

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 4162 ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR MR. DEAN PROVIDED BY: COUNCIL ATTORNEY

INTRODUCED BY: _____ SECONDED BY: _____

ON THE ___ DAY OF _____, 2009

ORDINANCE REVOKING THE UNACCEPTED DEDICATION OF A STRIP OF PROPERTY FOR AN UNNAMED STREET THAT HAS NOT BEEN CONSTRUCTED AND IS NOT NEEDED FOR PUBLIC PURPOSES. (WARD 1, DISTRICT 1)

WHEREAS, pursuant to Act of Dedication by Mrs. Ruth Haydell LeJeune and Mrs. Evelyn LeJeune Griener (Grantors) to St. Tammany Parish, grantors dedicated a strip of property or unnamed street to public use, unto and in favor of the Parish of St. Tammany, the inhabitants of the Parish of St. Tammany, and to the public in general. A true and correct copy of said Act of Dedication, dated the 29th day of October 1964, which was recorded in the official records of the St. Tammany Parish Clerk of Court, Instrument Number 214684, COB 373, folio 348, is attached hereto and made a part hereof as Exhibit A;

WHEREAS, as set forth in the Act of Dedication, the dedicated strip of property or unnamed street, more particularly described herein after, is situated entirely upon the 19.08 acre parcel then owned by Grantors. See attached Exhibit B, survey of John G. Cummings, dated 12/02/04, recorded in the official records of the St. Tammany Parish Clerk of Court, Map File No. 3703A. Said unnamed street, which has never been constructed, being entirely situated upon Grantors' property, traverses Grantors's property toward the southern end of said property, extending in an east/west direction from boundary to boundary. The unconstructed unnamed street does not connect to any other public street. For description purposes, assuming the unnamed street commences on the west boundary of the property, said street would dead-end at the east boundary that abuts the residential lots in the adjacent River Forest Subdivision, dead ending at the approximate location of Lot 10, River Forest Subdivision. See Exhibit C; and

WHEREAS, the dedication of the strip of property or unnamed street has never been accepted by St. Tammany Parish, the unnamed street has never been constructed and is not listed in the Parish Inventory. Further, since the unnamed street is situated entirely on grantors property and dead-ends at the rear of the residential lot located in the adjacent River Forest Subdivision, the dedicated unnamed street is not needed for public purposes.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, in regular session convened that St. Tammany Parish has never accepted the dedication of the strip of property or unnamed street that is set forth in the Act of Dedication by Mrs. Ruth Haydell LeJeune and Mrs. Evelyn LeJeune Griener (Grantors) to St. Tammany Parish, St. Tammany Parish Clerk of Court Instrument Number 214684, COB 373, folio 348, which strip of property or unnamed street is more particularly described in said Act of Dedication as follows, to-wit:

Part of Section 36, Township 6 South, Range 10 East, St. Tammany Parish, Louisiana.

From the one-quarter corner on line common to Sections 35 and 36, Township 6 South, Range 10 East, measure North 89 degrees 45 minutes East, 997.92 feet to a point; thence North 02 degrees 30 minutes East, 204.1 feet to an iron post, the point of beginning.

From the point of beginning, measure North 02 degrees 30 minutes East, 40.05 feet to an iron post; thence North 89 degrees 45 minutes East, 339.78 feet to an iron post in the Westerly boundary of Lot 10, Block 3, River Forest Country Club Subdivision; thence South 00 degrees 16 minutes East, 40.0 feet to the Southwest corner of said lot; thence South 89 degrees 45 minutes West, 341.7 feet to the point of beginning.

BE IT FURTHER ORDAINED that St. Tammany Parish has determined that the unconstructed

unnamed street is not needed for public purposes and, therefore, St. Tammany Parish hereby revokes the dedication of the strip of property or unnamed street that is more particularly described herein above and in the Act of Dedication filed and recorded in the official records of the St. Tammany Parish Clerk of Court, Instrument Number 214684, COB 373, folio 348. Said dedication having been revoked, St. Tammany Parish declares that it has no right, title and/or interest in and to said strip of property or unnamed street set forth in the aforesaid Act of Dedication.

REPEAL: All Resolutions, 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:

NAYS:

ABSTAIN:

ABSENT:

THIS ORDINANCE WAS DECLARED DULY 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 L. FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published Introduction: SEPTEMBER 24, 2009

Published Adoption: _____, 2009

Delivered to Parish President: _____, 2009 at _____

Returned to Council Clerk: _____, 2009 at _____