

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 4101 ORDINANCE COUNCIL SERIES NO. ____
COUNCIL SPONSOR: BINDER/DAVIS PROVIDED BY: PRESIDENT/ LEGAL
INTRODUCED BY: MR. STEFANCIK SECONDED BY: MR. GOULD
ON THE 2ND DAY OF JULY, 2009

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE, EXPROPRIATE OR OTHERWISE ACQUIRE ALL CERTAIN PARCELS AND/OR RIGHTS OF WAY FOR LOT 1 AND LOT 2, SQUARE 11, ALTON SUBDIVISION 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 ; 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 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REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 fifteen (15) days after adoption.

ORDINANCE CALENDAR NUMBER: 4101

ORDINANCE COUNCIL SERIES NO. 09-

PAGE 2 OF 2

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 _____ 2009; AND BECOMES
ORDINANCE COUNCIL SERIES NO. 09-.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: June 25, 2009

Published adoption on: _____, 2009

Delivered to Parish President: _____, 2009 @ _____

Returned to Council Clerk: _____, 2009 @ _____

03 20 00 10:00 THIS REVISION 11:16, 100 000 000 0000
J. V. Burkes & Associates, Inc.

1805 Shortcut Hwy., Slidell, La. 70458
phone (985) 649-0075 • fax (985) 649-0154
Engineering • Surveying • Environmental
May 21, 2009

Exhibit "A" Ordinance Cluster No. 4101

#20090561

Attachment to J. V. Burkes & Assoc. survey # 1063330 (09-29-2006)

LEGAL DESCRIPTION

Portion of Right-of-way of 13th STREET ending at PEARL RIVER STREET
ALTON SUBDIVISION

SAINT TAMMANY PARISH, LOUISIANA

For: East St. Tammany Habitat for Humanity, Inc.

A certain parcel of land, (portion of 13th St. R/W) lying between Squares 11 & 12, Alton S/D, situated in Section 23, Township 8 South, Range 14 East, Saint Tammany Parish, Louisiana and more fully described as follows.

Commencing at the southeast corner of Square 11, intersection of the northerly r/w line of 4th Avenue and the westerly r/w line of 13th Street, thence go in a northeasterly direction along said r/w line - 294 ± feet to the edge of existing asphalt, **Point of Beginning**. Thence continue

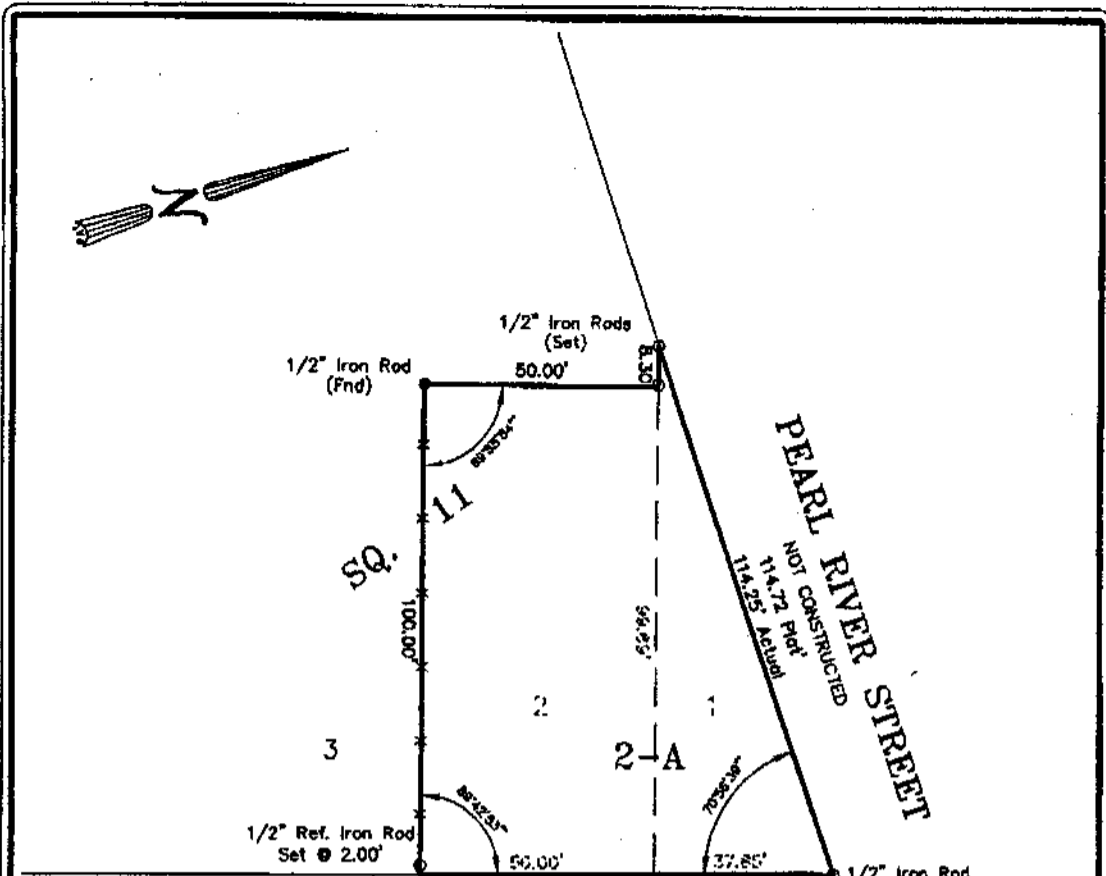
Northeasterly - 194 ± feet along said westerly r/w line to intersection with the southern r/w line of Pearl River Street. Thence

