

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3782

ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: BINDER/DAVIS

PROVIDED BY: PRESIDENT/ LEGAL

INTRODUCED BY: MR. STEFANCIK

SECONDED BY: MR. BURKHALTER

ON THE 6TH DAY OF MARCH 2008

ORDINANCE AUTHORIZING PARISH PRESIDENT TO PURCHASE, EXPROPRIATE OR OTHERWISE ACQUIRE CERTAIN PARCELS AND/OR RIGHTS OF WAY FOR THE JUSTICE CENTER ADDITIONAL LAND PROJECT AS DESCRIBED IN EXHIBIT "A" HERETO

WHEREAS, the Parish of St. Tammany desires to acquire certain immovable property (hereinafter referred to as "Property"), and

WHEREAS, there is a need and a public purpose for the acquisition of certain immovable property, specifically more fully described in Project No. 67037 of the Department of Engineering for St. Tammany Parish; and

WHEREAS, in order to construct the improvements described in Project No. 67037 it is necessary to acquire the Property; and

WHEREAS, the Parish of St. Tammany hereby desires to acquire the Property and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations and acquire said Property.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to authorize the Parish of St. Tammany to acquire all that certain parcel of ground described in Exhibit "A" attached hereto; 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 acquire the Property; and

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

That the Office of the Parish President is authorized to exercise its discretion in acquiring the Property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

That, if purchased, the purchase price shall not exceed the fair market value of the Property as evidenced by an appraisal obtained or supplied to the Parish plus fees and costs; and

That any and all actions previously taken by the Office of the Parish President in furtherance of the actions contemplated herein are ratified and accepted accordingly.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 upon final 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 _____ 2008; AND BECOMES ORDINANCE COUNCIL SERIES NO. 08-.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: February 28, 2008
Published adoption on: _____, 2008

Delivered to Parish President: _____, 2008 @ _____
Returned to Council Clerk: _____, 2008 @ _____

EXHIBIT "A"

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That certain portion of ground, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or anywise appertaining, situated in the Parish of St. Tammany, State of Louisiana, being a part of fractional Square 2801 of the Division of New Covington Addition, more fully described as forming the corner of Madison Street and West 28th Avenue, having a front of 118.24 feet (Title 119.45 feet) on Madison Street by a depth of 148.81 feet on West 28th Avenue (Title 147.94 feet); 120.86 feet (Title 120.89 feet) on the rear line extending from West 28th Avenue in the direction of North Columbia Street; and 149.14 feet (Title 149.09 feet) on a line parallel to West 28th Avenue and closing on Madison Street. Said property is more fully described and shown on a survey of Berlin Land Survey, dated 9/4/86 and revised 12/4/86.

That certain portion of ground, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or anywise appertaining, situated in the Parish of St. Tammany, State of Louisiana, being Lot 8 and a part of Lot 7, Square 2701, New Covington, Town of Covington, St. Tammany Parish, Louisiana. Lot 8 measures 60 feet front on 28th Avenue by a depth of 140 feet between equal and parallel lines and 13 feet of Lot 7 as it adjoins Lot 8 fronting on 28th Avenue by a depth of 79.6 feet between equal and parallel lines; said total property fronts by 73 feet on 28th Avenue.

That certain portion of ground, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or anywise appertaining, situated in the Parish of St. Tammany, State of Louisiana, situated in the City of Covington in that portion known as the Division of New Covington, Covington, St. Tammany Parish, State of Louisiana, said property being more fully described as Square 2602, Lots 4 & 5, Division of New Covington, Covington, St. Tammany Parish, Louisiana, Said Lots 4 & 5 are bounded by 26th Avenue and Madison Street.