

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3850 ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: BINDER/DAVIS PROVIDED BY: President/ Legal

INTRODUCED BY: _____ SECONDED BY: _____

ON THE _____ DAY OF _____ 2008

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE, EXPROPRIATE OR OTHERWISE ACQUIRE CERTAIN PARCELS AND/OR RIGHTS OF WAY FOR THE SEYMOUR MYERS EXTENSION PROJECT AS DESCRIBED IN EXHIBIT "A" ATTACHED 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 for the Seymour Myers Extension Project; and

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

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to authorize the Parish of St. Tammany to acquire by purchase, donation or expropriation 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/or rights of way; and

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

That the Office of the Parish President is authorized to exercise its discretion in acquiring the Property and/or rights of way, 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REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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.

ORDINANCE CALENDAR NUMBER: 3850

ORDINANCE COUNCIL SERIES NO. 08-

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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:

THERESA L. FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: MAY 29, 2008
Published adoption on: _____, 2008

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

LEGAL DESCRIPTION OF:

0.042 ACRE TRACT (PARCEL A-2)

SECTION 4, T7S-R10E

ST. TAMMANY PARISH, LA.

A CERTAIN PIECE OR PORTION of ground situated in Section 4 T7S-R10E, St. **Tammany Parish, Louisiana** and being more fully described as follows: **COMMENCING** at the section corner common to Sections 3,4, 9 and 10, thence measure **N89°01'12"W** a distance of 1094.09 feet to a point; thence measure **N89°59'56"W** a distance of 1565.38 feet to a point; thence measure **N00°38'24"W** a distance of 693.89 feet to the POINT OF BEGINNING; thence measure **S86°09'01"W** a distance of 42.16 feet actual (42.92 feet plan) to a point; thence measure **N02°02'09"W** a distance of 43.47 feet to a point; thence along a non-tangent curve to the left having a radius of 1155.00 feet, a chord bearing **N86°59'45"E**, a chord distance of 43.19 feet, an arc length of 43.19 to a point; thence measure **S00°38'24"E** a distance of 42.88 feet to the POINT OF BEGINNING. The above described property contains 0.042 acres, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 07-00040, dated January 14, 2008.

LEGAL DESCRIPTION OF:

0.04 ACRE TRACT (PARCEL B-2)

SECTION 4, T7S-R10E

ST. TAMMANY PARISH, LA.

A CERTAIN PIECE OR PORTION of ground situated in **Section 4, T7S-R10E, St. Tammany Parish, Louisiana** and being more fully described as follows: **COMMENCING** at the section corner common to Sections 3,4, 9 and 10, thence measure **N89°01'12"W** a distance of 1094.09 feet to a point; thence measure **N89°59'56"W** a distance of 1565.36 feet a point; thence measure **N00°38'24"W** a distance of 646.62 feet to the POINT OF BEGINNING; thence along a non-tangent curve to the right having a radius of 1245.00 feet, a chord bearing **S87°06'59"W**, a chord distance of 40.99 feet, an arc length of 40.99 to a point; thence measure **N02°02'09"W** a distance of 46.53 feet to a point; thence measure **N86°09'01"E** a distance of 42.16 feet actual (42.92 feet plan) to a point; thence measure **S00°38'24"E** a distance of 47.27 feet to the POINT OF BEGINNING. The above described property contains 0.04 acres, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 07-00040, dated January 14, 2008.

LEGAL DESCRIPTION OF:

2.90 ACRE TRACT (PARCEL C-2)

SECTION 4, T7S-R10E

ST. TAMMANY PARISH, LA.

