

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3930

ORDINANCE COUNCIL SERIES NO. 08-

COUNCIL SPONSOR BINDER/DAVIS

PROVIDED BY PLANNING

INTRODUCED BY _____

SECONDED BY _____

ON THE _____ DAY OF _____ 2008

ORDINANCE TO REVOKE A PORTION OF ORLEANS AND TENTH STREET RIGHT-OF-WAYS, LOCATED IN LACOMBE PARK SUBDIVISION, WARD 7, DISTRICT 7

WHEREAS, the petitioner, who owns property abutting the aforementioned Parish street right-of-way, has petitioned the St. Tammany Parish Council to revoke/alienate a portion of the dedication, specifically a portion of Orleans and Tenth Streets, located in Lacombe Park Subdivision; and

WHEREAS, the Departments of Public Works, Engineering, and Planning have reviewed and researched said request and have reported their findings to the St. Tammany Parish Planning Commission; and

WHEREAS, the St. Tammany Parish Planning Commission, upon review of said petition, and after having considered all of the facts relevant to this request, has concluded that said portion of said street right-of-way is no longer needed for public purposes as defined pursuant to statutory law, and therefore recommends to the Parish Council the adoption of the proposed revocation request.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, that it hereby concurs with the findings of the Planning Commission and therefore grants approval of the revocation/alienation request for the portion of the street right-of-way as referred to above, subject to the following:

SECTION I: The petitioner, or any other adjacent property owner who wishes to participate, shall enter into a private cash sale with the Parish to conclude the revocation/alienation process as set forth in P.J. Ord. No. 93-1700, and in accordance with the provisions of L.R.S. 48:720 and 48:725.

SECTION II: All subsurface mineral rights therein shall be retained by St. Tammany Parish, unless otherwise stated within this ordinance; and the Parish shall reserve the right to retain any easements and/or servitudes existing at the time of revocation and/or may also require the establishment of same if the Parish deems it necessary.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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.

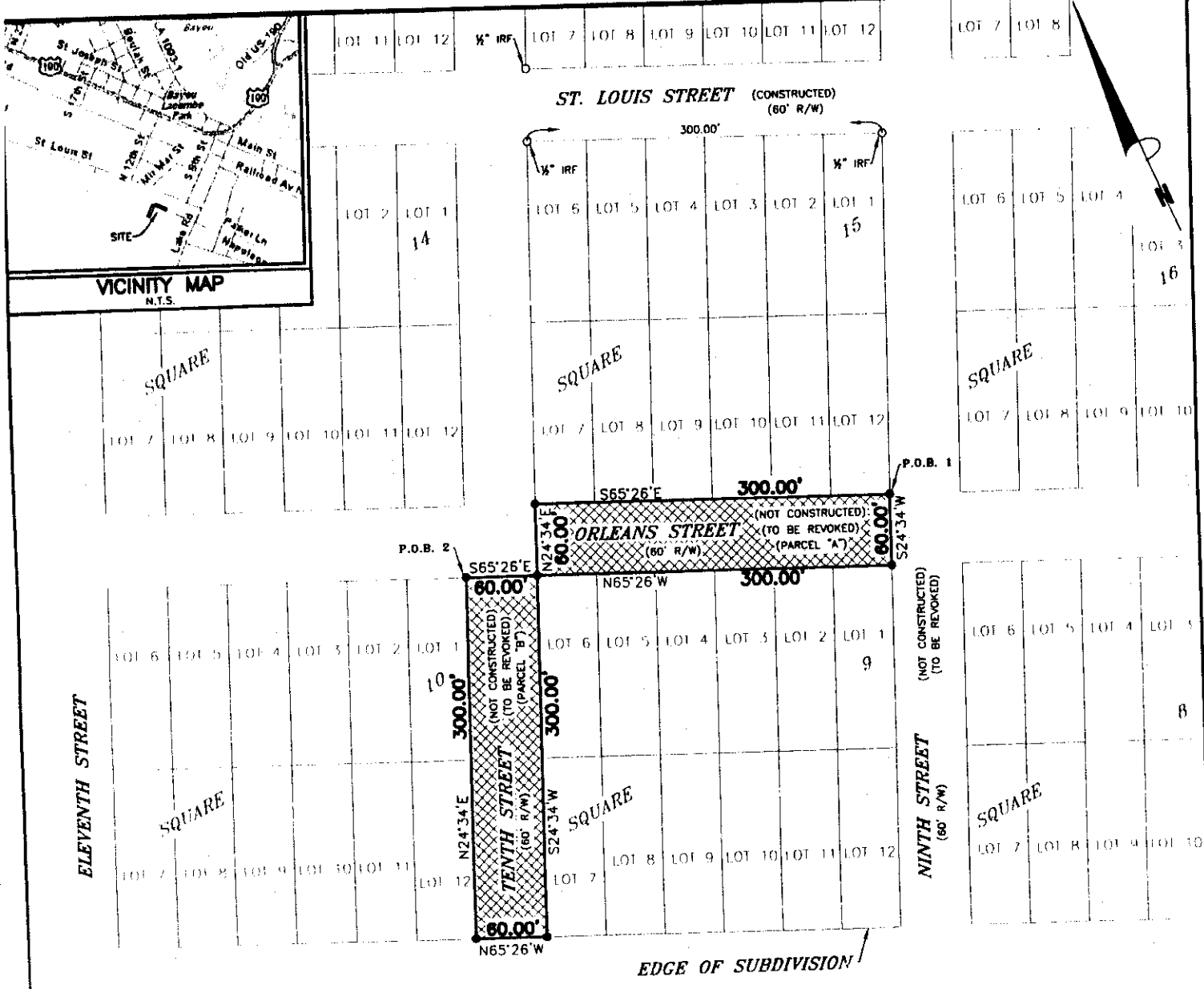
EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____ **SECONDED BY:** _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS:

