

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5826

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: STEFANCIK/BRISTER

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 1 DAY OF JUNE, 2017

ORDINANCE TO AUTHORIZE ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE OR OTHERWISE ACQUIRE CERTAIN SERVITUDES AND/OR RIGHTS OF WAY FOR THE BENEFIT OF THE TENET POND PROJECT (WARD 8, DISTRICT 8).

WHEREAS, St. Tammany Parish Government (hereinafter referred to as "Parish") desires to acquire certain rights of way and/or servitudes upon certain immovable property (also hereinafter referred to as "Property"); and

WHEREAS, there is a need and a public purpose for the acquisition of certain rights of way and/or drainage and construction servitudes for the benefit of the Tenet Pond project, which will serve to improve area drainage; 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 the same.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, through the Office of the Parish President, to acquire by purchase, donation or otherwise, all or parts of those proposed property, servitudes and/or rights of way described and 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 to acquire said Property; and

BE IT FURTHER ORDAINED: that the Office of the Parish President is authorized and instructed to proceed with the acquisition of the 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 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 obtained or supplied to the Parish plus 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 13 DAY OF JULY, 2017; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

STEVE STEFANCIK, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

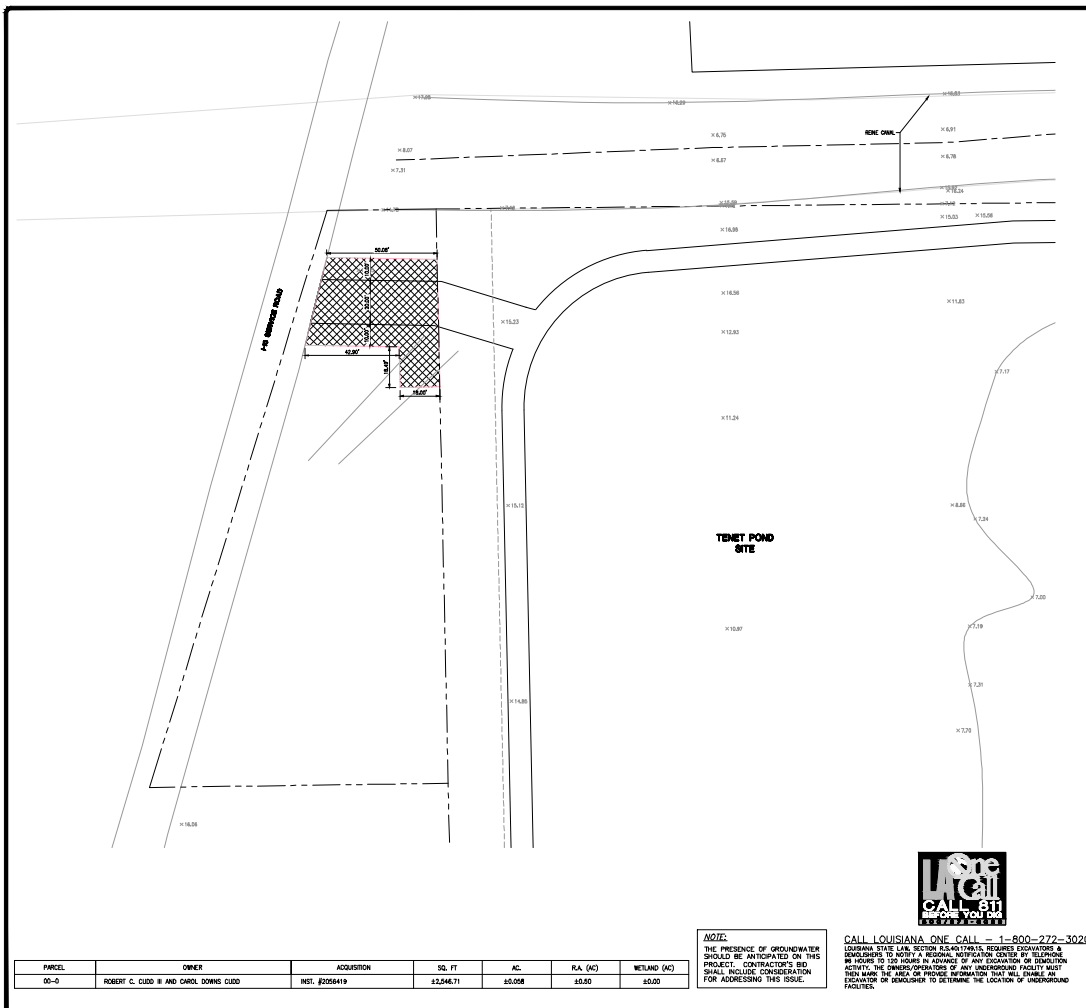
PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: MAY 24, 2017

