

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3351 ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: MR. DEAN PROVIDED BY: PRESIDENT/ LEGAL

INTRODUCED BY MR. DEAN SECONDED BY MR. THOMPSON

ON THE 3RD DAY OF AUGUST, 2006.

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT THE ACT OF DEDICATION AND DONATION OF STIRLING BOULEVARD AND TO INCLUDE SAME INTO THE ROAD MAINTENANCE SYSTEM. WARD 1, DISTRICT 1 (AS SHOWN IN EXHIBIT "A" ATTACHED HERETO)

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, that:

SECTION I: The Act of Dedication and Donation by Stirling Mandeville, L.L.C. for Stirling Boulevard is accepted, and same shall be incorporated into the St. Tammany Parish Selective Road Maintenance System Inventory.

SECTION II: The Parish President and/or C.A.O. is hereby authorized to execute any and all documents necessary in connection with said acceptance of said Stirling Boulevard.

SECTION III: The Department of Public Works is directed to provide the appropriate maintenance thereto.

SEVERABILITY: If any provision of this ordinance shall be held to be invalid, such invalidity shall not affect any other provision 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.

REPEAL: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

EFFECTIVE DATE: This ordinance shall become effective fifteen (15) days after adoption.

MOVED OR 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 HELD ON THE ____ DAY OF _____, 2006, AND BECOMES ORDINANCE COUNCIL SERIES NO. _____.

STEVE STEFANCIK, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

KEVIN C. DAVIS, PARISH PRESIDENT

Published Introduction _____, 2006
 Published Adopted _____, 2006
 Delivered to Parish President on _____, 2006 @ _____
 Returned to Council Clerk on _____, 2006 @ _____

STATE OF LOUISIANA

PARISH OF ST. TAMMANY

ACT OF DEDICATION AND DONATION

BE IT KNOWN, that on this ____ day of July, 2006,

BEFORE ME, the undersigned Notary Public, and in the presence of the two undersigned competent witnesses, personally came and appeared:

STIRLING MANDEVILLE, L.L.C., a Louisiana limited liability company, represented herein by its Manager, Stirling Mandeville Manager, Inc., a Louisiana corporation, appearing herein through its undersigned officer duly authorized hereunto

mailing address is: 109 Northpark Boulevard
Suite 300
Mandeville, Louisiana 70433

WHO AFTER BEING DULY SWORN, declared that it does hereby and by these presents now and forever, grant, bargain, set over, assign, abandon, dedicate, donate and deliver in fee simple title, with full warranty and guarantee of title, substitution and subrogation, unto:

THE PARISH OF ST. TAMMANY (TIN #72-6001304), State of Louisiana, represented herein by Kevin Davis, appearing in his official capacity as President of St. Tammany Parish, on the authority of Article IX, Section 9.01 of the St. Tammany Parish Charter,

for the public use, and specifically for inclusion as a Parish thoroughfare in the St. Tammany Parish Selective Road Maintenance Inventory, under which the Parish shall be responsible for its maintenance and control, all of its rights, titles and interests in and to that certain piece or parcel of ground, its road base, surface, drainage ditches, culverts, bridges, signages, improvements and appurtenances thereon and thereunder, or in anywise appertaining, situated in St. Tammany Parish, Louisiana, more particularly described as follows, to wit:

A certain tract or parcel of ground designated as "TRACT I-3" containing 3.982 acres or 173,450 sq. ft., located in Section 46, Township 7 South, Range 10 East, and Section 47, Township 7 South, Range 11 East, St. Tammany Parish, State of Louisiana and is more particularly described as follows:

Commencing at a found 1" iron pipe, said pipe being the Southwest corner of Section 46, Township 7 South, Range 10 East, said pipe also being the "POINT OF COMMENCEMENT" and labeled "P.O.C.,"

Then, North 00 degrees 54 minutes 02 seconds West a distance of 408.95 feet to a found ¾" iron rod located on the northerly right of way line of Christwood Boulevard,

Then, departing said right of way line, North 00 degrees 54 minutes 30 seconds West a distance of 1,109.80 feet to a point, said point being located on the easterly right of way line of Louisiana State Highway No. 21;

Then, continuing along said right of way line, North 41 degrees 36 minutes 56 seconds East a distance of 22.68 feet to a point;

Then, North 34 degrees 03 minutes 34 seconds East a distance of 200.21 feet to a point;

Then, North 31 degrees 21 minutes 06 seconds East a distance of 212.52 feet to a point;

Then, South 58 degrees 57 minutes 50 seconds East a distance of 9.81 feet to a point;

