

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3566      ORDINANCE COUNCIL SERIES NO. 07-

COUNCIL SPONSOR: MARTY GOULD      PROVIDED BY: LEGAL COUNSEL

INTRODUCED BY: MR. GOULD      SECONDED BY: MR. STEFANCIK

ON THE 3RD DAY OF MAY 2007

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE AND/OR EXPROPRIATE A PORTION (40' x 664.0') OF TRACT 1, BEING 10.15 ACRES, SITUATED IN SECTION 31, TOWNSHIP 7 SOUTH, RANGE 12 EAST, GREENSBURG DISTRICT, ST. TAMMANY PARISH, LOUISIANA, AND MORE PARTICULARLY DESCRIBED HEREIN (WARD 4, DISTRICT 5).

WHEREAS, the Parish of St. Tammany desires to purchase and/or expropriate a portion (40' x 664.0') of Tract 1 (Lot 1), being 10.15 acres, situated in Section 31, Township 7 South, Range 12 East, Greensburg District, St. Tammany Parish, Louisiana, which is currently owned by Judith A. Daray wife of/and Andrew B. Daray; and

WHEREAS, in order to protect the health, safety, welfare and property interests of the residents of St. Tammany, it is necessary to purchase and/or expropriate said portion of property in order to maintain and improve drainage in the area; and

WHEREAS, the Parish of St. Tammany hereby authorizes the Office of the Parish President to purchase and/or expropriate said portion of property, as per law, and further authorizes the Office of the Parish President take all appropriate action necessary to purchase and/or expropriate said property, as per law, all in the best interests of the Parish and residents of St. Tammany Parish; and

WHEREAS, the legal description is described as follows:

All that certain piece or parcel of land, together with all the buildings and improvements thereon, and all the rights, ways, means, privileges, servitudes, prescriptions, appurtenances and advantages thereunto belonging or in anywise appertaining thereto, situated in S.W. 1/4 of Section 31, Township 7 South, Range 12 East, St. Tammany Parish, Louisiana and being known and designated as the northern most 40' x 664' of Lot 1, containing .61 acres, more or less, and having such measurements, and dimensions as shown on a survey by John E. Bonneau & Associates, Inc., dated June 29, 2000, No.2000424 "marked in red".

WHEREAS, the purchase price shall not exceed the appraised value and costs.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, to authorize the Office of the Parish President to purchase and/or expropriate the property described herein above and belonging to Judith A. Daray wife of/and Andrew B. Daray for the purpose of maintaining and improving drainage in the area, which is necessary and critical for the health, safety, welfare and property interests of the residents of St. Tammany Parish.

THE PARISH OF ST. TAMMANY HEREBY FURTHER ORDAINS that, pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to take all appropriate action necessary to purchase and/or expropriate said property, as per law, all in the best interests of the Parish and residents of St. Tammany Parish.

ORDINANCE CALENDAR NUMBER: 3566

ORDINANCE COUNCIL SERIES NO. 07-

PAGE 2 OF 2

THE PARISH OF ST. TAMMANY HEREBY FURTHER ORDAINS that the Office of the Parish President is authorized to exercise its discretion in purchasing and/or expropriating said 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 immediately or as per law, whichever is earlier.

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 ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2007; AND BECOMES ORDINANCE COUNCIL SERIES NO. \_\_\_\_\_.

ATTEST:

\_\_\_\_\_  
BARRY BAGERT, COUNCIL CHAIRMAN

\_\_\_\_\_  
DIANE HUESCHEN, COUNCIL CLERK

\_\_\_\_\_  
KEVIN DAVIS, PARISH PRESIDENT

Published introduction: May 24, 2007

Published adoption on: \_\_\_\_\_, 2007

Delivered to Parish President: \_\_\_\_\_, 2007 @ \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2007 @ \_\_\_\_\_