

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6996

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: BINDER/COOPER

PROVIDED BY: PUBLIC WORKS/CIVIL ADA

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 2 DAY OF JUNE , 2022

ORDINANCE TO AUTHORIZE ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT AN ACT OF DEDICATION AND DONATION FOR A PORTION OF ESTATES AT THE RESERVE SUBDIVISION, PHASE 1, FOR BENEFIT OF DRAINAGE IMPROVEMENTS (WARD 4, DISTRICT 10)

WHEREAS, B B Mini Storage, L.L.C. (the "Owner") is owner of a certain parcel approximately twenty feet (20') in width and running between Lonesome Road and Bayou Chinchuba in Mandeville (the "Property"); and

WHEREAS, the Property is more fully depicted as "This Drainage R.O.W. to be dedicated to St. Tammany Parish" on the Estates of Reserve, Phase 1 Subdivision Plat recorded under Map File No. 2135; and

WHEREAS, Owner has requested and Parish desires to accept the dedication and donation of the Property in consideration of the use of the Property for drainage; and

WHEREAS, there is a need and a public purpose for the acquisition of the Property for further enhancement of public drainage in the area.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that St. Tammany Parish Government, through the Office of the Parish President, is authorized to acquire by Act of Dedication and Donation all that certain property approximately twenty feet (20') in width and depicted as "This Drainage R.O.W. to be dedicated to St. Tammany Parish" on the Estates of Reserve, Phase 1 Subdivision Plat recorded under Map File No. 2135 (the "Property"); and

BE IT FURTHER ORDAINED: that the Office of the Parish President is hereby authorized to exercise its discretion in acquiring the Property and/or all related rights-of-way, infrastructure and/or servitudes, together with signing all documents, agreements and 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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 7 DAY OF JULY, 2022; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: MAY 25, 2022

Published Adoption: _____, 2022

Delivered to Parish President: _____, 2022 at _____

Returned to Council Clerk: _____, 2022 at _____

Ordinance Administrative Comment

ORDINANCE TO AUTHORIZE ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT AN ACT OF DEDICATION AND DONATION FOR A PORTION OF ESTATES AT THE RESERVE SUBDIVISION, PHASE 1, FOR BENEFIT OF DRAINAGE IMPROVEMENTS (WARD 4, DISTRICT 10)

Parish seeks authorization to accept for public use the dedication and donation of the drainage right-of-way depicted on the Estates at the Reserve, Phase 1 Subdivision Plat. The drainage parcel was intended to be donated as shown on the plat; however, the Plat's formal dedication language did not include any dedication to the public.