Then, North 35 degrees 52 minutes 57 seconds East a distance of 61.08 feet to a point;

Then, North 35 degrees 58 minutes 10 seconds East a distance of 200.01 feet to a point;

Then, North 35 degrees 57 minutes 19 seconds East a distance of 94.96 feet to a point;

Then, departing said right of way line, South 54 degrees 01 minutes 25 seconds East a distance of 250.13 feet to a point, said point being the "POINT OF BEGINNING" and labeled "P.O.B.4,"

Then, North 35 degrees 58 minutes 01 seconds East a distance of 272.50 feet to a point;

Then, North 82 degrees 17 minutes 56 seconds East a distance of 415.17 feet to a point;

Then, North 50 degrees 33 minutes 38 seconds East a distance of 822.96 feet to a point;

Then, along a tangent curve to the right having a delta of 57 degrees 07 minutes 11 seconds, a radius of 395.00 feet, an arc length of 393.79 feet, a chord bearing of North 79 degrees 07 minutes 13 seconds East and a chord distance of 377.68 feet to a point;

Then, along a tangent curve to the right having a delta of 01 degrees 54 minutes 37 seconds, a radius of 22,748.31 feet, an arc length of 758.44 feet, a chord bearing of South 71 degrees 21 minutes 53 seconds East and a chord distance of 758.40 feet to a point;

Then, South 20 degrees 01 minutes 52 seconds West a distance of 65.00 feet to a point;

Then, along a non-tangent curve to the left having a delta of 01 degrees 54 minutes 32 seconds, a radius of 22,683.31 feet, an arc length of 755.77 feet, a chord bearing of North 71 degrees 21 minutes 55 seconds West and a chord distance of 755.74 feet to a point;

Then, along a tangent curve to the right having a delta of 57 degrees 07 minutes 11 seconds, a radius of 330.00 feet, an arc length of 329.00 feet, a chord bearing of South 79 degrees 07 minutes 14 seconds East and a chord distance of 315.54 feet to a point;

Then, South 50 degrees 33 minutes 38 seconds West a distance of 773.81 feet to a point;

Then, along a tangent curve to the right having a delta of 31 degrees 44 minutes 18 seconds, a radius of 261.35 feet, an arc length of 144.77 feet, a chord bearing of South 66 degrees 25 minutes 47 seconds West and a chord distance of 142.93 feet to a point;

Then, South 82 degrees 17 minutes 56 seconds West a distance of 258.46 feet to a point;

Then, along a tangent curve to the left having a delta of 46 degrees 19 minutes 55 seconds, a radius of 154.00 feet, an arc length of 124.53 feet, a chord bearing of South 59 degrees 07 minutes 59 seconds West and a chord distance of 121.17 feet to a point;

Then, South 35 degrees 58 minutes 01 seconds West a distance of 202.05 feet to a point;

Then, North 34 degrees 10 minutes 08 seconds West a distance of 72.83 feet to the "POINT OF BEGINNING."

Stirling Mandeville, L.L.C. further agrees to secure at its own expense and supply to the PARISH OF ST. TAMMANY, an adequate policy of title insurance on the property conveyed herein naming the Parish of St. Tammany as Insured, as provided by law.

THUS DONE AND PASSED, in the presence of me, Notary, and that of the undersigned competent witnesses, in St. Tammany Parish, Louisiana, on the date above written.

WITNESSES:

STIRLING MANDEVILLE, L.L.C.

By Stirling Mandeville Manager, Inc.

Michele M. Wallace
Printed Name: Michele M. Wallace

Ashlee C. White
Printed Name: Ashlee C. White

By: Donald E. Suggs
Name: GERARD J. E. SUGGS
Title: MANAGER

Nancy B. Stallings
NOTARY PUBLIC



Nancy B. Stallings
Notary ID # 068797
Parish of St. Tammany
State of Louisiana
Commission Expires at Death

STATE OF LOUISIANA

PARISH OF ST. TAMMANY

ACCEPTANCE OF DEDICATION AND DONATION

BE IT KNOWN, that on this ____ day of July, 2006,

BEFORE ME, the undersigned Notary Public, and in the presence of the two undersigned competent witnesses, personally came and appeared:

THE PARISH OF ST. TAMMANY, represented herein by Kevin Davis, appearing in his official capacity as President of St. Tammany Parish, on the authority of Article IX, Section 9.01 of the St. Tammany Parish Charter.

