

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3048 ORDINANCE COUNCIL SERIES NO. 05-

COUNCIL SPONSOR STEFANCIK/PRESIDENT PROVIDED BY: PLANNING

INTRODUCED BY MR. THOMPSON SECONDED BY MR. BURKHALTER

ON THE 7TH DAY OF APRIL 2005

ORDINANCE TO ENTER AND CROSS THE TAMMANY TRACE FOR THE DEVELOPER OF OAKLAWN TRACE SUBDIVISION, LOCATED IN WARD 7, DISTRICT 7; AND TO PROVIDE FOR REPEAL, SEVERABILITY AND DATE OF ENACTMENT

WHEREAS, the developer of Oaklawn Trace Subdivision has petitioned the Parish of St. Tammany to enter and cross the Tammany Trace for the exclusive purpose of providing pedestrian access to the recreational facilities in association with the subdivision development; and

WHEREAS, upon review and consideration by the St. Tammany Parish Planning Commission at a regularly scheduled public hearing, and only after hearing testimony from all concerns, hereby recommends that the Parish Council approve the proposed request subject to the stipulations as referred to below.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, that the developer of Oaklawn Trace Subdivision is hereby granted approval to enter and cross the Tammany Trace, for the exclusive purpose of providing pedestrian access to the recreational facilities in association with Oaklawn Trace subdivision, subject to the following stipulations:

- a.) Resolving all issues relevant to the correct right-of-way width of the Tammany Trace at the location to the south of the proposed subdivision development,
- b.) construction of a 10' wide path only with no more than a two foot clearing on either side,
- c.) providing the location, size and type of culverts are for the crushed limestone pedestrian access that crosses the Trace ditches,
- d.) specifics regarding clearing and disposal required on the width of the Trace right-of-way,
- e.) utilities crossing the Trace must be jacked and bored with depths as shown on the plan as submitted by Kelly McHugh & Associates, Inc.,
- f.) as-built drawings will be required certifying to the approved plan,
- g.) proposed signage should be placed within the Trace right-of-way,
- h.) the limestone surfacing proposed should be asphalted within the Trace right-of-way which shall in turn be maintained by the parish,
- i.) relative to the signage plan, the applicant shall use "yield" signs instead of "stop" signs, and
- j.) the bollards plan needs to be amended to reflect the use of lighter posts.

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: