

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5673

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MS. BLANCHARD

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: MR. CANULETTE

SECONDED BY: MR. GROBY

ON THE 1 DAY OF SEPTEMBER, 2016

ORDINANCE AUTHORIZING ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE, EXPROPRIATE OR OTHERWISE ACQUIRE A CERTAIN PARCEL OF LAND, RIGHT(S) OF WAY AND/OR SERVITUDE(S) LOCATED IN HOWZE BEACH CAMP SITES SUBDIVISION FOR THE ST. TAMMANY PARISH FISHING PIER (WARD 9, DISTRICT 13).

WHEREAS, St. Tammany Parish Government desires to acquire certain immovable property (hereinafter referred to as "Property"); and

WHEREAS, there is a need and public purpose to acquire the Property, located in Howze Beach Camp Sites, for the purpose of maintaining, improving, expanding and/or operating the St. Tammany Parish Fishing Pier (hereinafter the "Pier"); and

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

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize St. Tammany Parish Government, through the Office of the Parish President, to acquire by purchase or otherwise that certain parcel of ground, right(s) of way and/or servitude(s) described and depicted in Exhibits "A" and "B" hereto.

BE IT FURTHER ORDAINED 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 aforesaid Property.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized to proceed with the acquisition of said Property in a timely and orderly manner.

BE IT FURTHER ORDAINED that, if purchased, the purchase price shall not exceed the fair market value of the Property, as evidenced by an appraisal obtained by or supplied to the Parish plus fees and costs.

BE IT FURTHER ORDAINED 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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 6 DAY OF OCTOBER , 2016 ; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MARTY DEAN, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: AUGUST 25 , 2016

Published Adoption: _____, 2016

Delivered to Parish President: _____, 2016 at _____

Returned to Council Clerk: _____, 2016 at _____

Resolution Administrative Comment

ORDINANCE AUTHORIZING ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE, EXPROPRIATE OR OTHERWISE ACQUIRE A CERTAIN PARCEL OF LAND, RIGHT(S) OF WAY AND/OR SERVITUDE(S) LOCATED IN HOWZE BEACH CAMP SITES SUBDIVISION FOR THE ST. TAMMANY PARISH FISHING PIER (WARD 9, DISTRICT 13).

Parish seeks to acquire a certain parcel, right(s) of way and/or servitude(s) for the purpose of maintaining, improving, expanding and/or operating the St. Tammany Parish Fishing Pier. The attached legal description and survey describe and depict the property that Parish seeks to acquire. The Parish intends to pay no more than appraised value or less, plus closing costs and fees for any property acquired.

EXHIBIT "A"

