

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3550 ORDINANCE COUNCIL SERIES NO.

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

INTRODUCED BY MR. BURKHALTER SECONDED BY: MR. STEFANCIK

ON THE 5TH DAY OF APRIL 2007

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE AND/OR EXPROPRIATE ALL THOSE CERTAIN PARCELS OF LAND AND/OR EXCHANGE OF SUCH PARISH PROPERTIES WITH THOSE LOTS & SQUARES CURRENTLY OWNED BY THE SUCCESSION OF GORE, SITUATED WITHIN THE ALEXIUSVILLE SUBDIVISION BETWEEN CRESTWOOD BOULEVARD AND HARRISON AVENUE, FORMING THE PROPOSED EXTENSION OF FALCONER DRIVE, WARD 3, DISTRICT 5.

WHEREAS, the Parish of St. Tammany desires to negotiate the purchase and/or expropriation of, and/or exchange of such parcels of land with the Succession of Gore that forms the proposed extension of Falconer Drive between Crestwood and Harrison Avenue (hereinafter referred to as "Property"), 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, especially in the Falconer Drive area; and

WHEREAS, the lots needed are as follows:

Square 21, C Lots 1-4 & D Lots 1-4, Square 22, C Lots 1-4 & D Lots 1-4, Square 45, C Lots 1-4 & D Lots 1-4, Square 46, C Lots 1-4 & D Lots 1-4, Square 69, C Lots 1-4 & D Lots 1-4, Square 70, C Lots 1-4 & D 1-4, Square 93, C Lots 1-4 & D Lots 1 & 2, Square 117, C Lots 1-4, Square 118, C Lots 1-4 & D Lots 1-4, Square 130, a portion of B Lots 1-4 & A Lots 1-4, Square 131, C Lots 1-4 & D 1-4, Square 132, a portion of C Lots 1-4 & D 1-4, Square 133, a portion of B Lots 1-4 & A 1-4, Square 154, a portion of B Lots 1-3 & A Lots 1-4 and Square 155, a portion of C Lots 1-3 and D 1-4.

WHEREAS, the Parish of St. Tammany hereby desires to purchase and/or expropriate the property and/or exchange Parish properties, as per law, and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations to purchase and/or expropriate said property and/or consummate an exchange thereof, as per law, in the best interests of the Parish.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to authorize the Office of the Parish President to negotiate the purchase of, and/or expropriation of and/or exchange of such parcels of land with the Succession of Gore that forms the proposed extension of Falconer Drive between Crestwood and Harrison Avenue (referred to hereinabove as "Property").

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 and/or exchange Parish property for said Property.

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

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

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That, the purchase/expropriation price and/or value of the exchange shall not exceed THREE HUNDRED ONE THOUSAND TWO HUNDRED FORTY DOLLARS AND 94/100 (\$301,240.94).

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: _____, 2007
Published adoption on: _____, 2007

Delivered to Parish President: _____, 2007 @ _____
Returned to Council Clerk: _____, 2007 @ _____