

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3494

ORDINANCE COUNCIL SERIES NO.

COUNCIL SPONSOR: BAGERT/DAVIS

PROVIDED BY: PRESIDENT/LEGAL

INTRODUCED BY: MR. STEFANCIK

SECONDED BY: MR. BURKHALTER

ON THE 1ST DAY OF FEBRUARY, 2007

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO NEGOTIATE THE PURCHASE AND/OR EXPROPRIATION OF 1.756 ACRES OF LAND MORE FULLY DESCRIBED HEREIN, CURRENTLY OWNED BY THE MARQUER FAMILY TRUST, FOR THE PURPOSE OF ROAD IMPROVEMENTS IN CONNECTION WITH THE CAMP SALMEN PROJECT, WARD 9, DISTRICT 11.

WHEREAS, the Parish of St. Tammany desires to negotiate the purchase and/or the expropriation of 1.756 acres of land owned by the Marquer Family Trust for the purpose of road improvements in connection with the Camp Salmen project; and

WHEREAS, there is a need and purpose to purchase and/or expropriate the Property in order to allow for further enhancement and future expansion of the Parish roadways in the Camp Salmen area; and

WHEREAS, the Parish of St. Tammany hereby desires to purchase and/or expropriate the property, as per law, and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations with the Marquer Family Trust to purchase and/or expropriate said property, as per law, in the best interests of the Parish; and

WHEREAS, the property is situated in Section 37, Township 9 South, Range 14 East, St. Tammany Parish, Louisiana and being more fully described as follows:

That certain portion of ground, together with all the buildings and improvements thereon, and all of the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belong or in anywise appertaining, situated in the Parish of St. Tammany, State of Louisiana, in Section 37, Township 9 South, Range 14 East, Greensburg Land District, St. Tammany Parish, Louisiana, and is more fully described as follows:

Commence at an axle, which forms the boundary point common to Sections 5, 37 and 38, Township 9 South, Range 14 East, the Point of Beginning;

Thence North 62 degrees, 45 minutes, 00 seconds West along the dividing line between Sections 37 and 38, Township 9 South, Range 14 East, a distance of 329.87 feet (323.40 feet Plot), to a point and corner;

Thence North 7 degrees, 34 minutes 27 seconds (North 8 degrees Plot) West a distance of 272.10 feet (280.5 feet Plot), to a point and corner, which is on the southerly right of way line of U.S. highway 190;

Thence along the southerly right of way line of U.S. Highway 190 South 70 degrees, 16 minutes, 02 seconds East a distance of 278.27 feet to a point and corner, which on the dividing line between Sections 37 and 5, Township 9 South, Range 14 East;

Thence along the dividing line between Sections 37 and 5, Township 9 South, Range 14 East, South 11 degrees, 37 minutes, 11 seconds East a distance of 333.65 feet (380.16 feet Plot) to the Point of Beginning.

Said parcel has an area of 1.756 acres.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to authorize the Office of the Parish President to negotiate the purchase and/or expropriation of 4.1514 acres of land owned by the Faciane Family Trust for the purpose of road improvements in connection with the Camp Salmen project; and

That pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to purchase and/or expropriate said property; and

That the Office of the Parish President is authorized and instructed to proceed accordingly in a timely and orderly matter; and

That the Office of the Parish President is authorized to exercise its discretion in purchasing and/or expropriating the property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

That, the purchase price of the property shall not exceed the appraised value of TWO HUNDRED SEVENTY-TWO THOUSAND AND NO/100 DOLLARS (\$272,000.00)

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, which ever 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. 07-_____.

BARRY BAGERT, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: January 25, 2007
Published adoption on: _____, 2007
Delivered to Parish President: _____, 2007 @
Returned to Council Clerk: _____, 2007 @