

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3548

ORDINANCE COUNCIL SERIES NO. \_\_\_\_\_

COUNCIL SPONSOR: MR. BAGERT

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 BELLSOUTH TELECOMMUNICATIONS, INC. FOR A .052 ACRE PARCEL, IN SECTION 19 T8S-R15E, ST. TAMMANY, LA ALONG MORGAN BLUFF ROAD MORE FULLY DESCRIBED IN ATTACHED EXHIBIT "A" WARD 8, DISTRICT 9.

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

WHEREAS, it is the desire of St. Tammany Parish Government to grant a non-exclusive servitude on this property to Bellsouth Telecommunications, Inc. for the purpose of accommodating the need for more telecommunications equipment in this Parish, and

WHEREAS, the legal description and highlighted map defining the property on which the servitude is to be granted are attached as Exhibit "A."

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it authorizes the Office of the Parish President to enter into a Non-exclusive Servitude agreement with Bellsouth Telecommunications, Inc. for all that certain parcel of land, commonly referred to as Section 19, T8S,R15E along Morgan Bluff Road, 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 Non-exclusive Servitude Agreement for the described 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.

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

That, the Agreement price shall be TWELVE THOUSAND FIVE HUNDRED DOLLARS (\$12,500.00).

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

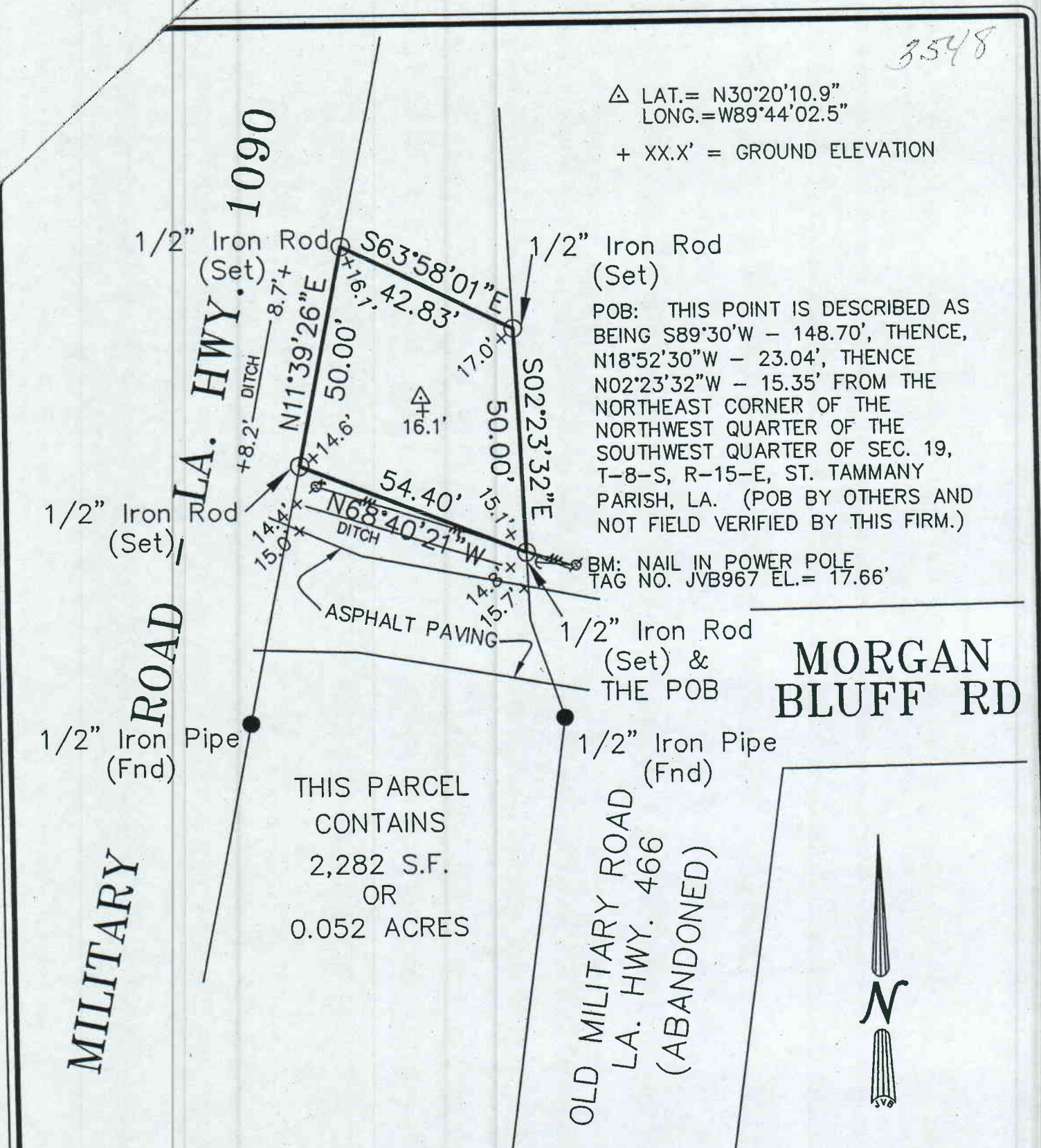
SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