A CERTAIN PIECE OR PORTION of ground situated in **Section 4, T7S-R10E, St. Tammany Parish, Louisiana** and being more fully described as follows: **COMMENCING** at the section corner common to Sections 3,4, 9 and 10, thence measure **N89°01'12"W** a distance of 1094.09 feet to a point; thence measure **N89°59'56"W** a distance of 235.72 feet to a point; thence measure **N00°44'58"W** a distance of 1031.31 feet the POINT OF BEGINNING; thence along a non-tangent curve to the left having a radius of 1155.00 feet, a chord bearing **S74°47'22"W**, a chord distance of 738.68 feet, an arc length of 751.89 to a point of reverse curvature to the right having a radius of 1245.00 feet, a chord bearing **S71°09'23"W**, a chord distance of 645.15 feet, an arc length of 652.60 to a point; thence measure **N00°38'24"W** a distance of 90.15 feet to a point; thence along a non-tangent curve to the left having a radius of 1155.00 feet, a chord bearing **N71°01'5&E**, a chord distance of 593.67 feet, an arc length of 600.41 to a point of reverse curvature to the right having a radius of 1245.00 feet, a chord bearing **N74°38'16"E**, a chord distance of 790.00 feet, an arc length of 803.89 to a point; thence measure **S00°44'58"E** a distance of 90.22 feet the POINT OF BEGINNING. The above described property contains 2.90 acres, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 07-00040, dated January 14, 2008.

LEGAL DESCRIPTION OF:
 5.80 ACRE TRACT (PARCEL D-2)
 SECTIONS 3 AND 4, T7S-RIOE
 ST. TAMMANY PARISH, LA.

A CERTAIN PIECE OR PORTION of ground situated in Sections 3 and 4, T7S-RIOE, St. Tammany Parish, Louisiana and being more fully described as follows: **COMMENCING** at the section corner common to Sections 3, 4, 9 and 10, thence measure N8901'12"W a distance of 1094.09 feet to a point; thence measure N89059'56"W a distance of 235.72 feet to a point; thence measure N00'44'58"W a distance of 1031.31 feet to the POINT OF BEGINNING; thence measure N00'44'58"W a distance of 90.22 feet to a point; thence along a non-tangent curve to the right having a radius of 1245.00 feet, a chord bearing S79°21'28"E, a chord distance of 325.30 feet, an arc length of 326.23 feet to a point; thence measure S71°51'04"E a distance of 2481.08 feet to a point; thence measure S00°37'05"E a distance of 95.08 feet to a point; thence measure N71°04'19"W a distance of 30.61 feet to a point; thence measure N71°51'04"W a distance of 2481.08 feet to a point; thence along curve to the left having a radius of 1155.00 feet, a chord bearing N79°12'22"W, a chord distance of 295.72 feet, an arc length of 296.53 feet to the POINT OF BEGINNING. The above described property contains **5.80 acres**, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 07-00040, dated January 14, 2008.

LEGAL DESCRIPTION OF:
 0.11 ACRE TRACT (PARCEL D-3)
 SECTION 4, T7S-RIOE
 ST. TAMMANY PARISH, LA.

A CERTAIN PIECE OR PORTION of ground situated in Section 4, T7S-RIOE, St. Tammany Parish, Louisiana and being more fully described as follows: **COMMENCING** at the section corner common to Sections 3, 4, 9 and 10, thence measure N8901'12"W a distance of 1094.09 feet to a point; thence measure N89°59'56"W a distance of 235.72 feet to a point; thence measure N00°44'58"W a distance of 1121.53 feet to the POINT OF BEGINNING; thence measure N00°44'58"W a distance of 44.92 feet to a point; thence measure S71°51'04"E a distance of 337.06 feet to a point; thence along a non-tangent curve to the left having a radius of 1245.00 feet, a chord bearing N79°21'28"W, a chord distance of 325.30 feet, an arc length of 326.23 feet to the POINT OF BEGINNING. The above described property contains 0.11 acres, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 07-00040, dated January 14, 2008.

LEGAL DESCRIPTION OF:
 1.56 ACRE TRACT (PARCEL E-2)
 SECTION 3, T7S-RIOE
 ST. TAMMANY PARISH, LA.

