

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 4777

ORDINANCE COUNCIL SERIES NO: \_\_\_\_\_

COUNCIL SPONSOR: GOULD/BRISTER

PROVIDED BY: PRESIDENT/LEGAL

INTRODUCED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

ON THE 3 DAY OF MAY , 2012

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE OR OTHERWISE ACQUIRE CERTAIN PARCELS, RIGHTS OF WAY, AND/OR SERVITUDES FOR BAYOU CASTINE AND BAYOU CANE DRAINAGE MANAGEMENT AREA PROJECT.

WHEREAS, the St. Tammany Parish Government 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 drainage improvements; and

WHEREAS, the Parish of St. Tammany hereby desires to acquire the Property, rights of way and/or servitudes and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations and acquire said Property, servitudes and/or rights of way.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, to acquire by purchase, donation, or servitude, 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, servitudes 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, servitudes 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, servitudes 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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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.

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 7 DAY OF JUNE , 2012 ; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

\_\_\_\_\_  
MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA L. FORD, COUNCIL CLERK

\_\_\_\_\_  
PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: April 26 , 2012

Published Adoption: \_\_\_\_\_, 2012

Delivered to Parish President: \_\_\_\_\_, 2012 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2012 at \_\_\_\_\_

**Ordinance Administrative Comment**

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE OR OTHERWISE ACQUIRE CERTAIN PARCELS, RIGHTS OF WAY, AND/OR SERVITUDES FOR BAYOU CASTINE AND BAYOU CANE DRAINAGE MANAGEMENT AREA PROJECT.

St. Tammany Parish will acquire 1,445 acres more or less of property, servitudes, and/or rights of way from the State of Louisiana for drainage improvements. The Parish intends to pay no more than appraised value or less, plus costs and fees.

**Kelly M. Rabalais**

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**From:** Kelly M. Rabalais  
**Sent:** Monday, April 16, 2012 4:53 PM  
**To:** Jacob B. Groby  
**Cc:** Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Mike Sevante; Bill Oiler  
**Subject:** May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project  
**Attachments:** Ordinance with Exhibit.pdf

Dear Mr. Groby:

The following is notice of an item which will be placed on the May 2012 Agenda regarding a project located in your district.

Please find attached an Ordinance for the May 2012 Agenda in regards to purchase of (±)1,445 acres from the State of Louisiana for property, servitudes, and/or rights of way for the Bayou Castine and Bayou Cane Drainage Management Area Project. This property will purchased for drainage improvements. The Parish intends to pay no more than appraised value or less, plus closing costs and fees.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Kelly

Kelly M. Rabalais, Esq.  
Executive Counsel

St. Tammany Parish Government · Legal Department  
[kmrabalais@stp.gov.org](mailto:kmrabalais@stp.gov.org)  
Office 985.898.3427  
Fax 985.867.5124

CONFIDENTIALITY NOTICE – This transmission originates from the St. Tammany Parish Government Legal Department. If there are any problems regarding reception of this transmission or any attachments indicated above, please call the signatory listed above. This message is intended only for the use of the individual or entity to which it is addressed. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone, and delete this transmission with any attachments and destroy all copies in any form. Thank you.

## Kelly M. Rabalais

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**From:** System Administrator  
**To:** Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Mike Sevante; Bill Oiler; Jacob B. Groby  
**Sent:** Monday, April 16, 2012 4:53 PM  
**Subject:** Delivered: May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project

Your message

**To:** Jacob B. Groby  
**Cc:** Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Mike Sevante; Bill Oiler  
**Subject:** May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project  
**Sent:** 4/16/2012 4:53 PM

was delivered to the following recipient(s):

Kelly M. Rabalais on 4/16/2012 4:53 PM  
Dayna Williams on 4/16/2012 4:53 PM  
Ashley McMenamin on 4/16/2012 4:53 PM  
Mike Sevante on 4/16/2012 4:53 PM  
Bill Oiler on 4/16/2012 4:53 PM  
Jacob B. Groby on 4/16/2012 4:53 PM

**Kelly M. Rabalais**

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**From:** Kelly M. Rabalais  
**To:** Kelly M. Rabalais  
**Sent:** Monday, April 16, 2012 4:54 PM  
**Subject:** Read: May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project

Your message

**To:** Jacob B. Groby  
**Cc:** Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Mike Sevante; Bill Oiler  
**Subject:** May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project  
**Sent:** 4/16/2012 4:53 PM

was read on 4/16/2012 4:54 PM.

**Kelly M. Rabalais**

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**From:** Kelly M. Rabalais  
**Sent:** Monday, April 16, 2012 4:53 PM  
**To:** Maureen O'Brien  
**Cc:** Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Bill Oiler; Mike Sevante  
**Attachments:** Ordinance with Exhibit.pdf

Dear Ms. O'Brien:

The following is notice of an item which will be placed on the May 2012 Agenda regarding a project located in your district.

