

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6926

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: BINDER/COOPER

PROVIDED BY: ENGINEERING/CIVIL ADA

INTRODUCED BY: MR. DAVIS

SECONDED BY: MR. CANULETTE

ON THE 7 DAY OF APRIL , 2022

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE A CERTAIN PARCEL, RIGHT-OF-WAY AND/OR SERVITUDE FOR THE BREWSTER ROAD AND HIGHWAY 1077 POND PROJECT (WARD 1, DISTRICT 1)

WHEREAS, St. Tammany Parish Government desires to acquire a certain parcel, right-of-way and/or servitude consisting of 11.25 acres, more or less, and as shown on the exhibit attached hereto (the "Property"); and

WHEREAS, there is a need and public purpose for the acquisition of the Property for the benefit of the Brewster Rd. and Hwy 1077 Pond project, which will serve to improve detention and drainage of surface water; and

WHEREAS, Parish 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: that the Parish of St. Tammany, through the Office of the Parish President, is authorized to acquire by purchase, donation or otherwise, all or parts of the proposed parcel, right-of-way and/or servitude for the 11.25 acre, more or less, parcel described and depicted on the exhibit attached hereto (the "Property"); 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 acquire said Property; and

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; and

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, plus closing fees and costs; 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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 5 DAY OF MAY, 2022; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

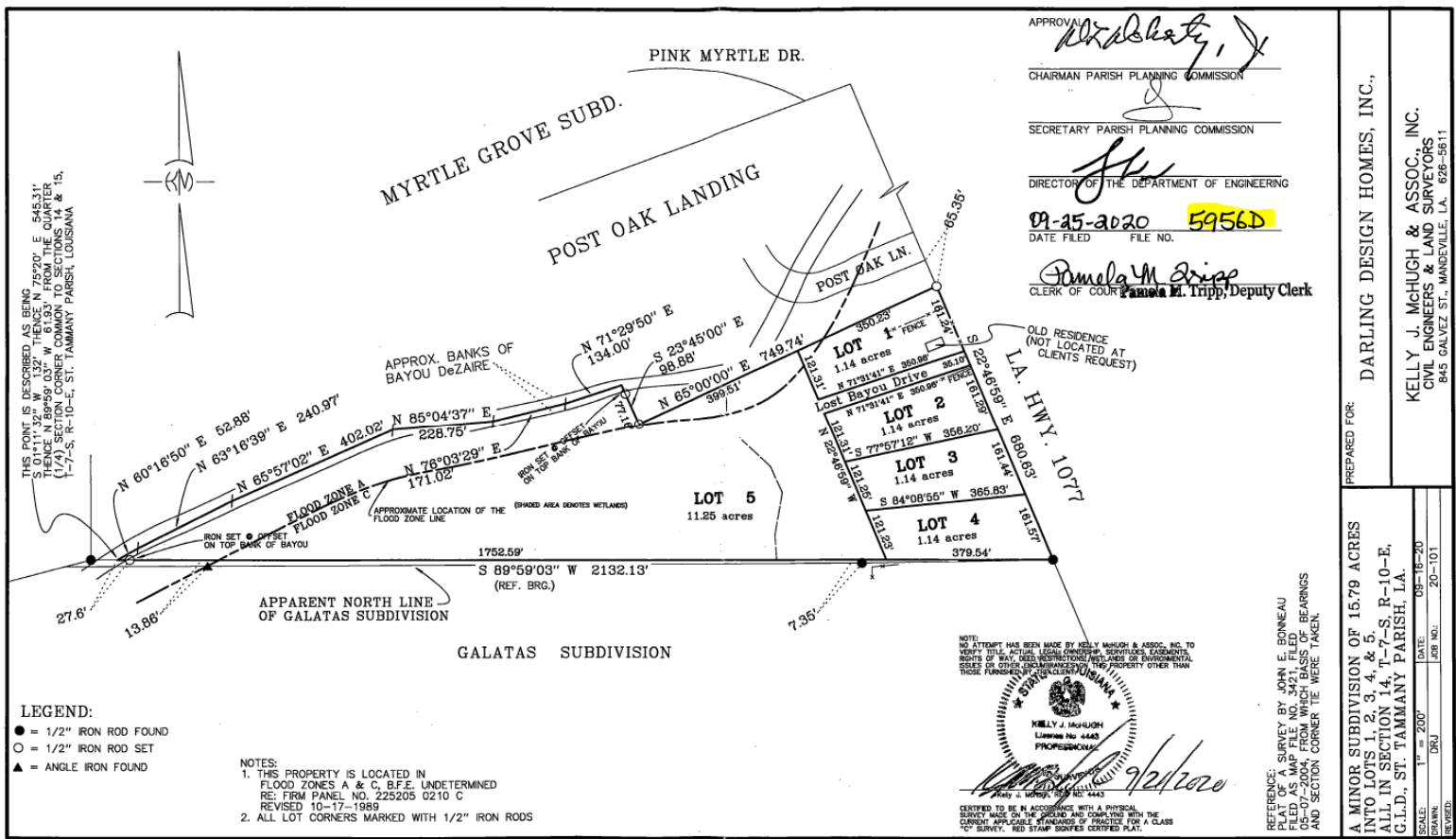
MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: MARCH 30, 2022

