

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6136

ORDINANCE COUNCIL SERIES NO: \_\_\_\_\_

COUNCIL SPONSOR: LORINO/BRISTER

PROVIDED BY: PLANNING DEVELOPMENT

INTRODUCED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

ON THE 7 DAY OF FEBRUARY , 2019

ORDINANCE TO REVOKE A PORTION OF ALBERT STREET, NELSON STREET, AND ARMAND STREET RIGHT-OF-WAY, LOCATED IN TOWN OF MANDEVILLE (UNINCORPORATED) SUBDIVISION, NORTH OF MANDEVILLE, LOUISIANA, WARD 4 DISTRICT 7 (REV 18-12-005)

WHEREAS, the petitioner, who owns property abutting the aforementioned Parish street right-of-way, has petitioned the St. Tammany Parish Council to revoke/alienate a portion of the dedication, specifically a portion of Albert Street, Nelson Street, Armand Street, located in the Town of Mandeville Subdivision (unincorporated), North of Mandeville, Louisiana; and

WHEREAS, the Department of Public Works, and Department of 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 portion of said street right-of-way is no longer needed for public purposes as defined pursuant to 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 portion of the street right-of-way as referred to above, subject to the following:

SECTION I: 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 II: 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 re-subdivision process.

SECTION III: 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.

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 MARCH, 2019; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

\_\_\_\_\_  
MICHAEL R. LORINO, JR., COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA L. FORD, COUNCIL CLERK

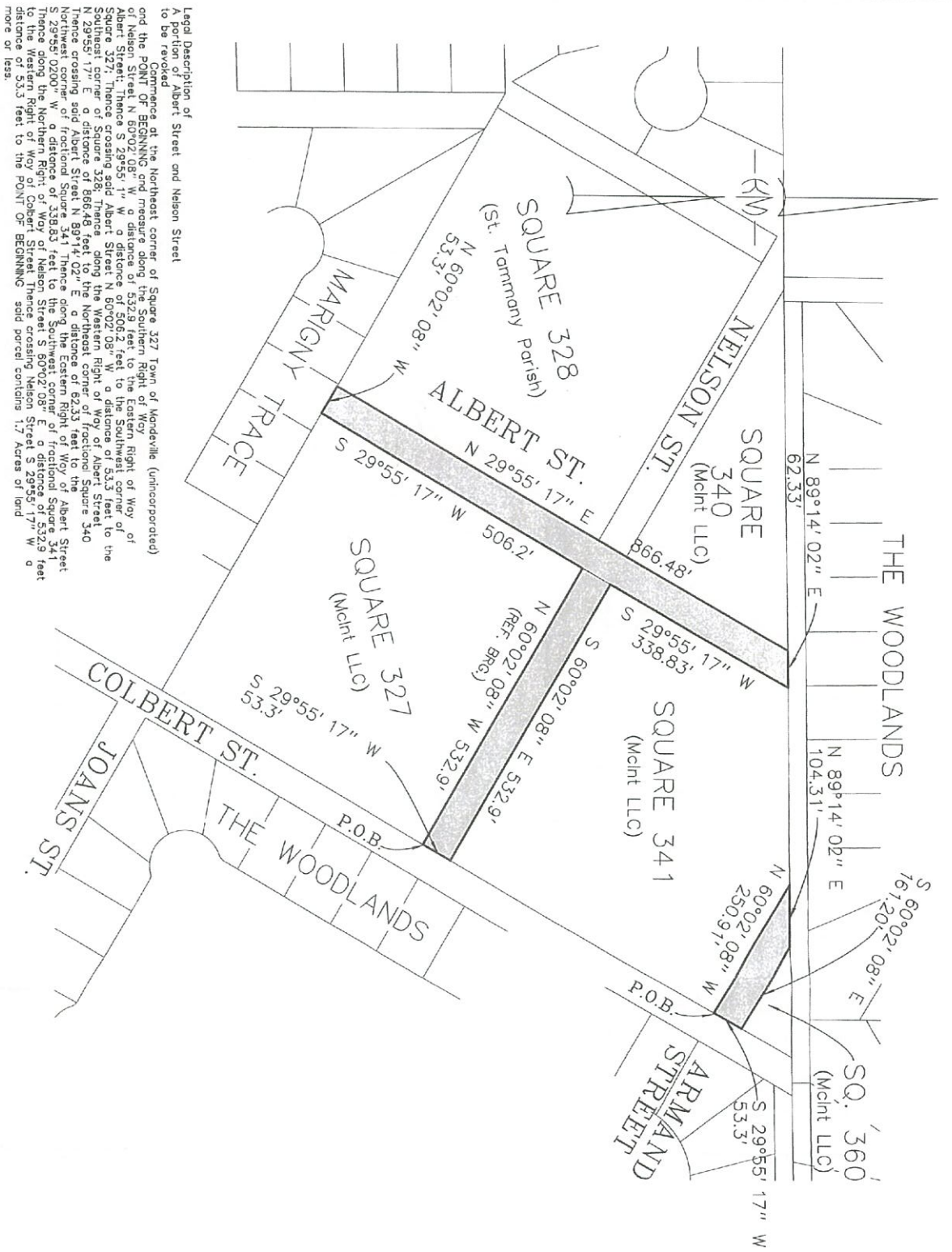
\_\_\_\_\_  
PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: JANUARY 30, 2019

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

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

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



Legal Description of A portion of Albert Street and Nelson Street to be revoked.