Published Adoption: _____, 2017

Delivered to Parish President: _____, 2017 at _____

Returned to Council Clerk: _____, 2017 at _____



SITE VICINITY MAP
N178

LEGEND - EXISTING

- EXISTING OVERHEAD POWER LINE
- ELEVATION OF TOP OF STRUCTURE
- ELEVATION OF BOTTOM OF STRUCTURE
- EXISTING SPOT ELEVATION
- ELEVATION OF TOP OF CURB
- ELEVATION OF FACE OF CURB

LEGEND - NEW IMPROVEMENTS

- PROPERTY LINE
- PROPOSED CENTER LINE OF DRAINAGE
- PARISH ROW
- LIMITS OF CONSTRUCTION
- PROPOSED SEWERAGE

NOTE:
THE PRESENCE OF GROUNDWATER SHOULD BE ANTICIPATED ON THIS PROJECT. CONTRACTOR'S BID SHALL INCLUDE CONSIDERATION FOR ADDRESSING THIS ISSUE.

CALL LOUISIANA ONE CALL - 1-800-272-3020
LOUISIANA STATE LAW SECTION 24.3(A)(1) REQUIRES EXCAVATORS & DEMOLISERS TO NOTIFY A REGIONAL NOTIFICATION CENTER BY TELEPHONE 48 HOURS TO 120 HOURS IN ADVANCE OF ANY EXCAVATION OR DEMOLITION ACTIVITY. THE OWNERS/OPERATORS OF ANY UNDERGROUND FACILITY MUST NOT MARK THE FIELD OR PROVIDE INFORMATION THAT WILL ENABLE AN EXCAVATOR OR DEMOLISER TO DETERMINE THE LOCATION OF UNDERGROUND FACILITIES.



**TENET POND
RIGHT OF WAY**



PARCEL	OWNER	ACQUISITION	SQ. FT.	AC.	RA (AC)	WELAND (AC)
00-0	ROBERT C. CUD0 II AND CAROL DOWNS CUD0	INST. #2026419	12,246.71	10.008	10.00	10.00

REVISION	BY

DDG
 PLANNING DESIGN GROUP, INC.
 CONSULTING ENGINEERS & ARCHITECTS
 1000 Poydras Street, Suite 2000
 New Orleans, Louisiana 70112
 WWW.DDGPC.COM
 Telephone: (504) 581-1111
 Fax: (504) 581-1112

DATE	

LOWER W-15 AREA DRAINAGE IMPROVEMENTS
 OLD LAKEVIEW
 ST. TAMMANY PARISH
 FOR ST. TAMMANY PARISH GOVERNMENT
 MONROEVILLE, LOUISIANA
 DESIGNED BY: [Signature]
 CHECKED BY: [Signature]

C-1.17

Ordinance Administrative Comment

ORDINANCE TO AUTHORIZE ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE OR OTHERWISE ACQUIRE CERTAIN SERVITUDES AND/OR RIGHTS OF WAY FOR THE BENEFIT OF THE TENET POND PROJECT (WARD 8, DISTRICT 8).

Parish seeks to acquire certain rights of way and/or servitudes to facilitate greater access to the Tenet Pond property. The cross-hatched area as depicted on the attached plan sheet will provide access from the Tenet Pond to the I-10 Service Road. The Parish intends to pay no more than appraised value, plus closing costs, for any right of way and/or servitude acquired.