Published Adoption: _____, 2022

Delivered to Parish President: _____, 2022 at _____

Returned to Council Clerk: _____, 2022 at _____



THIS POINT IS DESCRIBED AS BEING 75°00' E 545.31' THENCE N 89°59' 03" W 61.93' FROM THE QUARTER (1/4) SECTION CORNER COMMON TO SECTIONS 14 & 15, T-7-S, R-10-E, ST. TAMMANY PARISH, LOUISIANA.

APPROVAL
[Signature]
 CHAIRMAN PARISH PLANNING COMMISSION
 SECRETARY PARISH PLANNING COMMISSION
 DIRECTOR OF THE DEPARTMENT OF ENGINEERING
 09-25-2020 5956D
 DATE FILED FILE NO.
Pamela M. Tripp
 CLERK OF COURT Deputy Clerk

PREPARED FOR: DARTLING DESIGN HOMES, INC.,
 KELLY J. McHUGH & ASSOC., INC.
 CIVIL ENGINEERS & LAND SURVEYORS
 845 GALVEZ ST., MANDEVILLE, LA. 70071

A MINOR SUBDIVISION OF 15.79 ACRES
 INTO LOTS 1, 2, 3, 4, & 5,
 ALL IN SECTION 14, T-7-S, R-10-E,
 G.L.D., ST. TAMMANY PARISH, LA.
 SCALE: 1" = 200'
 DATE: 08-18-20
 DRAWN: DRU JOB NO.: 20-101
 REVIEWED:

LEGEND:
 ● = 1/2" IRON ROD FOUND
 ○ = 1/2" IRON ROD SET
 ▲ = ANGLE IRON FOUND

NOTES:
 1. THIS PROPERTY IS LOCATED IN FLOOD ZONES A & C, B.F.F. UNDETERMINED RE: FIRM PANEL NO. 225205 0210 C REVISED 10-17-1989
 2. ALL LOT CORNERS MARKED WITH 1/2" IRON RODS

NOTE:
 NO ATTEMPT HAS BEEN MADE BY KELLY J. McHUGH & ASSOC., INC. TO VERIFY TITLE, ACTUAL LEGAL OWNERSHIP, EASEMENTS, RIGHTS OF WAY, DEED RESTRICTIONS, EASEMENTS OR ENVIRONMENTAL ISSUES OR OTHER ENCUMBRANCES THAT AFFECT PROPERTY OTHER THAN THOSE PARCEL(S) DESCRIBED.
 KELLY J. McHUGH
 LICENSE NO. 4443
 PROFESSIONAL LAND SURVEYOR
 9/24/2020
 CERTIFIED TO BE IN ACCORDANCE WITH A PHYSICAL SURVEY MADE ON THE GROUND AND COMPLYING WITH THE CURRENT APPLICABLE STANDARDS OF PRACTICE FOR A CLASS "C" SURVEY. RED STAMP SIGNIFY CERTIFIED PLAT.



Ordinance Administrative Comment

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE A CERTAIN PARCEL, RIGHT-OF-WAY AND/OR SERVITUDE FOR THE BREWSTER ROAD AND HIGHWAY 1007 POND PROJECT (WARD 1, DISTRICT 1)

Parish seeks to acquire the parcel shown on the minor subdivision survey as Lot 5, consisting of 11.25+/- acres, as needed for the drainage improvement project. Acquisition will allow for the pond project to proceed.