WHICH DOES HEREBY, and by these presents accept the same and acknowledge due delivery and possession thereof, to form a portion of a thoroughfare to be included in the St. Tammany Parish Selective Road Maintenance Inventory, and to be owned by the Parish in fee simple, together with all of the area within the right-of-way, the road base and surface, the drainage ditches, culverts, bridges and signage thereunto belonging or in anywise appertaining.

THUS DONE AND PASSED, in the presence of me, Notary, and that of the undersigned competent witnesses, in St. Tammany Parish, Louisiana, on the date above written.

WITNESSES:

PARISH OF ST. TAMMANY

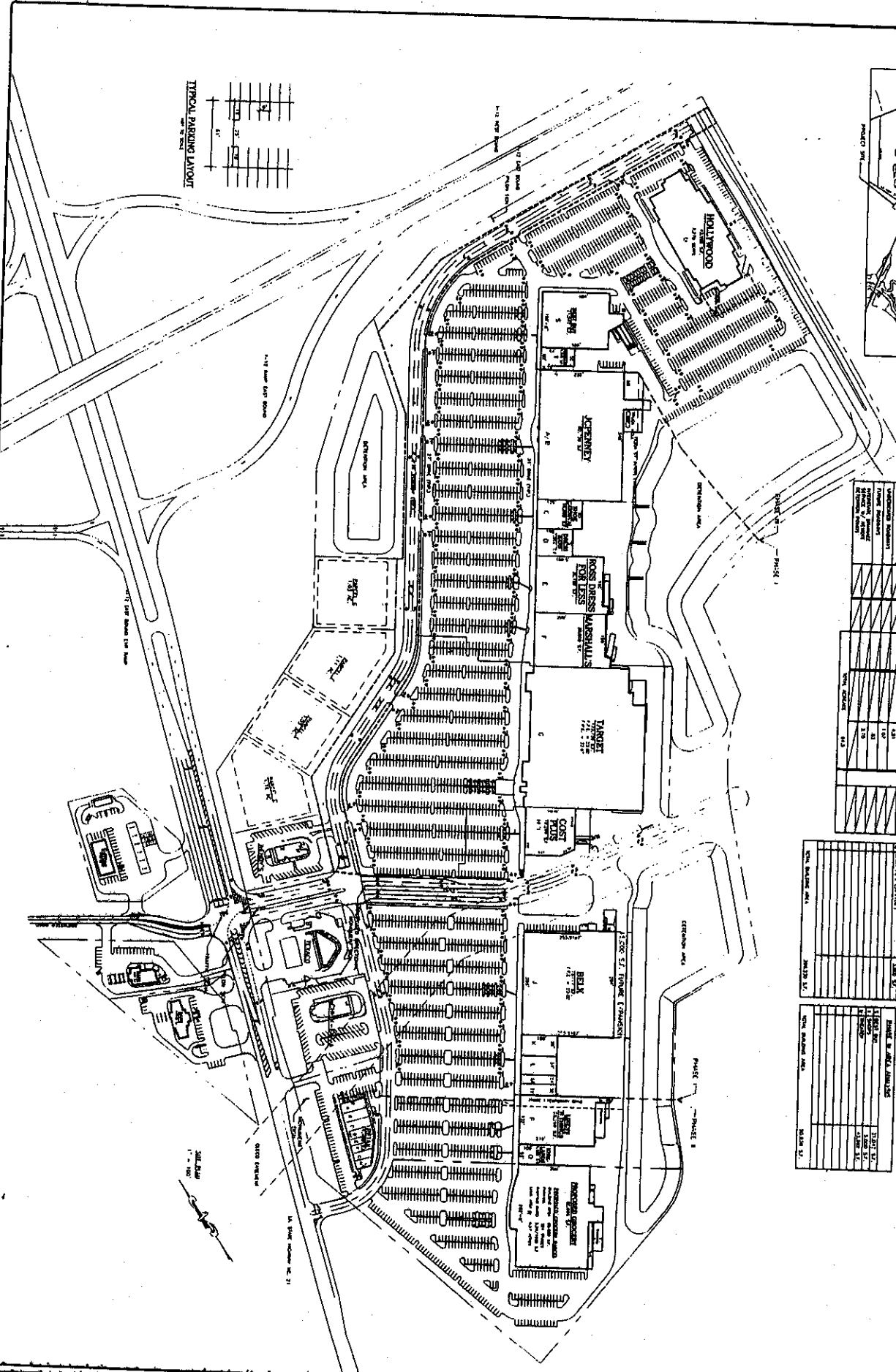
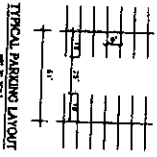
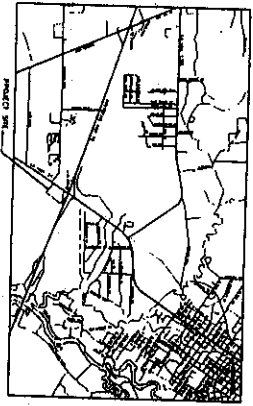
Printed Name: _____