Easterly - 42.3 ± feet along said southerly r/w line to intersection with the easterly r/w line of 13th Street at the northwest corner of Square 12, Alton S/D. Thence

Southwesterly - 207 ± feet along the easterly r/w line to the edge of existing asphalt. Thence

Northwesterly - 40 ± feet to said westerly r/w line of 13th Street and **Point of Beginning**.

Containing **0.184 Acre** (8,020 sq. ft.), a certain parcel of land, (portion of 13th St. R/W) lying between Squares 11 & 12, Alton S/D, situated in Section 23, Township 8 South, Range 14 East, Saint Tammany Parish, Louisiana.



END OF CONSTRUCTION

13th STREET

40' R/W
NOT CONSTRUCTED

APPROVED:

SECRETARY OF PLANNING COMMISSION _____ DATE _____

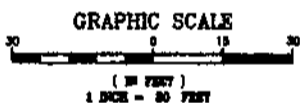
PARISH ENGINEER _____ DATE _____

CLERK OF COURT _____ DATE _____

DATE FILED _____ FILE NO. _____

TOTAL AREA: 7036.45 SQ. FT. OR 0.1615 ACRES

- LEGEND**
- 1/2" Iron Rod Set
 - 1/2" Iron Rod Found
 - ⊙ Crown



- BUILDING SETBACKS**
(* Verify Prior to Construction)
- Front Setback..... *
 - Side Setback..... *
 - Rear Setback..... *

ADDRESS: 13TH STREET

I CERTIFY THAT THIS PLAT DOES REPRESENT AN ACTUAL GROUND SURVEY AND THAT TO THE BEST OF MY KNOWLEDGE NO ENCROACHMENTS EXIST EITHER WAY ACROSS ANY OF THE PROPERTY LINES, EXCEPT AS SHOWN.

PROPERTY IS SURVEYED IN ACCORDANCE WITH THE LOUISIANA MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS FOR A CLASS C SURVEY. BEARINGS ARE BASED ON RECORD BEARINGS UNLESS NOTED OTHERWISE.

ENCUMBRANCES SHOWN HEREON ARE NOT NECESSARILY EXCLUSIVE. ENCUMBRANCES 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.

F.A.M. No. 225205 DS10C
F.A.M. Date 10/17/89
S.C. C S.F.E. No
* Verify prior to construction with Local Governing Body.

DRAWING NO.
1063330

DATE:
9/29/06

J.V. Burkes & Associates, Inc.

SURVEYING ENGINEERING ENVIRONMENTAL

1805 HWY. 190 EAST
Slidell, Louisiana 70458
E-mail: jvba@jvba.com

Phone: 985-849-0070 Fax: 985-849-0154
Mississippi Phone: 228-432-5800

DRAWN BY: **BC** CHECKED BY: **MD**

SCALE:
1" = 30'

RESUBDIVISION OF LOTS 1 & 2, INTO LOT 2-A, SQ. 11, ALTON SUBDIVISION LOCATED NEAR SLIDELL, IN SECTION 23, T-8-S, R-14-E, ST. TAMMANY PARISH, LOUISIANA

SURVEYED BY:

CERTIFIED TO: **EAST ST. TAMMANY HABITAT FOR HUMANITY, INC.**

SEAN M. BURKES
LA REG. No. 4785

PARFILE: \\jc\land\proj\alton\EST ALTON SQ. 11, LOT 1, HABITAT.dwg\1063330 RS.dwg