Please find attached an Ordinance for the May 2012 Agenda in regards to purchase of (±)1,445 acres from the State of Louisiana for property, servitudes, and/or rights of way for the Bayou Castine and Bayou Cane Drainage Management Area Project. This property will purchased for drainage improvements. The Parish intends to pay no more than appraised value or less, plus closing costs and fees.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Kelly

Kelly M. Rabalais, Esq.  
Executive Counsel

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## **Kelly M. Rabalais**

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**From:** System Administrator  
**To:** Maureen O'Brien; Kelly M. Rabalais; Bill Oiler; Dayna Williams; Ashley McMenamin; Mike Sevante  
**Sent:** Monday, April 16, 2012 4:53 PM  
**Subject:** Delivered: Delivery Status Notification (Success)

Your message

**To:** Maureen O'Brien  
**Cc:** Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Bill Oiler; Mike Sevante  
**Subject:**  
**Sent:** 4/16/2012 4:53 PM

was delivered to the following recipient(s):

Maureen O'Brien on 4/16/2012 4:53 PM  
Kelly M. Rabalais on 4/16/2012 4:53 PM  
Bill Oiler on 4/16/2012 4:53 PM  
Dayna Williams on 4/16/2012 4:53 PM  
Ashley McMenamin on 4/16/2012 4:53 PM  
Mike Sevante on 4/16/2012 4:53 PM

## Kelly M. Rabalais

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**From:** Kelly M. Rabalais  
**To:** Kelly M. Rabalais  
**Sent:** Monday, April 16, 2012 4:53 PM  
**Subject:** Read:

Your message

To: Maureen O'Brien  
Cc: Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Bill Oiler; Mike Sevante  
Subject:  
Sent: 4/16/2012 4:53 PM

was read on 4/16/2012 4:53 PM.

EXHIBIT "A"

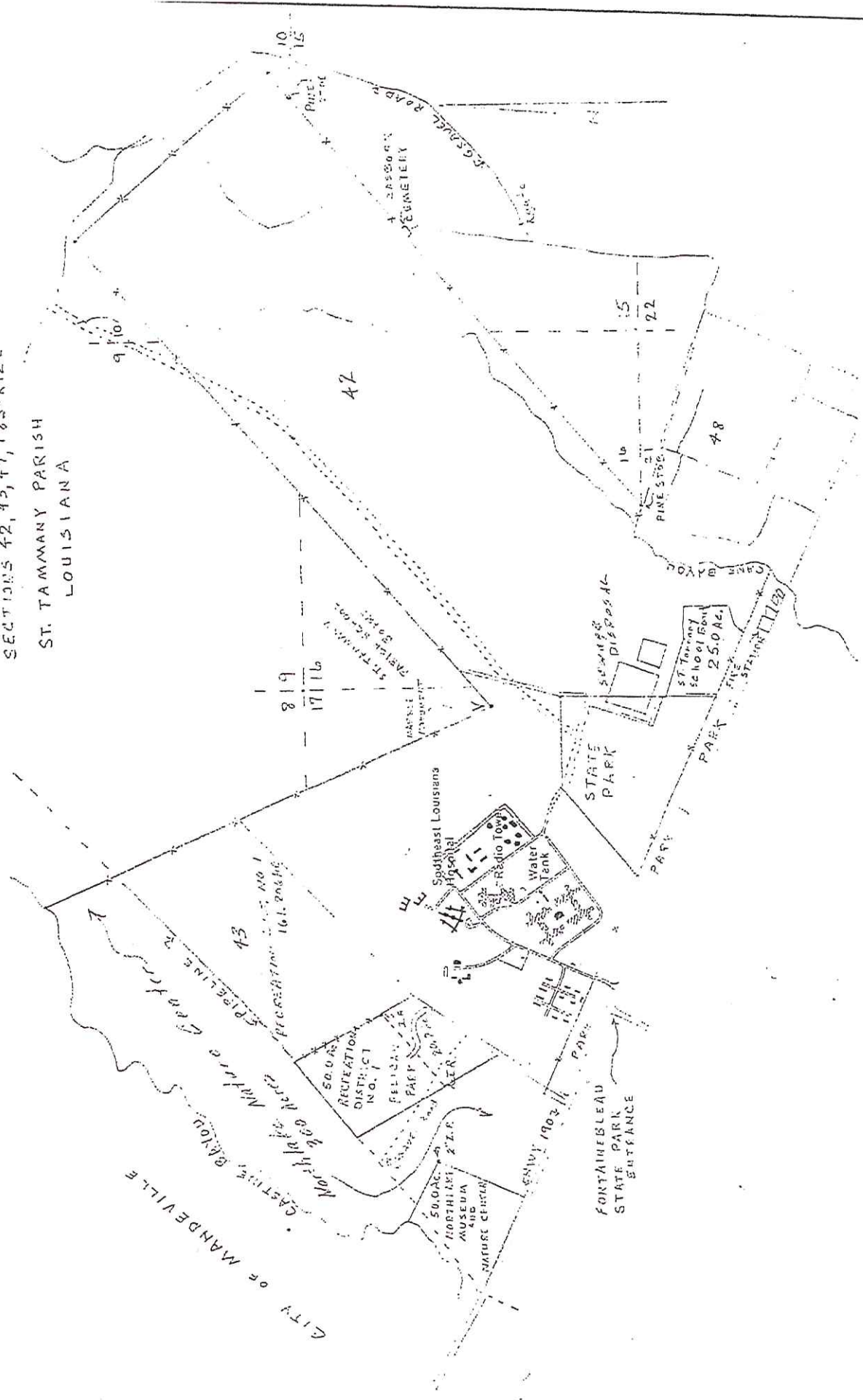
(±) 1,445 Acres



0 1,000 2,000 4,000 Feet

# EXHIBIT "A" Continued

SOUTHEAST LOUISIANA HOSEWATER  
 1725.0 ACRES  
 SECTIONS 42, 43, 47, T8S-R12E  
 ST. TAMMANY PARISH  
 LOUISIANA



SCALE: 1" = 2000.0'  
 D.P.S. 5-9-03

EXHIBIT "A" Continued

