

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5963 ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: BLANCHARD/BRISTER PROVIDED BY: PLANNING DEVELOPMENT

INTRODUCED BY: _____ SECONDED BY: _____

ON THE 5 DAY OF APRIL , 2018

(REV18-03-001) ORDINANCE TO REVOKE PORTIONS OF CHRISTWOOD BLVD. RIGHT-OF-WAY, LOCATED IN SECTIONS 41, 46 AND 47, TOWNSHIP 7 SOUTH, RANGE 10 EAST, WARD 1, DISTRICT 1. (REV18-03-001)

WHEREAS, the petitioners, who own property abutting the aforementioned Parish street right-of-way, have petitioned the St. Tammany Parish Council to revoke/alienate a portion of the dedication, specifically portions of Christwood Boulevard in Sections 41, 46 and 47, Township 7 South, Range 10 East; and

WHEREAS, the Departments of Public Works and Development have reviewed and researched said request and have reported their findings to the St. Tammany Parish Planning Commission; and

WHEREAS, the St. Tammany Parish Planning Commission, upon review of said petition, and after having considered all of the facts relevant to this request, has concluded that said portions of said street right-of-way are no longer needed for public purposes as defined pursuant to Louisiana statutory law, and therefore recommends to the Parish Council the adoption of the proposed revocation request.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it hereby concurs with the findings of the Planning Commission and therefore grants approval of the revocation/alienation request for the portions of the street right-of-way as referred to above, subject to the following:

SECTION I: The Parish shall have constructed and opened to the public the road comprising the Christwood Blvd. Extension project #2017EN0088 before the revocation/alienation is finalized via private cash sale to petitioners.

SECTION II: All drainage, utility and/or other servitudes shall be reserved and/or relocated to the reasonable satisfaction of the servitude holders.

SECTION III: The petitioners, or any other adjacent property owner who wishes to participate, if any, shall enter into a private cash sale with the Parish to conclude the revocation/alienation process as set forth in St. Tammany Parish Code of Ordinances Section 35-1, and in accordance with the provisions of La. R.S. 48:701, et seq. and/or La. R.S. 48:711, et seq.

SECTION IV: Following execution of the private cash sale(s), the petitioners shall assimilate the right-of-way into its abutting lots through the Parish’s administrative resubdivision process.

SECTION V: All subsurface mineral rights therein shall be retained by St. Tammany Parish, unless otherwise stated within this Ordinance; and the Parish shall reserve the right to retain any easements and/or servitudes existing at the time of revocation and/or may also require the establishment of same if the Parish deems it necessary.

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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 MAY, 2018; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

S. MICHELE BLANCHARD, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: MARCH 28, 2018

Published Adoption: _____, 2018

Delivered to Parish President: _____, 2018 at _____

Returned to Council Clerk: _____, 2018 at _____

ADMINISTRATIVE COMMENTS

REV18-03-001

The revocation of portions of Christwood Boulevard, bounded on the west by LA Highway 21 and on the east by E Brewster Road, south of Covington, Louisiana, Ward 1, District 1.

Applicant: Christ Episcopal Church, Christ Episcopal School & Christwood

Parish Council District Representative: Hon. Marty Dean

Staff Recommendation:

The staff recommended approval.

Planning Commission Recommendation:

The Planning Commission unanimously recommended approval.