3930



PARCEL "A"
 A CERTAIN PIECE OF LAND BEING PARCEL "A" AND IS SITUATED IN LACOMBE PARK, ST. TAMMANY PARISH, LOUISIANA AND IS MORE FULLY DESCRIBED AS FOLLOWS:
 BEGINNING AT THE NORTHERLY RIGHT-OF-WAY OF ORLEANS STREET AND THE WESTERLY RIGHT-OF-WAY OF NINTH STREET BEING P.O.B. 1, RUN SOUTH 24 DEGREES 34 MINUTES EAST A DISTANCE OF 60.00 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF ORLEANS STREET; THENCE RUN ALONG SAID RIGHT-OF-WAY NORTH 65 DEGREES 26 MINUTES WEST A DISTANCE OF 300.00 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF TENTH STREET; THENCE RUN NORTH 24 DEGREES 34 MINUTES EAST A DISTANCE OF 60.00 FEET TO THE NORTHERLY RIGHT-OF-WAY OF ORLEANS STREET; THENCE RUN ALONG SAID RIGHT-OF-WAY SOUTH 65 DEGREES 26 MINUTES EAST A DISTANCE OF 300.00 FEET BACK TO THE POINT OF BEGINNING.

SAID PARCEL OF LAND CONTAINS 0.41 ACRES MORE OR LESS.
PARCEL "B"
 A CERTAIN PIECE OF LAND BEING PARCEL "B" AND IS SITUATED IN LACOMBE PARK, ST. TAMMANY PARISH, LOUISIANA AND IS MORE FULLY DESCRIBED AS FOLLOWS:
 BEGINNING AT THE SOUTHERLY RIGHT-OF-WAY OF ORLEANS STREET AND THE WESTERLY RIGHT-OF-WAY OF TENTH STREET BEING P.O.B. 2, RUN SOUTH 65 DEGREES 26 MINUTES EAST A DISTANCE OF 60.00 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF ORLEANS STREET AND THE EASTERLY RIGHT-OF-WAY OF TENTH STREET; THENCE RUN ALONG SAID RIGHT-OF-WAY OF TENTH STREET, SOUTH 24 DEGREES 34 MINUTES WEST A DISTANCE OF 300.00 FEET TO A POINT ON THE SOUTHERLY EDGE OF LACOMBE PARK SUBDIVISION; THENCE RUN NORTH 65 DEGREES 26 MINUTES WEST A DISTANCE OF 60.00 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF TENTH STREET; THENCE RUN NORTH 24 DEGREES 34 MINUTES EAST A DISTANCE OF 300.00 FEET BACK TO THE POINT OF BEGINNING.

SAID PARCEL OF LAND CONTAINS 0.41 ACRES MORE OR LESS.
 THIS IS TO CERTIFY THAT THIS SURVEY WAS DONE UNDER MY DIRECT SUPERVISION AND CONTROL; AND THAT THE SURVEY WAS DONE ON THE GROUND AND IS IN ACCORDANCE WITH THE "MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS" AS ADOPTED BY THE STATE OF LOUISIANA, BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS FOR A CLASS "D" SURVEY.

APPROVALS:

- CHAIRMAN - ST. TAMMANY PLANNING COMMISSION
- SECRETARY - ST. TAMMANY PLANNING COMMISSION
- PARISH ENGINEER
- OWNER(S) OF PROPERTY
- CLERK OF COURT
- DATE FILED
- MAP FILE NO.

A REVOCATION MAP OF
**ORLEANS STREET BETWEEN NINTH STREET & TENTH STREET
 AND TENTH STREET BETWEEN ORLEANS STREET & THE
 SOUTHERLY BOUNDARY OF LACOMBE PARK SUBDIVISION**

in
 St. Tammany Parish, Louisiana
 for
MICHAEL EMBREE

This is to certify that I have done an actual ground survey and found that no encroachments exist either way across any property lines except as shown.

Note: This is to certify that I have consulted the Federal Insurance Administration Flood Hazard Boundary Maps & found the property described is located in Flood Zone(s) A10 with a Base Flood Elevation of 10' in accordance with Community Panel No. 225205 0390 C Revised: APRIL 2, 1991

Survey No. 2007 659 Drawn by: SPH
 Date: JANUARY 3, 2008 Revised: 4/21/08(OFFICE)

JOHN E. BONNEAU & ASSOCIATES, INC.
 Professional Land Surveyors Planners and Consultants
 420 HWY. 1085, EXIT #57 • MADISONVILLE, LA. 70447
 (985)845-1012 • (985)845-1013 • (985)845-1351 • FAX NO. (985)845-1778
 www.JEBCOLandSurveying.com • e-mail: jebco1@bellsouth.net

NOTE: Setback lines shall be verified by owner and/or contractor prior to any construction, as an abstract has not been performed by the undersigned.
 NOTE: Servitudes shown hereon are not necessarily exclusive. Servitudes of record as shown on title opinion or title policy will be added hereto upon request, as surveyor has not performed any title search or abstract.

STATE OF LOUISIANA
 This Survey is Certified True and Correct By
JOHN E. BONNEAU
 REG. No. 4423
 REGISTERED PROFESSIONAL SURVEYOR
 John E. Bonneau
 Registered Professional Surveyor
 Registration No. 4423