

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO. C-2109

COUNCIL SPONSOR MR. HAMAUEI PROVIDED BY COUNCIL OFFICE

RESOLUTION TO VACATE, IN PART, THE MORATORIUM ESTABLISHED BY ORDINANCE C.S. NO. 07-1567 ON ISSUANCE OF BUILDING PERMITS FOR CONSTRUCTION OR PLACEMENT OF BUILDING STRUCTURES ON PROPERTY WITHIN A PORTION OF CYPRESS PARK SUBDIVISION AND SURROUNDING AREAS. (WARD 7, DISTRICT 7)

WHEREAS, pending review of existing land uses and to formulate measures to protect residents in and near the area more fully described within the ordinance, and for such other reasons stated therein, the Parish Council adopted Ordinance C.S. No. 07-1567, extending a six-month moratorium on the issuance of building permits for construction or placement of any building structures on the specified property within a portion of Cypress Park Subdivision and surrounding areas, which includes N. Mill Road, Ward 7, District 7; and

WHEREAS, the owner of LOT 2, SECTION 29, T-8-S, R-13-E, of N. Mill Road has voluntarily agreed to mitigate all flood plain storage loss from his house pad construction in accordance with the attached sketches in order to address, remedy, lessen and/or alleviate any adverse impacts that the placement of building structures on the property may have. And, also, to alleviate potential hazards of flooding by continued development within the area of the moratorium, to comply with the "no net fill" regulations of Chapter 7 of the Parish Code of Ordinances to the satisfaction of and after consulting with the Parish Engineering Department, which will also assist in addressing the overall impacts in the area. LOT 2, SECTION 29, T-8-S, R-13-E, of N. Mill road, as described and shown in attached survey should, therefore, be removed from the provisions and restrictions of the moratorium.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that the Parish Council vacates, in part, the moratorium established by Ordinance C.S. No. 07-1567, and any subsequent extension thereof, on the issuance of building permits for construction or placement of building structures within a portion of Cypress Park Subdivision and surrounding areas, to remove, LOT 2, SECTION 29, T-8-S, R-13-E, of N. Mill road, as described, from the restrictions established by the moratorium; provided the above referenced conditions are adhered to by the owner of said lot, and any successor in title should the lot be sold by said owner. The owner will be responsible for providing proper notice to the new owner, if applicable.

BE IT FURTHER RESOLVED that the release of this parcel from the moratorium shall apply only for the construction of one residential building structure on said parcel. Any construction of additional structures or the subdivision of the parcel into additional lots for the purpose of constructing additional structures shall be subject to the moratorium while in effect unless said additional structures are specifically released by further action of this Parish Council.

BE IT FURTHER RESOLVED that the moratorium shall continue to be in full force and effect for the remainder of the affected areas as established by Ordinance C.S. No. 07-1567.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: _____, SECONDED BY: _____

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS RESOLUTION WAS DECLARED ADOPTED ON THE ____ DAY OF ____ 2007 AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

BARRY BAGERT, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

*Samuel
Title*

SALE OF PROPERTY

Be it known on the 2nd day of July, 1997,

BEFORE me, Richard A. Machen, a notary public, duly commissioned and sworn, in and for the Parish of St. Tammany, State of Louisiana, residing in said parish, and in the presence of the witnesses hereinafter named and undersigned, personally came and appeared:

VELMA DAVIS, wife of / and LARRY ANTHONY CHABRECK, both of the lawful age, who deposed unto me, Notary, that they have been married but once and then to each other and are presently living and residing together in lawful wedlock.

Herein called seller, who declared that for the sale price of one thousand and no/100 dollars cash, receipt of which is acknowledged, seller hereby sells and delivers with full warranty of title and subrogation to all rights and actions of warranty Seller may have, unto:

SAMUEL DWAYNE CHABRECK, of lawful age, who deposed unto me notary that he is single and has never married and

herein called buyer, whose mailing address is 61241 N. Mill Rd. Lacombe, La. 70445,

the following described property the possession and delivery of which buyer acknowledges:

TWO CERTAIN PARCELS OF LAND, together with all the buildings and improvements thereon and all the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, lying and being situated in LOT 2 of Section 29, Township 8 South, Range 13 East of St. Tammany Parish, Louisiana, and more fully described as follows, to wit:

PARCEL NO. 1. From the corner common to Sections 28, 29, 32 and 33 of said Township and Range, go North 928.62 feet to a point, thence go West 1039.14 feet to an iron, thence go South 05 degrees, 26 minutes, 31 seconds West 355.21 feet to the point of beginning.

Thence from the point of beginning go North 83 degrees, 36 minutes 09 seconds West 135.0 feet to a point, thence go South 05 degrees, 30 minutes West 61.6 feet to a point, thence go South 64 degrees, 20 minutes East 45.4 feet to a point, thence go in a northeasterly direction along the right of way of Mill Road back to the point of beginning.

PARCEL NO. 2

From the corner common to Sections 28, 29, 32, and 33 of said Township and Range, go North 928.62 feet to a point, thence West 1039.14 feet to an iron and the point of beginning.

