

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3642

ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: BAGERT/DAVIS

PROVIDED BY: PRESIDENT/LEGAL

INTRODUCED BY: MR. STEFANCIK

SECONDED BY: MR. BURKHALTER

ON THE 6TH DAY OF SEPTEMBER 2007

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT THE DONATION OF AND/OR EXCHANGE SUCH PARISH PROPERTIES WITH THOSE LOTS & SQUARES CURRENTLY OWNED BY TAMMANY HOLDING COMPANY SITUATED LAKESHORE BLVD EAST THROUGH WEST END BLVD TO HOWZE BEACH ROAD

WHEREAS, the Parish of St. Tammany desires to accept the donation of and/or exchange such parcels of land with Tammany Holding Company that forms the proposed extension of Lakeshore Boulevard East to West End Boulevard to Howze Beach Road (hereinafter referred to as "Property"), and

WHEREAS, there is a need and purpose to purchase the Property in order to allow for further enhancement and future expansion of the Parish roadways and especially Lakeshore Boulevard East through West End Boulevard to Howze Beach Road area; and

WHEREAS, the Parish already owns and has possession of a roadway/right-of-way in this immediate area, and

WHEREAS, the Parish of St. Tammany hereby desires to accept the donation of and/or exchange Parish properties, as per law, concerning the Property and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations as to said property and/or accept the donation thereof 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 accept the donation of and/or exchange such parcels of land with Tammany Holding Company that forms the proposed extension of Lakeshore Boulevard East through West End Boulevard and to Howze Beach Road (referred to hereinabove as "Property"), in exchange for with the existing roadway already in the possession of the Parish of St. Tammany.

That pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to accept the donation of/exchange Parish property for said Property; and

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 accepting the donation of and/or exchanging property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

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 days (15) after adoption.

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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: August 30, 2007

Published adoption on: _____, 2007

Delivered to Parish President: _____, 2007 @ _____

Returned to Council Clerk: _____, 2007 @ _____