

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6809

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

COUNCIL SPONSOR: LORINO/COOPER

PROVIDED BY: CIVIL DIVISION ADA

INTRODUCED BY: MR. TOLEDANO

SECONDED BY: MR. DAVIS

ON THE 4 DAY OF NOVEMBER , 2021

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO AMEND AN EXISTING CONSERVATION SERVITUDE WITH WBB REALTY, LLC TO RELEASE CERTAIN PROPERTY FROM MAISON DU LAC CONSERVATION AREA (WARD 1, DISTRICT 1)

WHEREAS, St. Tammany Parish and New Town Concepts, LLC are parties to that certain Conservation Servitude dated August 17, 2005 and recorded August 18, 2005 at Conveyance Instrument No. 1513036 pertaining to greenspace, wetlands and buffer property within Maison du Lac Subdivision (formerly known as Beau L'Age Subdivision); and

WHEREAS, WBB Realty, LLC ("WBB") acquired all interests in the subdivision from New Town Concepts, LLC, and Parish and WBB entered into a First Amendment to Conservation Servitude dated May 22, 2018 and recorded May 23, 2019 at Instrument No. 2111656 which added to and removed property from the Maison du Lac Conservation Area; and

WHEREAS, WBB seeks to amend the conservation servitude to release certain property (2.17 acres) from the conservation servitude, all as authorized by the original Conservation Servitude; and

WHEREAS, the amendment will allow WBB to proceed with plans to provide a sewer force main across the released property for regionalization/consolidation of sewer treatment services.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that St. Tammany Parish Government, through the Office of the Parish President, is authorized to release 2.17 acres, more or less, from the Maison du Lac Conservation Area, in the locations described and depicted as attached hereto, by amendment to conservation servitude; and

BE IT FURTHER ORDAINED: that pursuant to all applicable provisions of law, the Office of the Parish President is authorized to do whatever is necessary to release the parcels referenced herein to WBB Realty, LLC; and

BE IT FURTHER ORDAINED: that the Office of the Parish President is authorized to proceed with an amendment to the conservation servitude, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

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 2 DAY OF DECEMBER, 2021; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

\_\_\_\_\_  
MICHAEL R. LORINO, JR., COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
KATRINA L. BUCKLEY, COUNCIL CLERK

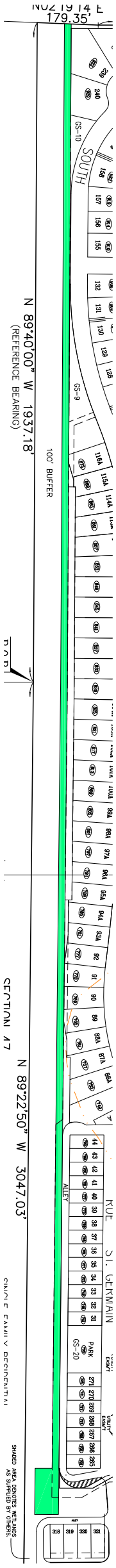
\_\_\_\_\_  
MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: OCTOBER 27, 2021

Published Adoption: \_\_\_\_\_, 2021

Delivered to Parish President: \_\_\_\_\_, 2021 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2021 at \_\_\_\_\_



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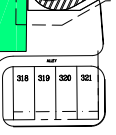
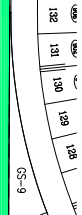
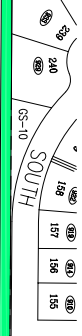
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CIVIL ENGINEERING

SHADED AREAS DENOTES UTILITIES AS SHOWN BY OTHERS



**PROPERTY DESCRIPTION**

**A 20' WIDE UTILITY SERVITUDE  
SITUATED IN MAISON DU LAC SUBDIVISION  
SECTION 45 - TOWNSHIP 7 SOUTH - RANGE 10 EAST  
SECTION 46 - TOWNSHIP 7 SOUTH - RANGE 11 EAST  
ST. TAMMANY PARISH, LOUISIANA**

COMMENCING FROM THE SECTION CORNER COMMON TO SECTIONS 12, 45, AND 46, TOWNSHIP 7 SOUTH, RANGE 10 EAST, ST. TAMMANY PARISH, LOUISIANA, AND GO NORTH 89 DEGREES 40 MINUTES 00 SECONDS WEST A DISTANCE OF 1937.18 FEET; THENCE NORTH 02 DEGREES 19 MINUTES 14 SECONDS EAST A DISTANCE OF 80.05 FEET TO THE POINT OF BEGINNING.

FROM THE POINT OF BEGINNING GO NORTH 02 DEGREES 19 MINUTES 14 SECONDS EAST A DISTANCE OF 20.01 FEET; THENCE SOUTH 89 DEGREES 40 MINUTES 00 SECONDS EAST A DISTANCE OF 1934.77 FEET; THENCE SOUTH 89 DEGREES 22 MINUTES 50 SECONDS EAST A DISTANCE OF 2445.60 FEET; THENCE SOUTH 00 DEGREES 23 MINUTES 30 SECONDS EAST A DISTANCE OF 70.01 FEET; THENCE NORTH 89 DEGREES 22 MINUTES 50 SECONDS WEST A DISTANCE OF 136.17 FEET; THENCE NORTH 00 DEGREES 01 MINUTES 47 SECONDS EAST A DISTANCE OF 50.00 FEET; THENCE NORTH 89 DEGREES 22 MINUTES 50 SECONDS WEST A DISTANCE OF 2310.11 FEET; THENCE NORTH 89 DEGREES 40 MINUTES 00 SECONDS WEST A DISTANCE OF 1935.42 FEET BACK TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 2.17 ACRES OF GROUND, MORE OR LESS.

### **Ordinance Administrative Comment**

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO AMEND AN EXISTING CONSERVATION SERVITUDE WITH WBB REALTY, LLC TO RELEASE CERTAIN PROPERTY FROM MAISON DU LAC CONSERVATION AREA (WARD 1, DISTRICT 1).

The Parish seeks to execute an amendment to conservation servitude to remove a 2.17 acre parcel. This release of the conservation servitude encumbrance is needed to allow WBB Realty, LLC to construct/provide a sewer force main with the removed property. The added sewer force main will benefit regionalization of area sewage treatment. The release of property through this amendment to conservation servitude is for no consideration.