

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO. C-2593

COUNCIL SPONSOR MR. ARTIGUE PROVIDED BY COUNCIL OFFICE

RESOLUTION TO VACATE, IN PART, THE MORATORIUM ESTABLISHED BY ORDINANCE C.S. NO. 08-1928 ON ISSUANCE OF BUILDING PERMITS FOR CONSTRUCTION OR PLACEMENT OF BUILDING STRUCTURES ON PROPERTY LOCATED ON THE SOUTH SIDE OF LAKEVIEW DRIVE, TO RELEASE LOT 7, NORTH SHORE SITES SUBDIVISION (WARD 8, DISTRICT 13).

WHEREAS, at the Council meeting on September 11, 2008, the St. Tammany Parish Council adopted Ordinance C.S. No. 08-1928, establishing a six (6) month moratorium on the issuance of building permits for property located on the south side of Lakeview Drive; and

WHEREAS, the St. Tammany Parish Council determined that the building moratorium was necessary to protect and preserve the health, safety and property interests of residents from adverse building construction activities in the re-development of lakeshore properties along the south side of Lakeview Drive until proper coordination among regulatory agencies is accomplished and appropriate reclamation policies and procedures are established.

WHEREAS, following an evaluation of the herein after described property, and the execution by the owner of an affidavit affirming compliance with Parish policies and procedures for redevelopment of property on Lakeview Drive, it is determined that construction activities on the lot being released from said moratorium according to Parish requirements will not have an adverse effect on the continued redevelopment of the lakeshore abutting Lakeview Drive.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that the Parish Council vacates, in part, the moratorium established by Ordinance C.S. No. 08-1928, and any amendments and extensions thereof, on the issuance of building permits for the construction or placement of building structures on the south side of Lakeview Drive, Ward 8, District 13, to remove **LOT 7 OF NORTH SHORE SITES SUBDIVISION** from the restrictions established by the moratorium.

BE IT FURTHER RESOLVED that the moratorium shall continue to be in full force and effect for the remainder of the area as established by Ordinance C.S. No. 08-1928.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: _____, SECONDED BY: _____

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS RESOLUTION WAS DECLARED ADOPTED ON THE _____ DAY OF _____, 2009 AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA FORD, COUNCIL CLERK

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF ST. TAMMANY

BEFORE ME, the undersigned notary public, personally came and appeared:

Alvin D. Boudreaux, a person of the full age of majority, whose address is 104 Maple Ridge Court, Slidell, Louisiana, 70460 and who being first sworn by me did depose and declare:

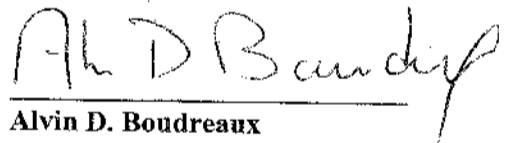
That he is the owner of a certain parcel of land located at 271 Lakeview Drive, Slidell, Louisiana, and further described as Lot 7, North Shore Sites Subdivision; and

That he desires to undertake a land reclamation and house construction project on said parcel; and he is aware of the ordinance of the St. Tammany Parish Council establishing a building moratorium on the south side of Lakeview Drive until appropriate development policies and procedures are established by said parish governing authority in this environmentally sensitive area of the Parish; and


That in order to address the general welfare and public safety concerns of the Parish for new development and construction on the south side of Lakeview Drive, which includes his property, he voluntarily offers, agrees and hereby binds himself to certain land reclamation and construction mandates and limitations in order to address the concerns of the Parish and conform to its desired development policies and procedures for properties located on the south side of Lakeview Drive; and

That he voluntarily agrees to adhere to certain land reclamation and construction requirements and restrictions as follows and in consideration for the Parish of St. Tammany issuing a letter of no objection to the State of Louisiana for his proposed land reclamation project and releasing his Lot 7, North Shore Sites Subdivision, from the moratorium.

1. Land reclamation on Lot 7 from the lake bottoms of Lake Pontchartrain shall be limited to the extent that the length of Lot 7 shall not extend beyond 200' (two hundred feet) from the front property line on Lakeview Drive.
2. The Primary Structure to be constructed upon Lot 7 shall not extend beyond 135' (one hundred thirty-five feet) from the front property line on Lakeview Drive.


