### ST. TAMMANY PARISH COUNCIL

#### ORDINANCE

ORDINANCE CALENDAR NO: 6298

COUNCIL SPONSOR: LORINO/BRISTER

ORDINANCE COUNCIL SERIES NO:

PROVIDED BY: CIVIL DIVISION ADA

INTRODUCED BY:

SECONDED BY:

ON THE 5 DAY OF DECEMBER , 2019

ORDINANCE REVOKING THE DEDICATION OF AN UNOPENED DRAINAGE SERVITUDE ON A PARCEL OF GROUND IDENTIFIED AS LOTS 5-A-1, 6-A, 48-A-1 AND 48-B, WALDHEIM ESTATES (WARD 10, DISTRICT 6)

WHEREAS, the developer for Waldheim Estates dedicated a twenty (20') foot servitude of drainage across the rear of Lots 5 and 6 as shown on the Waldheim Estates subdivision Final Plan recorded as Map File No. 749A with the Clerk of Court for St. Tammany Parish; and

WHEREAS, said Lots 5 and 6 have since been re-subdivided into Lots 5-A-1, 6-A, 48-A-1, and 48-B; and

WHEREAS, except for the westernmost ten (10') feet in lot 48-A-1, the drainage has never been opened; and

WHEREAS, the existing drainage is sufficient to meet the current and future needs of the public without opening the drainage; and

WHEREAS, Parish has never used the unopened drainage servitude, Parish does not intend to open, improve or utilize the drainage servitude, and, therefore, Parish has determined that it is no longer needed for public use.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that the dedicated but unopened drainage servitude is not needed for public purposes, and, therefore, St. Tammany Parish hereby revokes the dedication of a twenty (20') foot servitude of drainage across the rear of Lots 5 and 6 as shown on the Waldheim Estates subdivision Final Plan recorded as Map File No. 749A, now known as and/or including Lots 5-A-1, 6-A, 48-A-1 and 48-B, less and except the westernmost ten (10') feet in Lot 48-A-1 from its boundary line with Lot 4.

BE IT FURTHER ORDAINED, that the dedication of the unopened drainage servitude having been revoked, St. Tammany Parish declares in accordance with the aforesaid authority, that it has no right, title and/or interest in and to said drainage servitude, the ownership of which shall revert to the present owner or owners of the land previously burdened by said drainage servitude.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 <u>16</u> DAY OF <u>JANUARY</u>, <u>2020</u>; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

## MICHAEL R. LORINO, JR. , COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

# PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: NOVEMBER 28, 2019

Published Adoption: \_\_\_\_\_, 2019

Delivered to Parish President: \_\_\_\_\_, 2019 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2019 at \_\_\_\_\_

## **Ordinance Administrative Comment**

ORDINANCE REVOKING THE DEDICATION OF AN UNOPENED DRAINAGE SERVITUDE ON A PARCEL OF GROUND IDENTIFIED AS LOTS 5-A-1, 6-A, 48-A-1 AND 48-B, WALDHEIM ESTATES (WARD 10, DISTRICT 6)

Parish seeks to revoke a 20' drainage servitude that was dedicated via a 1982 subdivision plat but never opened or utilized for drainage.

