

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3528 ORDINANCE COUNCIL SERIES NO. 07-

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

INTRODUCED BY: MR. BURKHALTER SECONDED BY: MR. STEFANCIK

ON THE 5TH DAY OF APRIL 2007

ORDINANCE TO PERMIT THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ENTER INTO A NON-EXCLUSIVE SERVITUDE AGREEMENT WITH WASHINGTON ST. TAMMANY ELECTRIC COOPERATIVE FOR A 1.82 ACRE PARCEL, IN SECTIONS 4 AND 5, T8S, R13E ALONG HIGHWAY 434, WARD 6, DISTRICT 6

WHEREAS, the St. Tammany Parish Government ("Parish") has determined that it is in the public interest to enter into this Non-exclusive Servitude/Right of Way Agreement; and

WHEREAS, it is the desire of St. Tammany Parish Government to grant a servitude on this property to Washington St. Tammany Electric Cooperative for the purpose of accommodating the need for more power lines in this Parish; and

WHEREAS, the legal description is as follows:

TOWNSHIP 8 SOUTH - RANGE 13 EAST

A CERTAIN PORTION OF GROUND LOCATED IN THE SW/4 OF SECTION 4 AND THE SE/4 OF SECTION 5, T8S - R13E, GREENSBURG LAND DISTRICT, ST. TAMMANY PARISH, LOUISIANA CONTAINING 1.82 ACRES, MORE OR LESS. SAID 1.82 ACRE PARCEL BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT BEING THE INTERSECTION OF SECTIONS 4, 5, 8 & 9, T8S-R13E. THENCE, N 89°45'00" W FOR A DISTANCE OF 237.29 FEET TO THE POINT OF BEGINNING; THENCE, FROM SAID POINT CONTINUE N 89°45'00" W A DISTANCE OF 64.21 FEET; THENCE, N 31°00'12" E FOR A DISTANCE OF 1456.57 FEET TO A POINT; THENCE, S 58°59'48" E FOR A DISTANCE OF 55.00 FEET TO A POINT; THENCE, S 31°00'12" W FOR A DISTANCE OF 1424.56 FEET TO A POINT BEING THE POINT OF BEGINNING. CONTAINING 1.82 ACRES OF LAND, MORE OR LESS.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it authorizes the Office of the Parish President to enter into a Non-exclusive Servitude/Right of Way Agreement with Washington St. Tammany Electric Cooperative for all that certain parcel of land, commonly referred to as SECTIONS 4 and 5, T8S, R13E along Highway 434, St. Tammany Parish, Louisiana.

That pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to enter into the Servitude/Right of Way Agreement the Property.

That the Office of the Parish President is authorized to exercise its discretion in granting a servitude on this property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance.

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That any actions previously taken by the Office of the Parish President to grant a servitude on this property are ratified and accepted accordingly.

That, the Agreement price shall be TEN DOLLARS (\$10.00).

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 fifteen (15) days after adoption.

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: _____, 2007

Published adoption on: _____, 2007

Delivered to Parish President: _____, 2007 @ _____

Returned to Council Clerk: _____, 2007 @ _____