

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6564

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MR. TOLEDANO

PROVIDED BY: PLANNING DEVELOPMENT

INTRODUCED BY: MR. CANULETTE

SECONDED BY: MR. T. SMITH

ON THE 7 DAY OF JANUARY, 2021

AN ORDINANCE TO ENTER THE TAMMANY TRACE FOR THE PURPOSE OF CONSTRUCTING A FIVE (5) FOOT CONCRETE WALKWAY AND CULVERT TO CONNECT TO THE TRACE PARKWAY AT THE WESTERN EDGE OF THE TAMMANY TRACE, IN ASSOCIATION WITH THE DEVELOPMENT OF THE DOVE PARK RIDGE SUBDIVISION, LOCATED IN WARD 4, DISTRICT 5. (TRC20-11-001)

WHEREAS, the developer of Dove Park Ridge Subdivision has petitioned the Parish of St. Tammany to enter the Tammany Trace for the purpose of constructing a five (5) foot concrete walkway and culvert to connect to the Trace parkway at the western edge of the Tammany Trace in association with the subdivision development; and

WHEREAS, upon review and consideration by the St. Tammany Parish Planning Commission at a regularly scheduled public hearing, and only after hearing testimony from all concerns, hereby recommends that the Parish Council approve the proposed request subject to the stipulations as referred to below.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, that the developer of Dove Park Ridge Subdivision is hereby granted approval to enter and the Tammany Trace, for the purpose of constructing a five (5) foot concrete walkway and culvert to connect to the Trace parkway at the western edge of the Tammany Trace, in association with the development of the Dove Park Ridge Subdivision, subject to the following stipulations:

- a) the width of the cleared area for the construction of a path to access the Trace shall not exceed ten (10) feet and the width of the pavement shall not exceed five (5) feet.
- b) a detailed plan showing how the proposed sidewalk will connect to the Trace including elevations, drainage culverts, etc. must be provided prior to final approval
- c) no trees are to be cleared along the Tammany Trace, with the exception of the 15 foot section of the Trace buffer needed to install the concrete walkway and culvert.
- d) a satisfactory construction cost estimate be submitted by the petitioner's engineer for the performance obligation
- e) a land clearing permit must be acquired prior to work order and a pre-land clearing site visit will be conducted to ensure proper fencing or staking is in place to ensure no adverse effects on trees or Trace Right-of-Way.
- f) the applicant shall procure written approval from the Director of the Tammany Trace prior to commencing any construction and shall provide said director with a daily work schedule
- g) the Tammany Trace shall not be closed or obstructed due to construction activity for more than one hour at any time unless it is approved by the Director of the Tammany Trace
- h) only rubber tire excavating equipment is to be used on the trace
- i) all construction activities on the Tammany Trace shall be limited to daylight hours, Monday through Friday only (no weekends)
- j) the Tammany Trace must be kept clean and free of construction material and debris at all times
- k) obtain a work order from the Parish Engineer
- l) Prior to effecting access, the applicant shall enter into a written agreement which shall contain, but not be limited to, the following items:
 - 1) That the governing authority, its agencies, servants and employees shall be held harmless and indemnified as set forth above. If deemed necessary, the governing authority, at its option, may require a policy of insurance insuring the governing authority against such liability.

2) that the access shall be constructed in conformity with the plans and specifications submitted with the access request application.

3) that the applicant shall provide a warranty letter of credit, or other completion bond, satisfactory to the governing authority, ensuring the timely and proper completion of any work or construction done to effect the said access.

4) that the applicant acknowledges that its access is granted subject to any and all rights, titles, interests, servitudes and/or easements which are held, or may be held, by any other entity, person, firm or corporation including, but not limited to, the United States Department of Transportation, the state department of transportation or the federal highway administration. And further, that the applicant specifically waives any and all warranty of title and relieves and releases the governing authority, its agencies, servants and employees from any and all liability, of whatever nature or kind which may arise, or has arisen, in connection therewith.