Thence South 05 degrees, 26 minutes, 31 seconds West 355.25 feet to an iron set in the North edge of a public road, thence North 83 degrees, 36 minutes, 09 seconds West along said North edge a distance of 135.0 feet to an iron, thence North 05 degrees 32 minutes, 30 seconds East 340.2 feet to an iron, thence East 135.0 feet to the point of beginning. Acquired in Cob 774 Folio 514

Done and signed in my office in Slidell, La. on the date above written.

WITNESSES:

[Signature]
Louise Machen

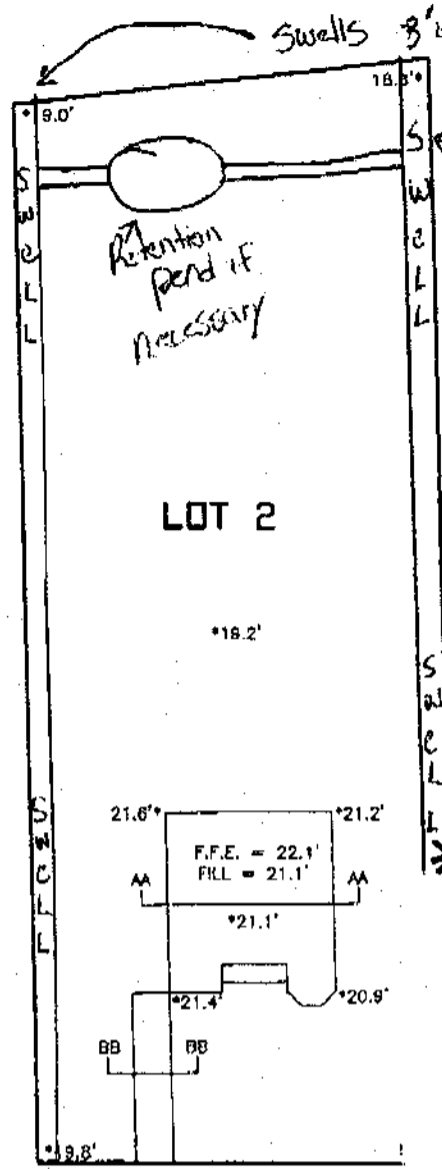
Larry Anthony Chabreck
Velma Davis Chabreck
Samuel D. Chabreck

[Signature]
RICHARD A. MACHEN

KD7-422

985203

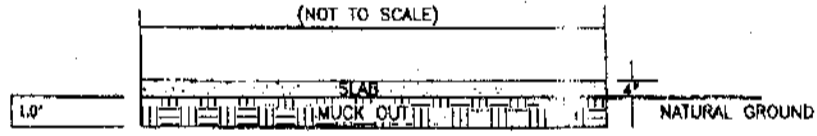
Page 2



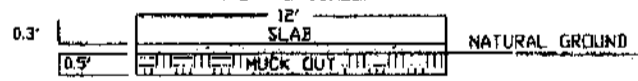
Fill Plan
 OK No Net
 Fill. Need
 FFE in MSL
 @ form board top
 04/30/07
 SAS

*FFE min
 15.5' MSL
 OK to release
 by resolution.
 04/30/07
 SAS

N. MILL ROAD
 *20.0'
 SECTION A-A (HOUSE DRIVE)



SECTION B-B (DRIVE)
 (NOT TO SCALE)



APPROXIMATELY 123 CUBIC YARDS FILL.

A RESIDENTIAL LOT FILL PLAN OF
 LOT 2, SECTION 29, T-8-S, R-13-E

in
 St. Tammany Parish, Louisiana
 for
SAM CHABRECK

Survey No. 2007 259 Drawn by: SPH Scale: 1" = 60'
 Date: MARCH 22, 2007 Revised:

This Survey is Certified
 True and Correct By

JOHN E. BONNEAU & ASSOCIATES, INC.
 Professional Land Surveyors • Planners and Consultants
 1011 N. CAUSEWAY BLVD.-SUITE 34 • MANDEVILLE, LA. 70471 (985)626-0808
 SLIDELL (985)643-2508 • MANDEVILLE (985)626-3546 • NEW ORLEANS (504)456-2042
 HAMMOND (985)345-7641 • FAX NO. (985)626-0057 • E-MAIL: JEBCO1@BELLSOUTH.NET