A CERTAIN PIECE OR PORTION of ground situated in Section 3, T7S-RIOE, St. Tammany Parish, Louisiana and being more fully described as follows: **COMMENCING** at the section corner common to Sections 3, 4, 9 and 10, thence measure N89°31'S1"E a distance of 133825 feet to a point; thence measure N00°37'05"W a distance of 199.10 feet to the POINT OF BEGINNING; thence measure N00°37'05"W a distance of 95.08 feet to a point; thence measure S71°48'19"E a distance of 899.13 feet to a point; thence measure S88°59'53"W a distance of 195.94 feet to a point; thence measure S89°13'33"W a distance of 73.24 feet to a point; thence measure N71°48'19"W a distance of 614.28 feet to the POINT OF BEGINNING. The above described property contains 1.56 acres, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 0700040, dated January 14, 2008.

LEGAL DESCRIPTION OF:
 0.02 ACRE TRACT (PARCEL F-2)
 SECTION 10, T7S-RIOE
 ST. TAMMANY PARISH, LA.

A **CERTAIN PIECE OR PORTION** of ground situated in Section 10, **T7S-RIOE**, St. Tammany Parish, Louisiana and being more fully described as follows: COMMENCING at the section corner common to Sections 3,4, 9 and 10, thence measure N89°31'31"E a distance of 1336.25 feet to a point; thence N89°21'38"E a distance of 334.91 feet to a point; thence measure N89°13'33"E a distance of 246.56 feet to the POINT OF BEGINNING; thence measure N89°13'33"E a distance of 73.24 feet to a point; thence measure S00°42'30"W a distance of 25.52 feet to a point; thence measure N7148'19"W a distance of 77.42 feet to the POINT OF BEGINNING. The above described property contains 0.02 acres, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 07-00040, dated January 14,2008.

LEGAL DESCRIPTION OF:
 1.33 ACRE TRACT (PARCEL G-2)
 SECTION 10, T75-RIOE
 ST. TAMMANY PARISH, LA.

A **CERTAIN PIECE OR PORTION** of ground situated In Section 10, T7SR1OE, St. Tammany Parish, Louisiana and being more fully described as follows: COMMENCING at the section corner common to Sections 3,4, 9 and 10, thence measure N89°31'31"E a distance of 1336.25 feet to a point; thence N89°21'38"E a distance of 334.91 feet to a point; thence measure N89°13'33"E a distance of 246.58 feet to a point; thence measure S7148'19"E a distance of 77.42 feet to the POINT OF BEGINNING; thence measure N00°42'30"W a distance of 25.52 feet to a point; thence measure N88°59'53"E a distance of 195.94 feet to a point; thence measure S71051'28"E a distance of 511.59 feet to a point; thence measure S00°39'52"E a distance of 95.15 feet to a point; thence measure N71 43'50"W a distance of 30.77 feet to a point; thence measure N71°51'28"W a distance of 511.53 feet to a point; thence measure N71°48'09"W a distance of 176.82 feet to the **POINT OF BEGINNING**. The above described property contains 1.33 acres, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 07-00040, dated January 14,2008.

LEGAL DESCRIPTION OF:
 3.01 ACRE TRACT (PARCEL H-2)
 SECTION 10, T7S-R1 OE
 ST. TAMMANY PARISH, LA.

A **CERTAIN PIECE OR PORTION** of ground situated in Section 10, T7S-RIOE, St. Tammany Parish, Louisiana and being more fully described as follows: COMMENCING at the section corner common to Sections 3,4, 9 and 10, thence measure N8W31'310E a distance of 1336.25 feet to a point; thence N89°21'38"E a distance of 334.91 feet to a point; thence measure N89°13'33"E a distance of 246.56 feet to a point; thence measure S7148'19"E a distance of 254.24 feet to a point; thence measure S71 051 28"E a distance of 511.53 feet to a point; thence measure S71 °43'50'7E a distance of 30.77 feet to the POINT OF BEGINNING; thence measure N00°39'52"W a distance of 95.15 feet to a point; thence measure S71°43'50E a distance of 1040.91 feet to a point; thence along a curve to the right having a radius of 1195.00 feet, a chord bearing S62000'07"E, a chord distance of 407.38 feet, an arc length of 409.38 feet to a point; thence measure S01°00'10"E a distance of 118.73 feet to a point; thence along a non- tangent curve to the left having a radius of 1105:00 feet, a chord bearing N60°04'17"W, a chord distance of 449.86 feet, an arc length of 453.02 feet to a point; thence measure N71°43'50"W a distance of 1010.17 feet to the POINT OF BEGINNING. The above described property contains 3.01 **acres**, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 07-00040, dated January 14,2008.