5) that the applicant shall be responsible for and required to provide maintenance to the land and/or any structure or improvement, appertaining to the access, during the term of the said access.

6) that the applicant acknowledges and agrees that the governing authority shall not, in any fashion, be prohibited from establishing, conducting, operating or maintaining any activity, as may be deemed necessary by the governing authority, to be conducted within the Tammany Trace corridor including, but not limited to, usage beneath, over or across said granted access.

7) that the applicant shall not alter the granted access in any fashion without the prior written approval of the governing authority which may or may not be granted at the sole discretion of the said governing authority.

8) that upon termination or expiration of the term of the access agreement, the applicant, at the sole option and discretion of the governing authority, may be required to remove any infrastructure or improvement appertaining to the access and further may be required, at the sole option and discretion of the governing authority, to return the site of the access to its original condition as it existed immediately prior to the granting of the said access.

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 4 DAY OF FEBRUARY, 2021; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MICHAEL R. LORINO, JR. , COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: DECEMBER 30 , 2020

Published Adoption: _____, 2020

Delivered to Parish President: _____, 2020 at _____

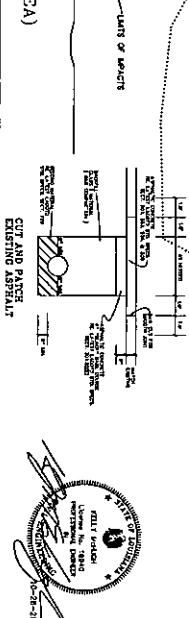
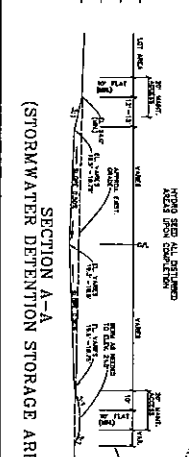
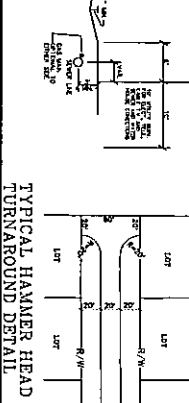
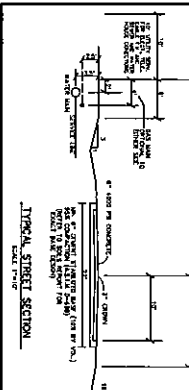
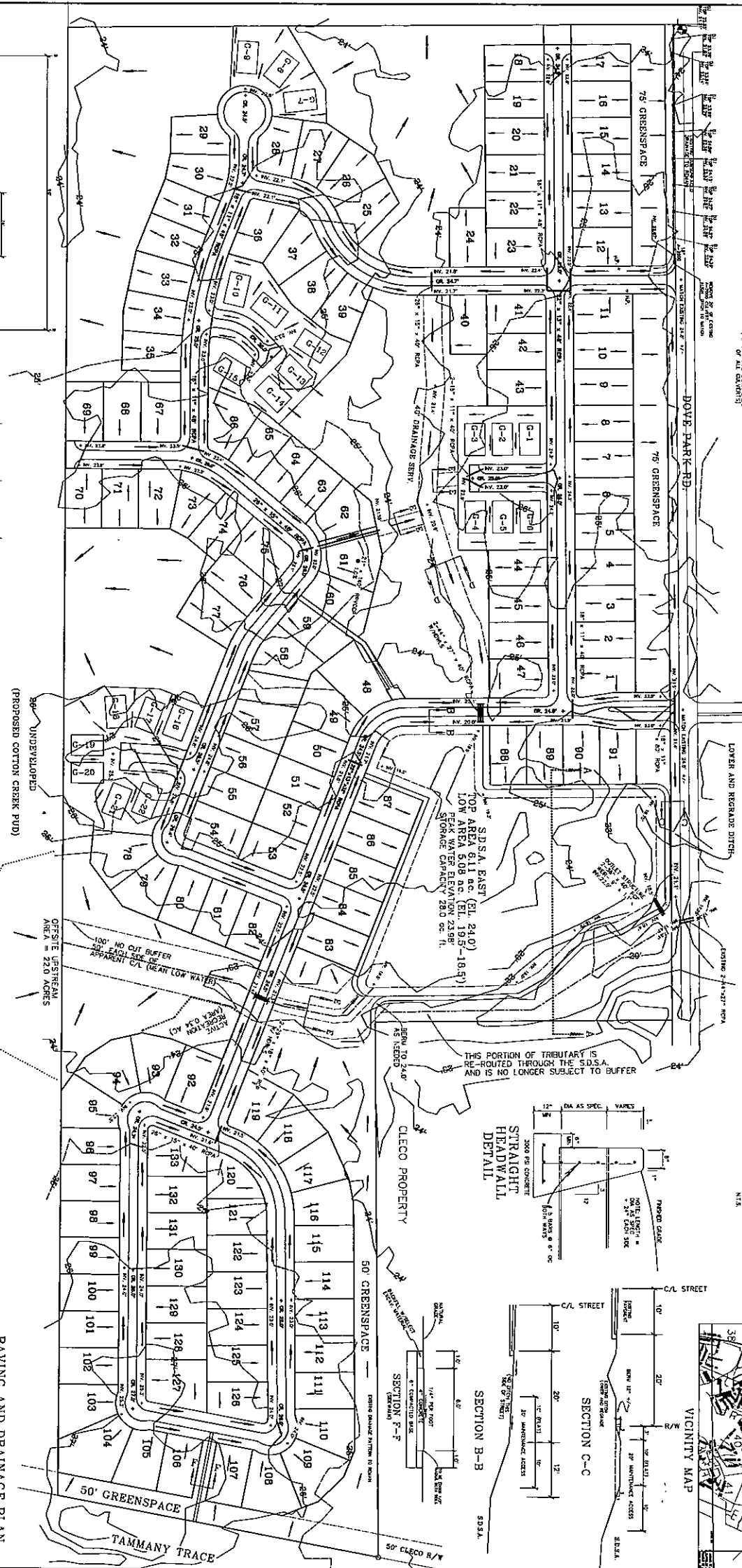
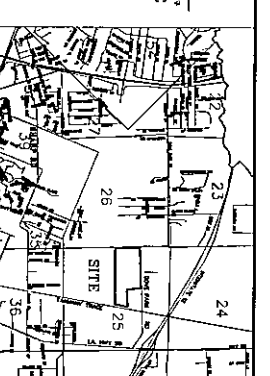
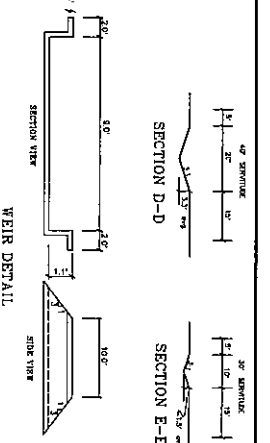
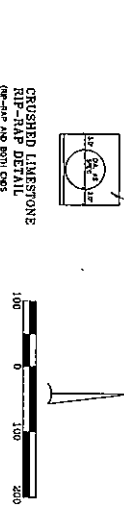
Returned to Council Clerk: _____, 2020 at _____