Alvin D. Boudreaux

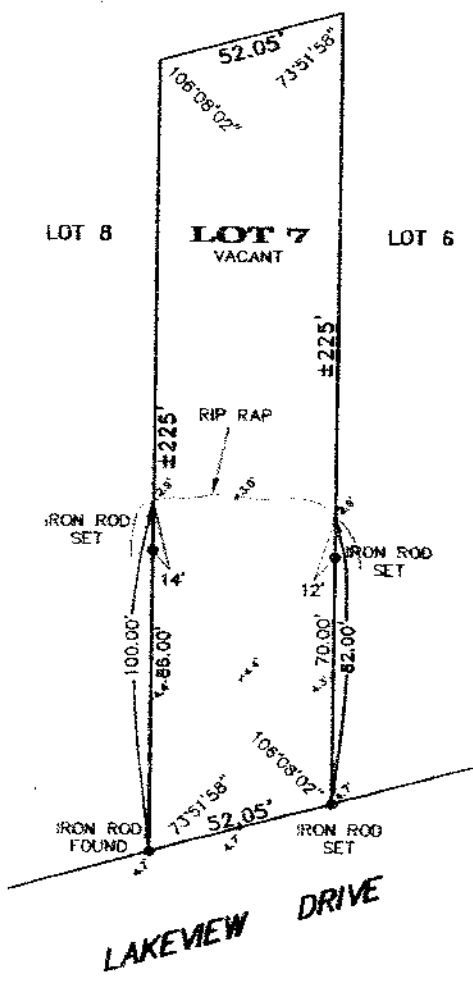
Sworn to and subscribed before me, Notary, at
Mandeville, St. Tammany Parish, Louisiana,
this 18th day of February, 2009.



Michael A. Sevarie
La. Bar Roll No. 22866
Commission expires at death

**BOUNDARY SURVEY OF
LOT 7
NORTH SHORE SITES
ST. TAMMANY PARISH, LA**

LAKE PONCHARTRAIN



NOTE:
SOME ITEMS MAY NOT BE TO SCALE FOR CLARITY.
DIMENSIONS ON SURVEY PREVAIL OVER THE SCALE.
FENCES ARE SHOWN FOR GENERAL INFORMATION PURPOSES
ONLY AND DO NOT REFLECT EXACT LOCATION OR CONDITION.

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R.W. KREBS, LLC



GENERAL NOTES

ANGLES AND/OR BEARINGS ARE BASED ON REFERENCE PLAN #1
REFERENCE PLAN 1: A PLAN OF SURVEY BY JOHN Z. BONNEAU & ASSOCIATES DATED MAY 13, 1997

THE SERVITUDES SHOWN ON THIS SURVEY ARE LIMITED TO THOSE FURNISHED US AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE SERVITUDES ARE REFLECTED OR SHOWN HEREON. THE SURVEYOR HAS MADE NO TITLE SEARCH OR PUBLIC RECORD SEARCH IN COMPILING THE DATA FOR THIS SURVEY.

THIS PERIMETER SURVEY SHALL NOT CONSTITUTE A LEGAL OPINION OF TITLE, AND SHALL NOT BE RELIED UPON FOR THAT PURPOSE. THERE IS NO WARRANTY THAT IT CONFORMS TO THE LEGAL TITLE, AND WAS MADE SOLELY ACCORDING TO THE INFORMATION PROVIDED THE SURVEYOR.