John E. Bonneau
 Professional Land Surveyor
 Registration No. 4423

Attachment To Survey No. 5106

For Larry Chabreck

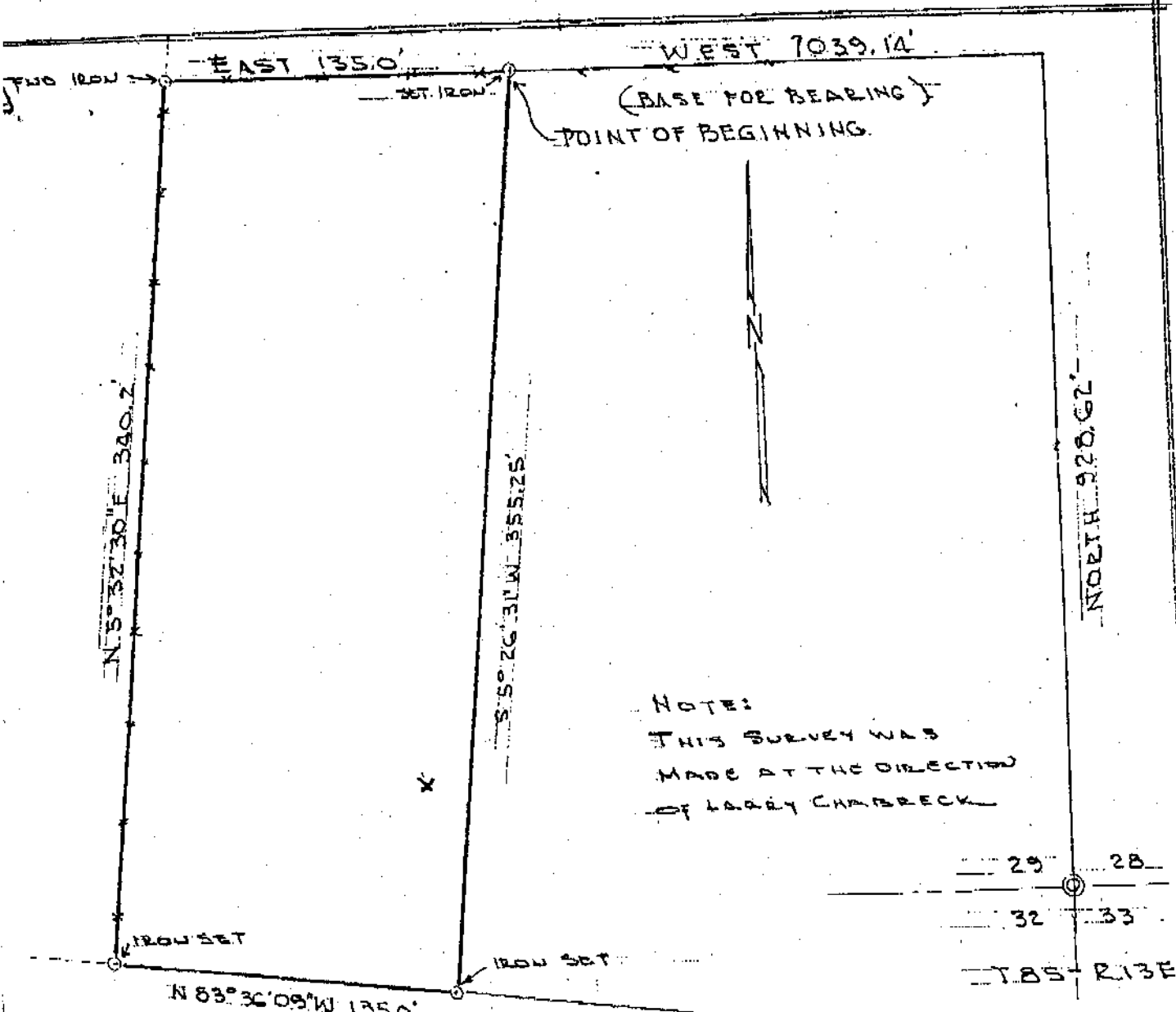
DESCRIPTION

A certain parcel of land situated in Lot 2 of Section 29,
Township 8 South, Range 13 East, St. Tammany Parish, Louisiana,
being more fully described as follows;

From the corner common to Sections 28, 29, 32 and 33 of said
Township and Range, go North 928.62 feet to a point; thence West
1039.14 feet to an iron and the point of beginning.

Thence South 05 degrees, 26 minutes, 31 seconds West 355.25 feet
to an iron set in the North edge of a Public Road; thence North
83 degrees, 36 minutes, 09 seconds West along said North edge a
distance of 135.0 feet to an iron; thence North 05 degrees, 32
minutes, 30 seconds East 340.2 feet to an iron; thence East 135.0
feet to the point of beginning.

Containing in all 1.08 acres of land, more or less.



NOTE:
 THIS SURVEY WAS
 MADE AT THE DIRECTION
 OF LARRY CHABRECK

29 28
 32 33
 T85 R13E

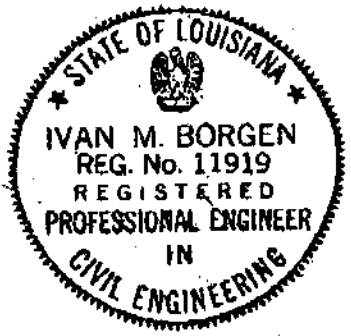
N 83° 30' 09\" W 135.0'

P U B L I C R O A D

SURVEY MAP

OF
 A CERTAIN PARCEL OF LAND SITUATED IN LOT 2 OF SEC 29 T85 R13E
 IN
 ST. TAMMANY PARISH, LOUISIANA
 FOR

LARRY CHABRECK



SURVEY NO: 5106
 DATE: NOV. 3, 1975
 REV: DEC. 1, 1975
 SCALE: 1"=60'

THIS SURVEY IS CERTIFIED
 TRUE AND CORRECT BY

 IVAN M. BORGEN
 NO. 686