CULVERT SCHEDULE

NO.	LOT NUMBER	DESCRIPTION
101	41	41' x 12' x 12' CONCRETE
102	42	42' x 12' x 12' CONCRETE
103	43	43' x 12' x 12' CONCRETE
104	44	44' x 12' x 12' CONCRETE
105	45	45' x 12' x 12' CONCRETE
106	46	46' x 12' x 12' CONCRETE
107	47	47' x 12' x 12' CONCRETE
108	48	48' x 12' x 12' CONCRETE
109	49	49' x 12' x 12' CONCRETE
110	50	50' x 12' x 12' CONCRETE
111	51	51' x 12' x 12' CONCRETE
112	52	52' x 12' x 12' CONCRETE
113	53	53' x 12' x 12' CONCRETE
114	54	54' x 12' x 12' CONCRETE
115	55	55' x 12' x 12' CONCRETE
116	56	56' x 12' x 12' CONCRETE
117	57	57' x 12' x 12' CONCRETE
118	58	58' x 12' x 12' CONCRETE
119	59	59' x 12' x 12' CONCRETE
120	60	60' x 12' x 12' CONCRETE
121	61	61' x 12' x 12' CONCRETE
122	62	62' x 12' x 12' CONCRETE
123	63	63' x 12' x 12' CONCRETE
124	64	64' x 12' x 12' CONCRETE
125	65	65' x 12' x 12' CONCRETE
126	66	66' x 12' x 12' CONCRETE
127	67	67' x 12' x 12' CONCRETE
128	68	68' x 12' x 12' CONCRETE
129	69	69' x 12' x 12' CONCRETE
130	70	70' x 12' x 12' CONCRETE
131	71	71' x 12' x 12' CONCRETE
132	72	72' x 12' x 12' CONCRETE
133	73	73' x 12' x 12' CONCRETE
134	74	74' x 12' x 12' CONCRETE
135	75	75' x 12' x 12' CONCRETE
136	76	76' x 12' x 12' CONCRETE
137	77	77' x 12' x 12' CONCRETE
138	78	78' x 12' x 12' CONCRETE
139	79	79' x 12' x 12' CONCRETE
140	80	80' x 12' x 12' CONCRETE
141	81	81' x 12' x 12' CONCRETE
142	82	82' x 12' x 12' CONCRETE
143	83	83' x 12' x 12' CONCRETE
144	84	84' x 12' x 12' CONCRETE
145	85	85' x 12' x 12' CONCRETE
146	86	86' x 12' x 12' CONCRETE
147	87	87' x 12' x 12' CONCRETE
148	88	88' x 12' x 12' CONCRETE
149	89	89' x 12' x 12' CONCRETE
150	90	90' x 12' x 12' CONCRETE
151	91	91' x 12' x 12' CONCRETE
152	92	92' x 12' x 12' CONCRETE
153	93	93' x 12' x 12' CONCRETE
154	94	94' x 12' x 12' CONCRETE
155	95	95' x 12' x 12' CONCRETE
156	96	96' x 12' x 12' CONCRETE
157	97	97' x 12' x 12' CONCRETE
158	98	98' x 12' x 12' CONCRETE
159	99	99' x 12' x 12' CONCRETE
160	100	100' x 12' x 12' CONCRETE
161	101	101' x 12' x 12' CONCRETE
162	102	102' x 12' x 12' CONCRETE
163	103	103' x 12' x 12' CONCRETE
164	104	104' x 12' x 12' CONCRETE
165	105	105' x 12' x 12' CONCRETE
166	106	106' x 12' x 12' CONCRETE
167	107	107' x 12' x 12' CONCRETE
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171	111	111' x 12' x 12' CONCRETE
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173	113	113' x 12' x 12' CONCRETE
174	114	114' x 12' x 12' CONCRETE
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180	120	120' x 12' x 12' CONCRETE
181	121	121' x 12' x 12' CONCRETE
182	122	122' x 12' x 12' CONCRETE
183	123	123' x 12' x 12' CONCRETE
184	124	124' x 12' x 12' CONCRETE
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186	126	126' x 12' x 12' CONCRETE
187	127	127' x 12' x 12' CONCRETE
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191	131	131' x 12' x 12' CONCRETE
192	132	132' x 12' x 12' CONCRETE
193	133	133' x 12' x 12' CONCRETE
194	134	134' x 12' x 12' CONCRETE
195	135	135' x 12' x 12' CONCRETE
196	136	136' x 12' x 12' CONCRETE
197	137	137' x 12' x 12' CONCRETE
198	138	138' x 12' x 12' CONCRETE
199	139	139' x 12' x 12' CONCRETE
200	140	140' x 12' x 12' CONCRETE

DOVE PARK RIDGE

SECTION 25, T-7-S, R-11-E, ST. TAMMANY PARISH, LA.



