

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3770

ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR MR. GOULD

PROVIDED BY COUNCIL ATTORNEY

INTRODUCED BY: _____

SECONDED BY: _____

ON THE _____ DAY OF _____ 2008

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY TO ACCEPT THE DEDICATION OF EMERALD PINES COURT AND ASSOCIATED SUBSURFACE DRAINAGE INFRASTRUCTURE, WHICH ARE SITUATED WITHIN EMERALD PINES SUBDIVISION (WARD 4, DISTRICT 5)

WHEREAS, at the present time, Emerald Pines Court and the associated subsurface drainage infrastructure are vested in the Emerald Pines Owners Association, Inc. (the "Association") and are for the private use of the residents/lot owners of Emerald Pine Subdivision. The homeowners and the Association now desire that Emerald Pines Court and the associated subsurface drainage infrastructure be made public and be maintained by the Parish. Accordingly, the homeowners and the Association desire that the final plat be corrected and/or amended to reflect that Emerald Pines Court and the associated subsurface drainage infrastructure are public. The Association is governed by its Board of Directors and the Board of Directors have met and approved the transfer of the ownership of Emerald Pines Court and the associated subsurface drainage infrastructure to the Parish of St. Tammany; and

WHEREAS, the matter is to be reviewed by the St. Tammany Parish Planning Commission and an act of correction and/or amendment of the final plat of Emerald Pines Subdivision is to be executed by Mr. David B. Scalfano, P.E., PLS, wherein it will be noted that Emerald Pines Court and the associated subsurface drainage infrastructure within Emerald Pines Subdivision are now public; and

WHEREAS, the Department of Engineering has verified that the entrance gates to the subdivision have been removed and that the aforementioned street and the associated subsurface drainage infrastructure have been constructed to Parish standards.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, in regular session convened that:

SECTION 1. The Office of the Parish President is authorized to execute, on behalf of St. Tammany Parish, any and all documents necessary to accept a dedication and donation of Emerald Pines Court and the associated subsurface drainage infrastructure situated within Emerald Pines Subdivision, all as more particularly depicted on the attached copy of recorded plat File No. 2379, filed June 24, 2002 (Exhibit "A").

SECTION 2. Upon execution of the aforesaid dedication and transfer, Emerald Pines Court and the associated subsurface drainage infrastructure, which are situated within Emerald Pines Subdivision, shall be included in the St. Tammany Parish maintenance system.

SECTION 3. The St. Tammany Parish Selective Road Maintenance System Inventory is amended to include the street set forth in Section 1 herein above.

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 any other provision 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.

DATE OF ENACTMENT: 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 PARISH COUNCIL SERIES NO. _____.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction February 28, 2008
Published adoption _____, 2008

Delivered to Parish President _____, 2008 at _____
Returned to Council Clerk _____, 2008 at _____