	VICINITY MAR WARD 10	<u>w</u>	ALDHEIM LOCATED IN 820", M. 8. T-6-S. R-12-E. ST. TAMMANY PARISH, LOUISIANA WARD 10, DISTRICT, LOUISIANA		6	I EACH LOT WILL NOT HAVE MORE 2. NO DWELLING MAY BE OCCUPIED & 3. BOLDONG SETBACK LANES: FRONT THE DEPTH OF THE UT, BUT NOT T 4. CONTRAINING OF MAY NATURE 5.	erole sevel and caree offstere - 50°; side 10°; lear 2013 CP 10 Exceed 50 Prohemed in Parail drankaes CR
197. 57 3 LOT 45 S 4 dot 0.5 st	Cl	ELAND - 2/G - 5/67/58/52/W - 2/G -	.05 ROAD (BUCKER) (BUSINU 54 CON 57	911 4 10 10 10 10 10 10 10 10 10 10 10 10 10	WTC	S HO HOULDE, CR CHENERALE ACTIVI LOT, NCR SHALL ANTTHING BE I RECOME AN ANDONNESS OR NOR PARTICULARLY THE USE OF LOPS	The There is the second of the the second se
3 - N 198" 20' 91 5 15X - 68"	LOT I 1 100 100 100 100 100 100 100 100 100	the second secon		LOT 13	ktod) (Eurstruc)	A ATEMNIAL COVENIANTS RECORDS THE FORECOME SHALL BE A COVEN AND REFERENCE SHALL BE MADE DEDICATI	NANT RIGHTE WITH EACH TILE.
2.19.3	38 rah. 299.04 20 - 999.04 20	an <u>Go</u> Agoo Gan <u>B</u> <b>Go</b> Agoo Gan <u>B</u> <b>Go</b> Agoo Gan <u>B</u> <b>Go</b> Agoo Gan <u>B</u> <b>Go Go Go Go Go Go Go Go</b>	6 3 0 LOT 15 5 4 40 40 5 1 40 5 1 5 1 5 1 5 1 5 1 5 1 5 1 5 1 5 1 5	81,816,46 60.F. 14 36 100 - 28 37 14 107 - 28 37 15 107 - 28 37 16 107 - 28 37 17 107 - 2	OS 25 E	Accentis fill to before the second se	0414 Lu. Fr.
	A	2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	Танан (1997) танан санан (1997) танан (1997)	An and a second	N 40	40,600 50 FT. pactores and the second	L UUR A-2. SYSTEM ZONUSS
	4 40.00 50. 13 4 40.00 50. 500 22 50 50 50 50 50 50 50 50 50 50 50 50 50	2 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	An of Marine State Control of States State States	1201.25 1201.26 101.27 101.	P.O.B. Section Conject	ERSON WHEN THE EXPERIMENT HARVENT C. San C. LARVENT C. San C. LARVENT C. LAND GRAVERE MAL DE GRAVENT C. C. MAL DE GRAVENT C. San C. MALLENT C. San MALLENT C. SAN MALE	(10, 3341) NO, 3341 S. 33, 10, 780, PROVINENT S. 33, 10, 5651 AND LAUS S. THANANY, WITH WANNES, (1, -0)
Lester of the last	2 2.5	C service and decall is set for set and zero.et	N 89' 22 49' E - 1279.33	<u> ເທດະ</u> 	BAS TOS, RITE. BAS INIL DICENTE UNIT OF FEAD IL., 109.07 DAL	FOR : COLP / INDIVIDUAL SECTORY APPROVAL :	REGISTER
· Califer I				LEGAL DESCRIPTION A catholi Price of Netrol' or Stor control of California to Anno 1998 No note registrative format of Malor read the control control of the read the control of the Malor read the Malor read the Control of the Malor read the Control of the Malor read the Control of the Malor read the Malor read the Control of the Control of the Malor read the Control of the Control o	Cantangor al Gaordel & Tantana Maran, Canada Si Si Santa Sectors 210 Santa Sectors 2010 Santa Sectors 2010 S	San Internal And Participants	hat have an at
1 11/1/1	And Change of a series history and a series history and a series history and a series of the series			Who reals rolls? Vescelares to filles free be growned. Secret (doiler, of the secret of the secret of the secret of the real secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secret of the secret of the the secret of the secr	HOLT ITS A LOUT, LOATED AND FARD FRANCISCO STATE FOR A STATE OF A SS - 1871.54, TO A SS -	749-11 10/26/20 .	UAL DHEIM ESTATES' FINAL PLAN H. C. JANDES A ABCOMIS HIG FOR STATES A STATES' IN COMPACT AND ADDRESS AND ADDRESS IN COMPACT AND ADDRESS AND ADDRESS AND ADDRESS AND ADDRESS ADDRESS ADDRESS AND