By: _____

Kevin Davis
Parish President

Printed Name: _____

ROBERT A. BARNETT, NOTARY PUBLIC



STIRLING WATERFALL SHOPPING CENTER

| NO. | DESCRIPTION | AREA (SQ. FT.) | NO. OF SPACES | TYPE |
|-------|-------------|----------------|---------------|---------|
| 1 | LOT 1 | 11,000 | 110 | Surface |
| 2 | LOT 2 | 11,000 | 110 | Surface |
| 3 | LOT 3 | 11,000 | 110 | Surface |
| 4 | LOT 4 | 11,000 | 110 | Surface |
| 5 | LOT 5 | 11,000 | 110 | Surface |
| 6 | LOT 6 | 11,000 | 110 | Surface |
| 7 | LOT 7 | 11,000 | 110 | Surface |
| 8 | LOT 8 | 11,000 | 110 | Surface |
| 9 | LOT 9 | 11,000 | 110 | Surface |
| 10 | LOT 10 | 11,000 | 110 | Surface |
| 11 | LOT 11 | 11,000 | 110 | Surface |
| TOTAL | | 121,000 | 1,210 | |

PHASE I

| NO. | DESCRIPTION | AREA (SQ. FT.) | NO. OF SPACES | TYPE |
|-------|-------------|----------------|---------------|---------|
| 1 | LOT 1 | 11,000 | 110 | Surface |
| 2 | LOT 2 | 11,000 | 110 | Surface |
| 3 | LOT 3 | 11,000 | 110 | Surface |
| 4 | LOT 4 | 11,000 | 110 | Surface |
| 5 | LOT 5 | 11,000 | 110 | Surface |
| 6 | LOT 6 | 11,000 | 110 | Surface |
| 7 | LOT 7 | 11,000 | 110 | Surface |
| 8 | LOT 8 | 11,000 | 110 | Surface |
| 9 | LOT 9 | 11,000 | 110 | Surface |
| 10 | LOT 10 | 11,000 | 110 | Surface |
| 11 | LOT 11 | 11,000 | 110 | Surface |
| TOTAL | | 121,000 | 1,210 | |

PHASE II

| NO. | DESCRIPTION | AREA (SQ. FT.) | NO. OF SPACES | TYPE |
|-------|-------------|----------------|---------------|---------|
| 1 | LOT 1 | 11,000 | 110 | Surface |
| 2 | LOT 2 | 11,000 | 110 | Surface |
| 3 | LOT 3 | 11,000 | 110 | Surface |
| 4 | LOT 4 | 11,000 | 110 | Surface |
| 5 | LOT 5 | 11,000 | 110 | Surface |
| 6 | LOT 6 | 11,000 | 110 | Surface |
| 7 | LOT 7 | 11,000 | 110 | Surface |
| 8 | LOT 8 | 11,000 | 110 | Surface |
| 9 | LOT 9 | 11,000 | 110 | Surface |
| 10 | LOT 10 | 11,000 | 110 | Surface |
| 11 | LOT 11 | 11,000 | 110 | Surface |
| TOTAL | | 121,000 | 1,210 | |

PHASE III

| NO. | DESCRIPTION | AREA (SQ. FT.) | NO. OF SPACES | TYPE |
|-------|-------------|----------------|---------------|---------|
| 1 | LOT 1 | 11,000 | 110 | Surface |
| 2 | LOT 2 | 11,000 | 110 | Surface |
| 3 | LOT 3 | 11,000 | 110 | Surface |
| 4 | LOT 4 | 11,000 | 110 | Surface |
| 5 | LOT 5 | 11,000 | 110 | Surface |
| 6 | LOT 6 | 11,000 | 110 | Surface |
| 7 | LOT 7 | 11,000 | 110 | Surface |
| 8 | LOT 8 | 11,000 | 110 | Surface |
| 9 | LOT 9 | 11,000 | 110 | Surface |
| 10 | LOT 10 | 11,000 | 110 | Surface |
| 11 | LOT 11 | 11,000 | 110 | Surface |
| TOTAL | | 121,000 | 1,210 | |

SHOPPING CENTER
HIGHWAY 21
COVINGTON, LOUISIANA

STIRLING
PROPERTIES

ZITO-RUSSELL
ARCHITECTS, P.C.

MSP 47