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

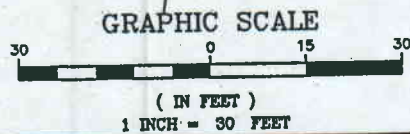


3548

△ LAT.= N30°20'10.9"  
LONG.= W89°44'02.5"  
+ XX.X' = GROUND ELEVATION



LEGEND  
 ○ 1/2" Iron Rod Set  
 ● 1/2" Iron Rod Found  
 ⊕ Cross  
 ADDRESS: MILITARY ROAD



BENCHMARK: NAIL IN POWER POLE TAG NO. JVB 967 ELEV. = 17.66'

BUILDING SETBACKS (\* Verify Prior to Construction)  
 Front Setback..... \*  
 Side Setback..... \*  
 Rear Setback..... \*

I CERTIFY THAT THIS PLAT DOES REPRESENT AN ACTUAL GROUND SURVEY AND THAT TO THE BEST OF MY KNOWLEDGE NO ENCROACHMENTS EXIST EITHER WAY ACROSS ANY OF THE PROPERTY LINES, EXCEPT AS SHOWN.

PROPERTY IS SURVEYED IN ACCORDANCE WITH THE LOUISIANA "MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS" FOR A CLASS C SURVEY. BEARINGS ARE BASED ON RECORD BEARINGS UNLESS NOTED OTHERWISE.

ENCUMBRANCES SHOWN HEREON ARE NOT NECESSARILY EXCLUSIVE. ENCUMBRANCES OF RECORD AS SHOWN ON TITLE OPINION OR TITLE POLICY WILL BE ADDED HERETO UPON REQUEST, AS SURVEYOR HAS NOT PERFORMED ANY TITLE SEARCH OR ABSTRACT.

F.I.R.M. No. 225205 0430 D  
 F.I.R.M. Date 4/21/99  
 ZN: C B.F.E. NA  
 \* Verify prior to construction with Local Governing Body.

DRAWING NO. 20070620  
 DATE: 2/19/07

**J.V. Burkes & Associates, Inc.**  
 SURVEYING ENGINEERING ENVIRONMENTAL  
 1805 HWY. 190 EAST  
 Slidell, Louisiana 70458  
 E-mail: jvbassoc@jvburkes.com  
 Phone: 985-649-0075 Fax: 985-649-0154  
 Mississippi Phone: 228-435-5800

DRAWN BY: BC  
 CHECKED BY: MD  
 SCALE: 1" = 30'

A 0.052 ACRE PARCEL OF LAND LOCATED NEAR THE CITY OF SLIDELL IN SECTION, 19, T-8-S, R-15-E ST. TAMMANY PARISH, LOUISIANA

CERTIFIED TO: BELL SOUTH TELECOMMUNICATIONS

DECLARATION IS MADE TO ORIGINAL PURCHASER OF THE SURVEY. IT IS NOT TRANSFERABLE TO ADDITIONAL INSTITUTIONS OR SUBSEQUENT OWNERS. SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL OF SURVEYOR.

STATE OF LOUISIANA  
 SEAN M. BURKES  
 REG. NO. 4785  
 REGISTERED SURVEYOR  
 SEAN M. BURKES  
 LA REG. No. 4785