

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6103 ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: BLANCHARD/BRISTER PROVIDED BY: CIVIL DIVISION ADA

INTRODUCED BY: MS. O'BRIEN SECONDED BY: MR. BELLISARIO

ON THE 6 DAY OF DECEMBER , 2018

ORDINANCE TO AUTHORIZE ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCEL(S), RIGHTS(S) OF WAY AND/OR SERVITUDE(S) IN SQUARE 24 OF WEST ABITA SPRINGS SUBDIVISION. (WARD 3, DISTRICT 2)

WHEREAS, St. Tammany Parish desires to acquire certain immovable property identified as Lots 1 and 2, Square 24, West Abita Springs Subdivision as depicted in the resubdivision map attached hereto; and

WHEREAS, there is a need and a public purpose for the acquisition of said immovable property for the Violet Street and/or Independence Street right of way.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that St. Tammany Parish Government, through the Office of the Parish President, is directed and authorized to acquire certain immovable property identified as Lots 1 and 2, Square 24, West Abita Springs Subdivision as depicted in the resubdivision map attached hereto (the "Property").

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 said Property.

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

BE IT FURTHER ORDAINED: that the Office of the Parish President is authorized to exercise its discretion in acquiring the Property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance.

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 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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 3 DAY OF JANUARY , 2019 ; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MICHAEL R. LORINO, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

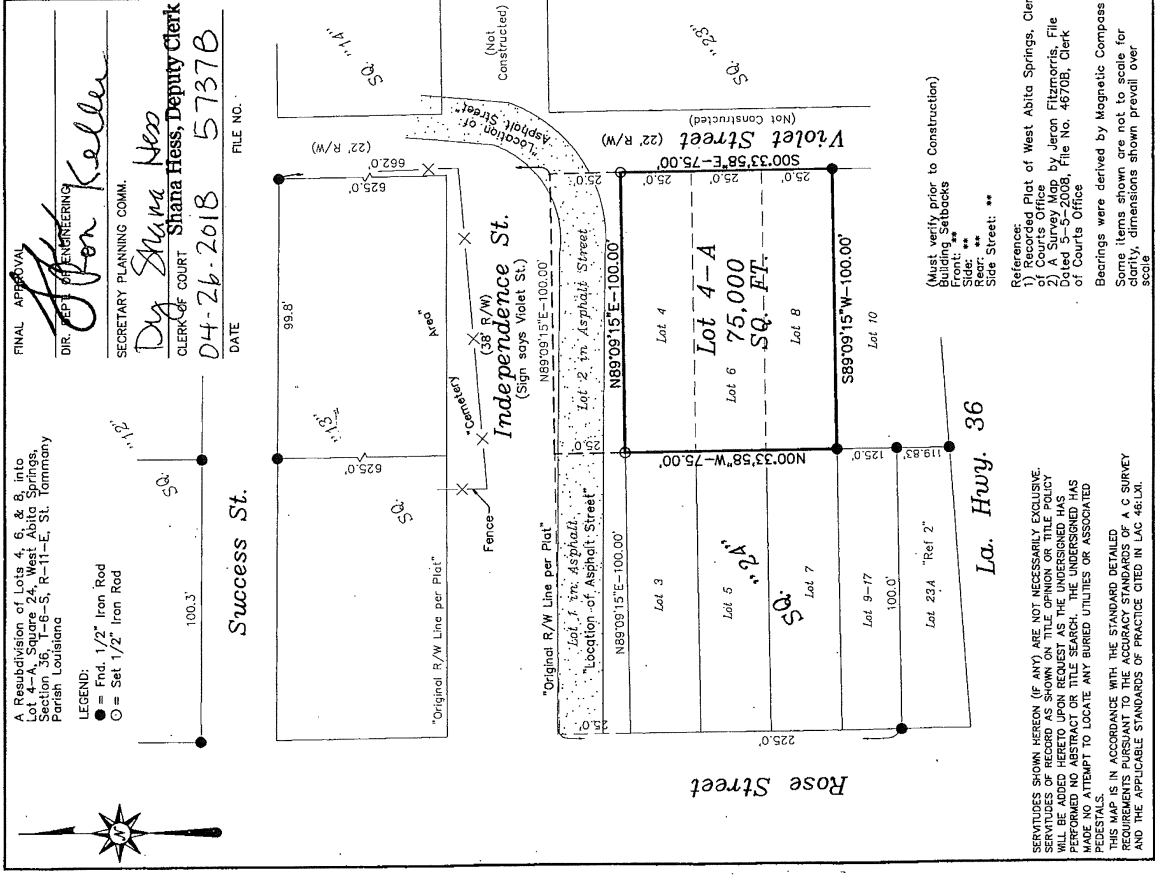
PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: NOVEMBER 28 , 2018

Published Adoption: _____, 2018

Delivered to Parish President: _____, 2018 at _____

Returned to Council Clerk: _____, 2018 at _____



Must verify prior to construction

Reference:
 1) Recorded Plat of West Abita Springs, Clerk of Courts Office
 2) A Survey Map by Jaron Fitzmorris, File No. 5-2008, File No. 46708, Clerk of Courts Office

Bearings were derived by Magnetic Compass
 Some items shown are not to scale for clarity, dimensions shown prevail over scale

MAP PREPARED FOR **DIANNE B. MCDONALD**

SHOWN A SURVEY MADE OF PROPERTY LOCATED IN LOTS 4, 6, 8, SQUARE 24, WEST ABITA SPRINGS, TAMMANY PARISH, LA

THIS MAP IS IN ACCORDANCE WITH A SURVEY MADE ON THE GROUND UNDER THE SUPERVISION OF THE CLERK OF COURTS, BRUCE M. BUTLER, III
 SIGNATURE AND STAMPED SEAL MUST BE IN RED OR THIS PLAT IS NOT A TRUE COPY. CERTIFIED COPY \$25.00
LAND SURVEYING LLC
 516 N. Columbia Street, Covington, LA 70433
 (985) 842-6271 office (985) 848-0955 fax
 landsur@bellsouth.net email

BRUCE M. BUTLER, III
 CLERK OF COURTS
 TAMMANY PARISH, LA
 LICENSE NO. 10770
 4-17-2018

SCALE: 1" = 40' DATE: 3-21-2018 NUMBER: 186388

Ordinance Administrative Comment

ORDINANCE TO AUTHORIZE ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCEL(S), RIGHTS(S) OF WAY AND/OR SERVITUDE(S) IN SQUARE 24 OF WEST ABITA SPRINGS SUBDIVISION (WARD 3, DISTRICT 2)

The Parish seeks to acquire two lots upon which Violet Street and/or Independence Street were constructed years prior and constitute a tacit dedication. Acquiring the underlying property resolves any potential disputes, more clearly identifies Parish's right of way, and relieves the underlying land owner from continuation of payment of taxes. The appraisal of the lots subject to the tacit dedication has eliminated practically all residual value of the property, and the purchase price will not exceed that appraised value.