LEGAL DESCRIPTION OF:
 0.19 ACRE TRACT (PARCEL H-3)
 SECTION 10, T7S-RIOE
 ST. TAMMANY PARISH, LA.

A **CERTAIN PIECE OR PORTION** of ground situated in Section 10, T7S-RIOE, St Tammany Parish, Louisiana and being more fully described as follows: **COMMENCING** at the section corner common to Sections 3,4, 9 and 10, thence measure N89°31'31"E a distance of 1336.25 feet to a point; thence N89°21'38"E a distance of 334.91 feet to a point; thence measure N89°13'33"E a distance of 246.56 feet to a point; thence measure S71°48'19"E a distance of 254.24 feet to a point; thence measure S71°51'28"E a distance of 511.53 feet to a point; thence measure S71°43'50"E a distance of 30.77 feet to a point; thence measure N00°39'52"W a distance of 95.15 feet to a point; thence measure S71°43'50"E a distance of 1040.91 feet to the **POINT OF BEGINNING**; thence measure S71°43'50"E a distance of 377.45 feet to a point; thence measure S01°00'10"E a distance of 72.93 feet to a point; thence along a non-tangent curve to the left having a radius of 1195.00 feet, a chord bearing N62°00'07"W, a chord distance of 407.38 feet, an arc length of 409.38 feet to the **POINT OF BEGINNING**. The above described properly contains 0.19 acres, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, inc., Job No. 07-00040, dated January 14, 2008.

LEGAL DESCRIPTION OF:
 1.92 ACRE TRACT (PARCEL J-2)
 SECTION 10, T7S-RIOE
 ST. TAMMANY PARISH, LA.

A **CERTAIN PIECE OR PORTION** of ground situated in Section 101 T7S-RIOE, St. Tammany Parish, Louisiana and being more fully described as follows: **COMMENCING** at the section corner common to Sections 3, 4, 9 and 10, thence measure N89°31'31"E a distance of 1336.25 feet to a point; thence N89°21'38"E a distance of 334.91 feet to a point; thence measure N89°13'33"E a distance of 246.56 feet to a point; thence measure S71°48'19"E a distance of 254.24 feet to a point; thence measure S71°51'28"E a distance of 511.53 feet to a point; thence measure N°00'39'52"W a distance of 95.15 feet to a point; thence measure S71°43'50"E a distance of 1418.36 feet to a point; thence measure S01°00'10"E a distance of 72.93 feet to the **POINT OF BEGINNING**; thence along a curve to the right having a radius of 1195.00 feet, a chord bearing S27°38'49"E, a chord distance of 992.67 feet, an arc length of 1023.69 feet to a point; thence measure S89°25'11"W a distance of 15.18 feet to a point; thence along a curve to the left having a radius of 439.37 feet, a chord bearing N03°56'02"W, a chord distance of 44.88 feet, an arc length of 44.90 feet to a point; thence measure S89°25'14"W a distance of 75.35 feet to a point; thence along a curve to the left having a radius of 1105.00 feet, a chord bearing N26°59'01"W, a chord distance of 804.32 feet, an arc length of 823.23 feet to a point; thence measure N01°00'10"W a distance of 118.73 feet to the **POINT OF BEGINNING**. The above described property contains 1.92 acres, more or less; and is shown on a survey by Krebs, LaSalle, LeMieux Consultants, Inc., Job No. 07-00040, dated January 14, 2008.