Commence at the Northeast corner of Square 327 Town of Mandeville (unincorporated) and the POINT OF BEGINNING and measure along the Southern Right of Way of Albert Street Thence S 29°55' 17" W a distance of 506.2 feet to the Southeast corner of Square 328; Thence along the Western Right of Way of Albert Street N 29°55' 17" E a distance of 866.48 feet to the Northeast corner of fractional Square 341; Thence along the Eastern Right of Way of Albert Street N 60°02' 08" E a distance of 532.9 feet to the Northwest corner of fractional Square 341; Thence along the Southern Right of Way of Albert Street S 29°55' 17" W a distance of 532.9 feet to the Western Right of Way of Colbert Street; Thence crossing Nelson Street S 29°55' 17" W a distance of 53.3 feet to the POINT OF BEGINNING said parcel contains 1.7 Acres of land more or less.

Legal Description of A portion of Armand Street to be revoked.

Commence at the Northeast corner of fractional Square 341 Town of Mandeville (unincorporated) and the POINT OF BEGINNING and measure along the Southern Right of Way of Armand Street N 89°14' 02" E a distance of 62.33 feet to the Point of Beginning; Thence crossing said Armand Street N 89°14' 02" E a distance of 104.31 feet to the Northern Right of Way of Armand Street Thence S 60°02' 08" E a distance of 161.20 feet to the Western Right of Way of Colbert Street; Thence crossing Armand Street S 29°55' 17" W a distance of 53.3 feet to the POINT OF BEGINNING said parcel contains 0.25 Acres of land more or less.

THERE ARE NO EXISTING UTILITIES WITHIN THE AREAS OF REVOCATION.

APPROVAL:

SECRETARY PLANNING COMMISSION

DIRECTOR OF THE DEPARTMENT OF ENGINEERING

DATE FILED FILE NO.

CLERK OF COURT

NOTE:  
 AN ATTEMPT HAS BEEN MADE BY KELLY McHUGH & ASSOC., INC. TO VERIFY THE EXISTENCE OF ALL RIGHTS OF WAY, DEED RESTRICTIONS, EASEMENTS, ENCUMBRANCES, AND OTHER MATTERS WHICH MAY AFFECT THE RIGHTS OF WAY, DEED RESTRICTIONS, EASEMENTS, ENCUMBRANCES, AND OTHER MATTERS ON THIS PROPERTY OTHER THAN THOSE FURNISHED BY THE CLIENT.



Kelly J. McHugh, REG. NO. 4413

CERTIFIED TO BE A TRUE AND CORRECT COPY OF THE ORIGINAL SURVEY MADE ON THE GROUNDS AND COMPLYING WITH THE CURRENT APPLICABLE STANDARDS OF PRACTICE FOR A CLASS "C" SURVEY. RED STAMP SIGNER'S CERTIFIED PLAT.

BOUNDARY SURVEY OF:

PROPOSED REVOCATION OF PORTIONS OF ALBERT STREET, NELSON STREET, AND ARMAND STREET, ALL IN TOWN OF MANDEVILLE (UNINCORP.) ST. TAMMANY PARISH, LOUISIANA.

KELLY J. McHUGH & ASSOC., INC.  
 CIVIL ENGINEERS & LAND SURVEYORS  
 845 GALVEZ ST., MANDEVILLE, LA. 626-5611

SCALE: 1" = 200'	DATE: 10-17-17
DRAWN: DRJ	JOB NO.: 15-006
REVISED:	

ADMINISTRATIVE COMMENTS FOR REVOCATION

**REV18-12-005**

Request to revoke a portion of Albert St., Nelson St., & Armand St., Town of Mandeville S/D. Located Southeast of LA Hwy 1088, West of Soutl St., North of Labarre St., North of Mandeville

Applicant: McInt, LLC

Parish Council District: Hon. Jacob Groby

**Staff Recommendation:**

Staff recommends approval.

**Planning Commission Recommendation:**

The Planning Commission unanimously recommended approval subject to the applicant assimilating the revoked portion of Albert St., Nelson St., & Armand St into the adjacent property through the Resubdivision Process.