PAVING AND DRAINAGE PLAN

**DOVE PARK RIDGE
SECTION 25, T-7-S, R-11-E
ST. TAMMANY PARISH, LA.**

NO.	DATE	DESCRIPTION
1	10-28-23	ISSUED FOR PERMIT
2	11-14-23	REVISED
3	11-14-23	REVISED
4	11-14-23	REVISED
5	11-14-23	REVISED
6	11-14-23	REVISED
7	11-14-23	REVISED
8	11-14-23	REVISED
9	11-14-23	REVISED
10	11-14-23	REVISED

KELLY J. McINTOSH & ASSOC., INC.
CIVIL ENGINEERS & LAND SURVEYORS
845 CALVEZ ST., SUITE 100
MANDALAY LA.

SCALE: 1" = 100'

DATE: 10-28-23

PROJECT NO.: 11-14-23

REV. NO.: 11-14-23

Administrative Comments

CASE NO.: TRC20-11-001

REQUEST AND PURPOSE: The petitioner is requesting to enter the Tammany Trace for the purpose of constructing a five (5) foot concrete walkway and culvert to connect to the Trace parkway at the western edge of the Tammany Trace 1084 feet south of its intersection with Dove Park Road.

DEVELOPER: Dove Park Ridge LLC
845 Galvez Street
Mandeville, LA 70448

ENGINEER/SURVEYOR: Kelly McHugh and Associates
845 Galvez Street
Mandeville, LA 70448

WARD: 4 PARISH COUNCIL DISTRICT: 5

PROPERTY LOCATION: The property is located on the south side of Dove Park Road, west of LA Highway 59, south of Interstate 12, Covington, Louisiana.

STAFF COMMENTARY:

The Staff recommends approval of the access request subject to the comments listed below:

COMMENTS:

Department of Planning and Development

1. The width of the cleared area for the construction of a path to access the Trace shall not exceed ten (10) feet and the width of the pavement shall not exceed five (5) feet.
2. A detailed plan showing how the proposed sidewalk will connect to the Trace including elevations, drainage culverts, etc. must be provided prior to final approval.
3. No trees are to be cleared along the Tammany Trace, with the exception of the 15 foot section of the Trace buffer needed to install the concrete walkway and culvert.
4. A satisfactory construction cost estimate be submitted by the petitioner's engineer for the performance obligation
5. A land clearing permit must be acquired prior to work order and a pre-land clearing site visit will be conducted to ensure proper fencing or staking is in place to ensure no adverse effects on trees or Trace Right-of-Way.
6. The applicant shall procure written approval from the Director of the Tammany Trace prior to commencing any construction and shall provide said director with a daily work schedule.
7. The Tammany Trace shall not be closed or obstructed due to construction activity for more than one hour at any time unless it is approved by the Director of the Tammany Trace.
8. Only rubber tire excavating equipment is to be used on the trace.
9. All construction activities on the Tammany Trace shall be limited to daylight hours, Monday through Friday only (no weekends).
10. The Tammany Trace must be kept clean and free of construction material and debris at all times.
11. Obtain a work order from the Parish Engineer.
12. The applicant shall provide the parish with an acknowledgement and hold harmless agreement indemnifying St Tammany Parish from any and all liability that arises in connection with the requested access subject to review and approval by the parish's legal department.

INFORMATIONAL ITEMS:

A construction cost estimate shall be submitted by the petitioner's engineer for the Performance Obligation

If the Planning Commission approves this request, an Ordinance must be drafted for approval by the St. Tammany Parish Council.

Revised drawings will not be accepted for review or placement in the packet prior to the December 15, 2020 Planning Commission Meeting to ensure that any additional comments at the meeting can be incorporated into the revised plans.