ELEVATION NOTES

THIS IS CERTIFY THAT SUBJECT PROPERTY IS LOCATED IN THE FOLLOWING FLOOD ZONE, PER FLOOD INSURANCE RATE MAP (FIRM) DATED: APRIL 2, 1991
FLOOD ZONE: V-15
BASE FLOOD ELEVATION: +17'
COMMUNITY PANEL #: 225205 0535 0

THIS IS TO CERTIFY THAT THE PROPERTY BOUNDARY SURVEY RECORDED HEREON WAS MADE ON THE GROUND UNDER MY DIRECT SUPERVISION, AND IS IN ACCORDANCE WITH APPLICABLE STANDARDS OF PRACTICE FOR PROFESSIONAL LAND SURVEYORS AS STIPULATED IN LOUISIANA ADMINISTRATIVE CODE TITLE: 46:201, CHAPTER 25 FOR A CLASS "C" (SUBURBAN) SURVEY

MADE AT THE REQUEST OF MAGNOLIA BUILDING GROUP, LLC

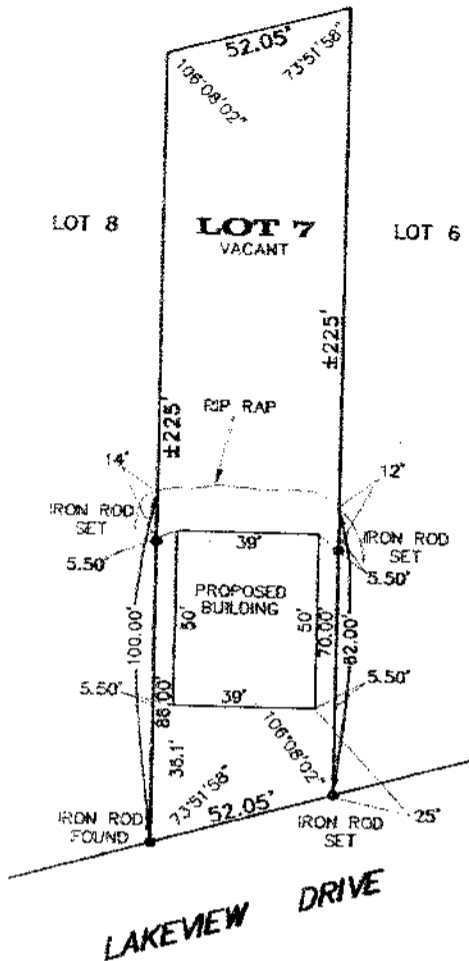
RICHMOND W. KREBS
PROFESSIONAL LAND SURVEYING
P.O. BOX 8641
METAIRIE, LA. 70011-8641
PHONE: (504) 889-9616
FAX: (504) 889-0916
E-MAIL: richmondrk@krebssurvey.com

BY: *Richmond W. Krebs*

DATE: SEPTEMBER 24, 2008	DRAWN BY: JTW
SCALE: 1" = 40'	CHECKED BY:
JOB #: 082386	FILE #:

**PLOT PLAN
LOT 7
NORTH SHORE SITES
ST. TAMMANY PARISH, LA**

LAKE PONCHARTRAIN



THE PROPOSED BUILDING SHOWN HEREON WAS LOCATED BY INFORMATION PROVIDED BY OWNER. R.W. KREBS, LLC HAS DONE NO RESEARCH ON SETBACK AND OFFSET REQUIREMENTS. BY THE OWNER SIGNING THE PLAT, THIS RELEASES R.W. KREBS, LLC FROM ANY SETBACK AND OFFSET REQUIREMENTS AND APPROVES OF THE LOCATION OF THE PROPOSED BUILDING.

SIGNATURE: _____ DATE: _____

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R.W. KREBS, LLC



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REFERENCE PLAN #1: A PLAN OF SURVEY BY JOHN E. BONNEAU & ASSOCIATES DATED MAY 13, 1997

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ELEVATION NOTES

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BASE FLOOD ELEVATION: +17' FLOOD ZONE: V-15
COMMUNITY PANEL #: 225205 0535 D

MADE AT THE REQUEST OF MAGNOLIA BUILDING GROUP, LLC
REVISED TO MOVE PROPOSED BUILDING JANUARY 6, 2009

RICHMOND W. KREBS
PROFESSIONAL LAND SURVEYING
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E-MAIL: richmondrk@krebssurvey.com

BY: *Richmond W. Krebs*

DATE: OCTOBER 27, 2008 DRAWN BY: JTW
SCALE: 1" = 40' CHECKED BY:
JOB #: 081397, 090015