

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5730

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: DEAN/BRISTER

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 1 DAY OF DECEMBER, 2016

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO AMEND AN EXISTING CONSERVATION SERVITUDE FROM THE ARCHDIOCESE OF NEW ORLEANS TO ACQUIRE ADDITIONAL PROPERTY FOR MOST HOLY TRINITY CONSERVATION AREA (WARD 4, DISTRICT 5).

WHEREAS, St. Tammany Parish and the Archdiocese of New Orleans are parties to that certain Louisiana Conservation Servitude last dated June 24, 2014 and recorded June 30, 2014 as Conveyance Instrument No. 1946337; and

WHEREAS, St. Tammany Parish Government desires to acquire certain additional conservation servitude immovable property attached hereto as Exhibit "A" (hereinafter referred to as "Property"); and

WHEREAS, there is a need and a public purpose for the servitude acquisition of certain immovable Property for conservation; and

WHEREAS, the Parish of St. Tammany hereby desires to amend the existing Conservation Servitude authorized by Ordinance Council Series No. 14-3080 and/or to enter into a new conservation servitude to acquire the additional Property from the Archdiocese of New Orleans; and

WHEREAS, the Parish of St. Tammany hereby desires to acquire the servitude and authorizes the Office of the Parish President to do whatever is necessary to acquire said additional conservation servitude Property.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany to acquire by conservation servitude or amendment to existing conservation servitude all those certain immovable properties depicted in Exhibit "A" attached hereto; and

BE IT FURTHER ORDAINED, that pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary acquire the additional conservation servitude property from the Archdiocese of New Orleans; and

BE IT FURTHER ORDAINED, that the Office of the Parish President is authorized and instructed to proceed with the acquisition of the additional conservation servitude property in a timely and orderly manner; and

BE IT FURTHER ORDAINED, that the Office of the Parish President is authorized to exercise its discretion in acquiring the additional conservation servitude property, 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 5 DAY OF JANUARY , 2016 ; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MARTY DEAN, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: November 24, 2016 , 2016

Published Adoption: _____ , 2017

Delivered to Parish President: _____ , 2017 at _____

Returned to Council Clerk: _____ , 2017 at _____

Ordinance Administrative Comment

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO AMEND AN EXISTING CONSERVATION SERVITUDE FROM THE ARCHDIOCESE OF NEW ORLEANS TO ACQUIRE ADDITIONAL PROPERTY FOR MOST HOLY TRINITY CONSERVATION AREA (WARD 4, DISTRICT 5).

St. Tammany Parish seeks to acquire, either through an amendment to the existing Louisiana Conservation Servitude or a separate servitude agreement, additional property for the Most Holy Trinity Conservation Area from the Archdiocese of New Orleans. The acquisition of this additional conservation servitude property is for no consideration.