THE PRIVATE SALE, PUBLIC AUCTION AND/OR DISPOSAL OF SAID PROPERTY DESCRIBED HEREIN.

WHEREAS, the Parish of St. Tammany no longer wishes to own the property identified as portions of Parcels 10 and 11, Labarre Plantation (Jefferson Parish), being the Airline-Causeway service road along the northern side of Airline Drive and West of N. Labarre Road in Metairie, consisting of 6,982.26 square feet (the "Property"); and

WHEREAS, there is a need and purpose to declare the Property as surplus and to sell, auction and/or dispose of said Property; and

WHEREAS, the Parish of St. Tammany hereby desires to declare said Property as surplus and authorizes the Office of the Parish President to do whatever is necessary to advertise, enter into negotiations and sell, auction and/or dispose of said Property and any improvements thereon; and

WHEREAS, a survey and legal description of the Property are attached hereto; and

WHEREAS, the Property will be sold by private sale, in accordance with the provisions of Louisiana Revised Statute 48:711, et seq.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to declare portions of Parcels 10 and 11, Labarre Plantation (Jefferson Parish), being the Airline-Causeway service road along the northern side of Airline Drive and West of N. Labarre Road in Metairie as surplus property no longer needed for a public purpose and to authorize the private sale, public auction and/or disposal of said property.

BE IT FURTHER ORDAINED that pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to assess, deem, designate and determine that such immovable property is now surplus.

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

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 SEPTEMBER , 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: JULY 30 , 2015

Published Adoption: _____ , 2015

Delivered to Parish President: _____ , 2015 at _____

Returned to Council Clerk: _____ , 2015 at _____

LEGAL DESCRIPTION

A CERTAIN PORTION OF GROUND, together with all the improvements thereon and all the rights, ways, privileges, servitudes, advantages, prescriptions (liberative and acquisitive), and appurtenances thereunto belonging or in anywise appertaining, consisting of **A PORTION OF PARCELS 10 AND 11, LABARRE PLANTATION**, Jefferson Parish, adjacent to Parcels 10-A and 11-A of Labarre Plantation, being a portion of the Airline Drive service road north of Airline Drive and west of N. Labarre Road. Said portion of Parcels 10 and 11 collectively measures 182.52' on the side bordering Parcels 10-A and 11-A, 33.80' on its eastern side, 230.49' on the side bordering the Airline Dr. approach ramp to the Causeway Blvd. overpass, and 58.89' bordering the Norfolk Southern Railroad Right-of-Way. Said portion consists of 6,982.26 square feet. All as shown upon a survey by Gilbert, Kelly & Couturié, Inc., dated March 4, 2015, a copy of which is attached hereto and made a part hereof. **BUT SUBJECT TO** an access and construction servitude and a water and sewer servitude, as more fully described below.

Ordinance Administrative Comment

ORDINANCE TO DECLARE PORTIONS OF PARCELS 10 AND 11, LABARRE PLANTATION (JEFFERSON PARISH), BEING THE AIRLINE-CAUSEWAY SERVICE ROAD ALONG THE NORTHERN SIDE OF AIRLINE DRIVE AND WEST OF N. LABARRE ROAD IN METAIRIE AS SURPLUS PROPERTY AND TO AUTHORIZE THE PRIVATE SALE, PUBLIC AUCTION AND/OR DISPOSAL OF SAID PROPERTY DESCRIBED HEREIN.

This property is owned in indivision with Jefferson Parish. It was acquired by the Greater New Orleans Expressway Commission on behalf of the St. Tammany Parish and Jefferson Parish by act recorded January 31, 1956 at COB 395, folio 156, Entry #71057 and by act recorded February 23, 1956 at COB 396, folio 223, Entry #72225. The adjacent property owner has requested to purchase the property from St. Tammany and Jefferson Parishes. The property will be appraised and sold for at least appraised value. One-half (1/2) of the proceeds would be payable to St. Tammany Parish as a one-half owner of the property.