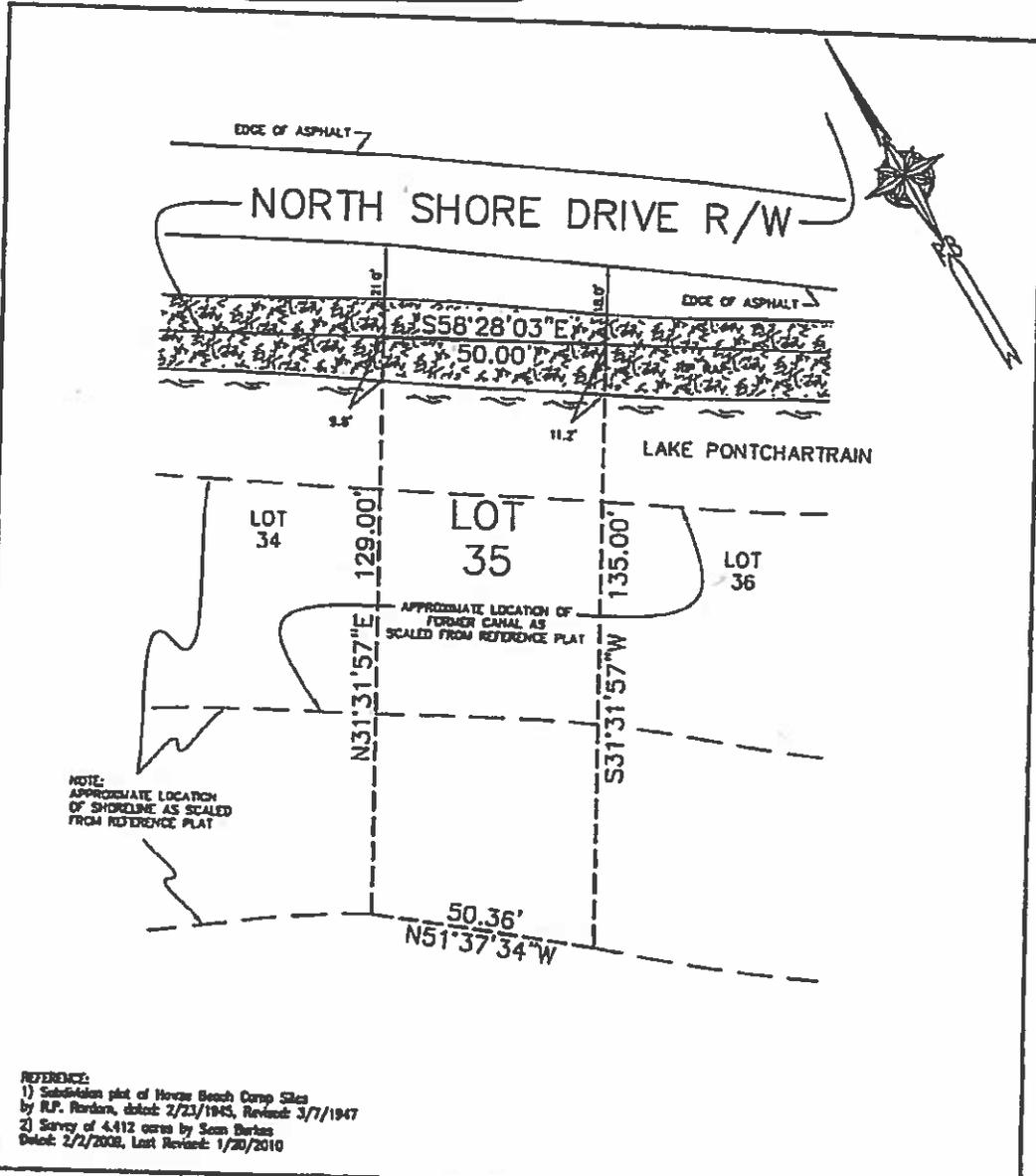
**I. LOT 35, HOWZE BEACH CAMP SITES, ST. TAMMANY PARISH,
LOUISIANA**

All that certain piece or parcel of ground, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes, prescriptions, advantages, and appurtenances thereunto belonging or in any wise appertaining thereto, situated in the Parish of St. Tammany and more fully described as follows:

One certain lot of ground, together with all the rights, ways, privileges, servitudes and advantages and prescriptions thereunto belonging or in any wise appertaining situated in the Parish of St. Tammany, State of Louisiana, in that part hereof known as "Howze Beach Camp Sites" Section 4, Township 10 South, Range 14 East, which said lot or portion of ground is designated as Lot thirty-five (35) which may be noted more fully by reference to a survey and blue print prepared by R.P. Rordam, Civil Engineer, dated February 23, 1945 and revised March 2, 1945 and March 7, 1947, which survey and blue print is recorded in St. Tammany Parish in COB 177, folio 179 and which said lot according to said survey and blue print measures fifty (50) feet between equal and parallel lines, front on North Shore Drive and extending in depth to Lake Pontchartrain, from North Shore Drive; said property is bounded on the rear by Lake Pontchartrain and on the front by North Shore Drive, which said lot is located in Section 4, Township 10 South, Range 14 East, Greensburg District of Louisiana, and is between Lake Pontchartrain and the Lake Front Protection Levee of St. Tammany Drainage District No. 2.

EXHIBIT

B



REFERENCE:
 1) Subdivision plat of Howze Beach Camp Sites by R.F. Randers, dated 2/23/1945, Revised: 3/7/1947
 2) Survey of 4.412 acres by Sean Barbas, Dated: 2/2/2008, Last Revised: 1/20/2010

Survey of
LOT 35 * HOWZE BEACH CAMP SITES
 SECTION 4, TOWNSHIP 10 SOUTH – RANGE 14 EAST
 ST. TAMMANY PARISH, LOUISIANA
 FOR
 ST. TAMMANY PARISH GOVERNMENT

THE BOUNDARIES AND RESERVATIONS SHOWN ON THIS SURVEY ARE LIMITED TO THOSE SET FORTH IN THE DESCRIPTION THEREOF AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE SURVEYED INSTRUMENTS ARE SHOWN HEREON. THE SURVEYOR HAS MADE NO FIELD SEARCH OF PUBLIC RECORDS, NOR SEARCH IN COMPILED THE DATA FOR THIS SURVEY.	SURVEYED IN ACCORDANCE WITH THE LOUISIANA "MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS" FOR A CLASS <u>C</u> SURVEY.	Date: AUGUST 22, 2012 Survey No. 12426 Project No. (CRS)
RANDALL W. BROWN REG. NO. 04585 REGISTERED PROFESSIONAL LAND SURVEYOR RANDALL W. BROWN, P.L.S. Professional Land Surveyor LA Registration No. 04585	Randall W. Brown & Associates, Inc. Professional Land Surveyors Geodetic • Forensic • Consultants 228 W. Causeway Approach, Mandeville, LA 70448 (985) 624-5368 FAX (985) 624-5309 E-MAIL: info@brownsurveys.com	Scale: 1" = 30'± Drawn By: BRC Revised:

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