

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3257 ORDINANCE COUNCIL SERIES NO. 06-

COUNCIL SPONSOR STEFANCIK/DAVIS PROVIDED BY: PLANNING

INTRODUCED BY _____ SECONDED BY _____

ON THE _____ DAY OF _____ 2006

**ORDINANCE TO REVOKE A 32' WIDE NON-DESIGNATED
RIGHT OF WAY LOCATED IN ORCHARD DRIVE
SUBDIVISION, WARD 3, DISTRICT 5**

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 32' wide non-designated right-of-way located in Orchard Drive Subdivision, and

WHEREAS, the Departments of Public Works, Engineering, and Planning 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 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, 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.

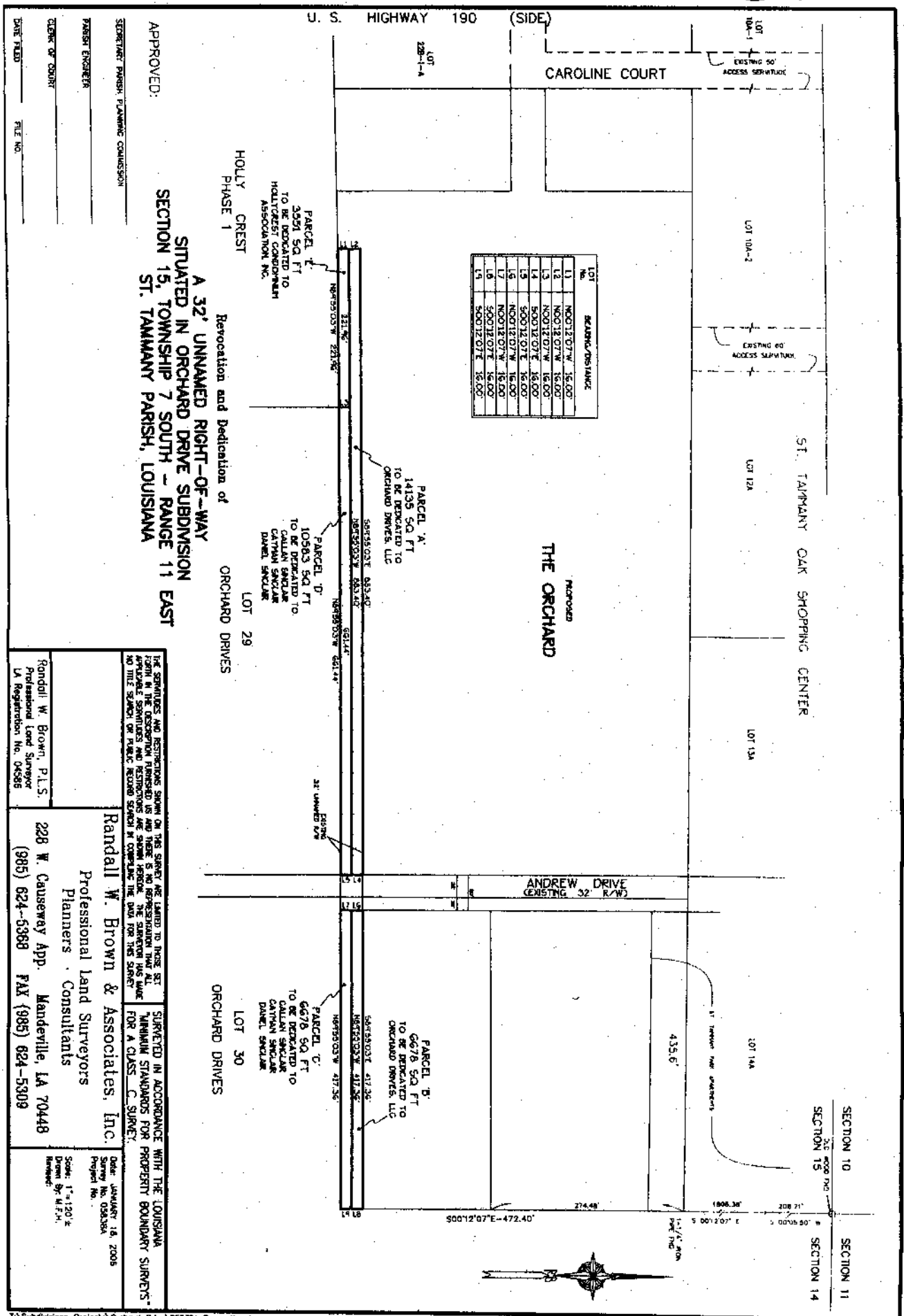
SECTION II: All subsurface mineral rights therein shall be retained by St. Tammany Parish, unless otherwise stated within this ordinance; and the Parish shall reserve the right to retain any easements and/or servitudes existing at the time of revocation and/or may also require the establishment of same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

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby and henceforth repealed.

SEVERABILITY: If any provision of this Ordinance is held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provisions, 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: _____



APPROVED:
 SECRETARY PARISH PLANNING COMMISSION
 PARISH ENGINEER
 CLERK OF COURT
 DATE FILED
 FILE NO.

**A 32' UNNAMED RIGHT-OF-WAY
 SITUATED IN ORCHARD DRIVE SUBDIVISION
 SECTION 15, TOWNSHIP 7 SOUTH - RANGE 11 EAST
 ST. TAMMANY PARISH, LOUISIANA**

Revocation and Dedication of
 HOLLY CREST
 PHASE 1
 ORCHARD DRIVES

THE SPENCERS AND RESTRICTIONS SHOWN ON THIS SURVEY ARE LIMITED TO THOSE SET FORTH IN THE DESCRIPTION FURNISHED US AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE STATUTES AND RESTRICTIONS ARE SHOWN HEREON. THE SURVEYOR HAS MADE NO TITLE SEARCH OR PUBLIC RECORD SEARCH IN CONNECTION WITH THIS SURVEY.

Submitted in accordance with the Louisiana Minimum Standards for Property Boundary Surveys for a Class C Survey.

Randall W. Brown & Associates, Inc.
 Professional Land Surveyors
 Planners & Consultants
 226 W. Causeway App. Mandeville, LA 70448
 (985) 624-6368 FAX (985) 624-5309

Date: JANUARY 16, 2005
 Survey No. 02615A
 Project No.
 Scale: 1"=120'
 Drawn by: M.F.H.
 Reviewed: