

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 4558

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: GOULD/DAVIS

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: STEFANCIK

SECONDED BY: BURKHALTER

ON THE 5 DAY OF MAY, 2011

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCELS AND DISPOSE OF CERTAIN PARCELS FOR NORTH SHORE DRIVE.

WHEREAS, the St. Tammany Parish Government desires to acquire certain immovable property and dispose of certain immovable property (hereinafter referred to as "Property"); and

WHEREAS, there is a need and a public purpose for the acquisition of certain immovable property for the North Shore Drive Project and disposition of certain immovable property for the North Shore Drive Project; and

WHEREAS, the Parish of St. Tammany hereby desires to acquire the Property, rights of way and/or servitudes and dispose of Property, rights of way and/or servitudes to the adjacent land owner and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations to acquire and dispose of said Property, servitudes and/or rights of way.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, to acquire and dispose by purchase, donation or act of exchange, all that certain parcel of ground described in Exhibit "A" attached hereto; and

That pursuant to all applicable provision of law, the Office of the Parish President is directed and authorized to do whatever is necessary to acquire the Property, servitudes and/or rights of way; and

That the Office of the Parish President is authorized and instructed to proceed with the acquisition of the Property, servitudes and/or rights of way in a timely and orderly matter; and

That the Office of the Parish President is authorized to exercise its discretion in acquiring the Property, servitudes and /or rights of way, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

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

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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 2 DAY OF June, 2011; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published Introduction: APRIL 28, 2011

Published Adoption: _____, 2011

Delivered to Parish President: _____, 2011 at _____

Returned to Council Clerk: _____, 2011 at _____

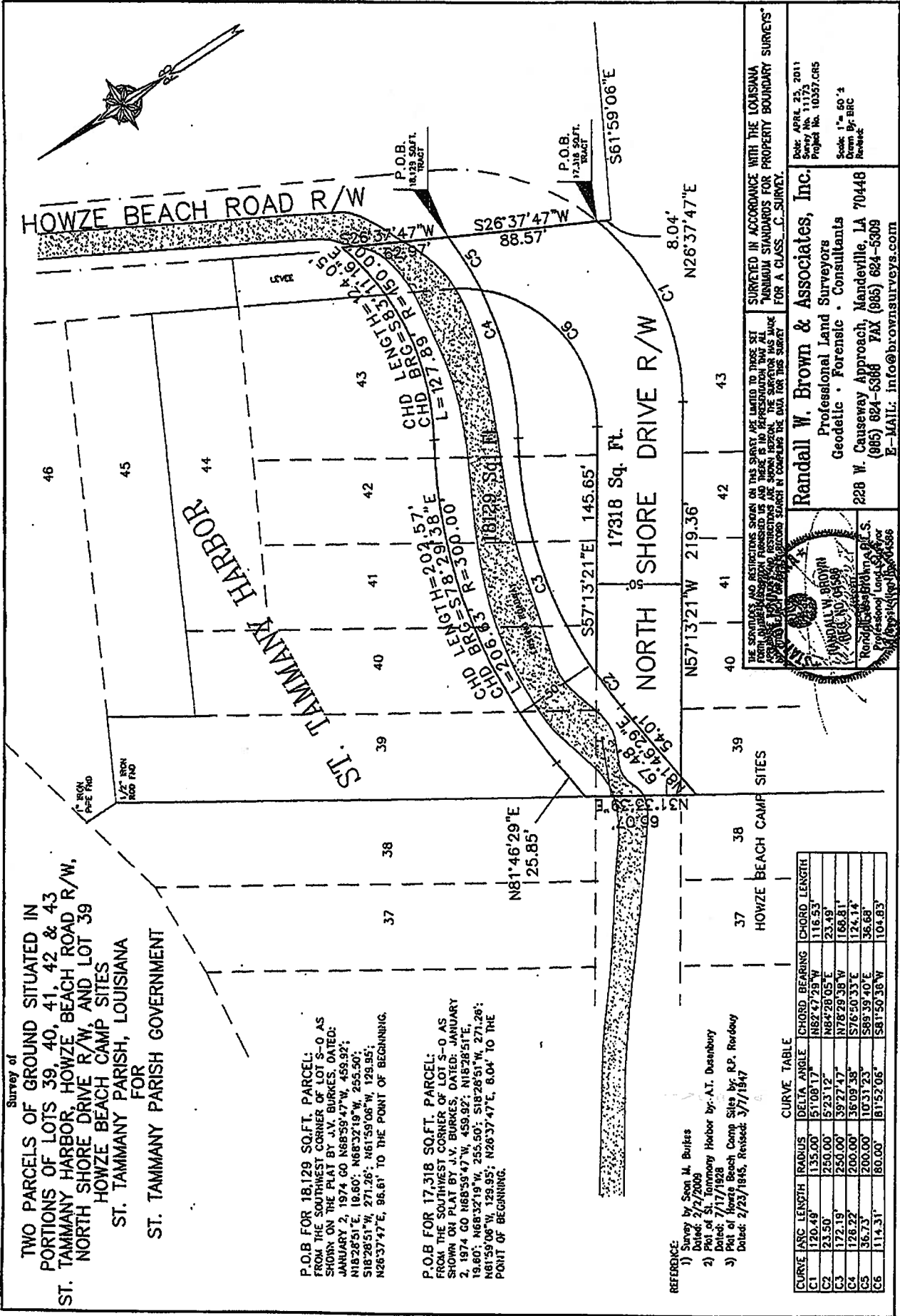
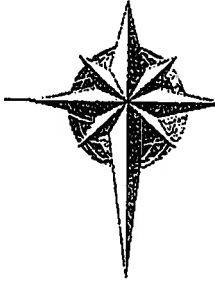


Exhibit "A"

Exhibit "A"

Property to be disposed of by St. Tammany Parish



RANDALL W. BROWN & ASSOCIATES, INC.

228 West Causeway Approach Road
Mandeville, Louisiana 70448

(985) 624-5368 • FAX (985) 624-5309

PROPERTY DESCRIPTION

**A PARCEL OF GROUND SITUATED IN
PORTIONS OF LOTS 39, 40, 41, 42 & 43 ST. TAMMANY HARBOR,
HOWZE BEACH ROAD R/W, NORTH SHORE DRIVE R/W,
AND LOT 39 HOWZE BEACH CAMP SITES
SECTION 4, TOWNSHIP 10 SOUTH - RANGE 14 EAST
ST. TAMMANY PARISH, LOUISIANA**

A certain parcel of ground situated in portions of Lots 39, 40, 41, 42 & 43 St. Tammany Harbor, Howze Beach Road R/W, North Shore Drive R/W, and Lot 39 Howze Beach Camp Sites, Section 4, Township 10 South - Range 14 East, St. Tammany Parish, Louisiana and more fully described as follows:

Commence from the Southwest corner of Lot S-O as shown on the plat by J.V. Burkes, dated: January 2, 1974 and go North 68 degrees 59 minutes 47 seconds West, a distance of 459.92 feet, thence go North 18 degrees 28 minutes 51 seconds East, a distance of 19.60 feet; thence go North 68 degrees 32 minutes 19 seconds West, a distance of 255.50 feet; thence go South 18 degrees 28 minutes 51 seconds West, a distance of 271.26 feet; thence go North 61 degrees 59 minutes 06 seconds West, a distance of 129.95 feet; thence go North 26 degrees 37 minutes 47 seconds East, a distance of 8.04 feet to a point on the Southerly right of way line of North Shore Drive also the Point of Beginning.

From the Point of Beginning go along said right of way on a curve to the right having a radius of 135.00 feet, an arc length of 120.49 feet, a chord bearing of North 82 degrees 47 minutes 29 seconds West, a chord length of 116.53 feet; thence go North 57 degrees 13 minutes 21 seconds West, a distance of 219.36 feet; thence leave said right of way and go North 81 degrees 46 minutes 29 seconds East, a distance of 54.01 feet; thence go along a curve to the right having a radius 250.00 feet, an arc length of 23.50 feet; a chord bearing of North 84 degrees 28 minutes 05 seconds East, a chord length of 23.49 feet to a point on the Northerly right of way line of North Shore Drive; thence go along said right of way South 57 degrees 13 minutes 21 seconds East, a distance of 145.65 feet; thence go along a curve to the left having a radius of 80.00 feet, an arc length of 114.31 feet, a chord bearing of North 81 degrees 50 minutes 36 seconds East, a chord length of 104.83 feet; thence leave said right of way and go along a curve to the left having a radius of 200.00 feet, an arc length of 36.73 feet, a chord bearing of South 89 degrees 39 minutes 40 seconds East, a chord length of 36.68 feet to a point on the Westerly right of way line of Howze Beach Road; thence go along said right of way South 26 degrees 37 minutes 47 seconds West, a distance of 88.57 feet back to the Point of Beginning.

Said parcel contains 17,318 square feet of land more or less.

Survey No. 11173
Date: April 25, 2010

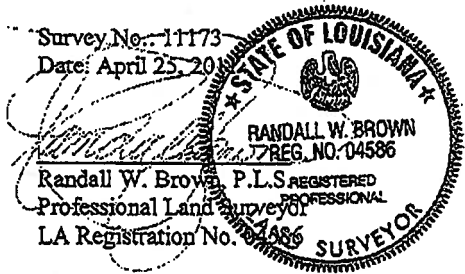

RANDALL W. BROWN
REG. NO. 04586
Randall W. Brown, P.L.S. REGISTERED
PROFESSIONAL
Surveyor
LA Registration No. 04586

Exhibit "A"

Property to be acquired by St. Tammany Parish



RANDALL W. BROWN & ASSOCIATES, INC.

228 West Causeway Approach Road
Mandeville, Louisiana 70448

(985) 624-5368 • FAX (985) 624-5309

PROPERTY DESCRIPTION

A PARCEL OF GROUND SITUATED IN
PORTIONS OF LOTS 39, 40, 41, 42 & 43 ST. TAMMANY HARBOR,
HOWZE BEACH ROAD R/W, NORTH SHORE DRIVE R/W,
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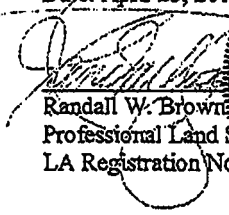
A certain parcel of ground situated in portions of lots 39, 40, 41, 42 & 43 St. Tammany Harbor, Howze Beach Road R/W, North Shore Drive R/W, and Lot 39 Howze Beach Camp Sites, Section 4, Township 10 South – Range 14 East, St. Tammany Parish, Louisiana and more fully described as follows:

Commence from the Southwest corner of Lot S-O as shown on the plat by J.V. Burkes, dated: January 2, 1974 and go North 68 degrees 59 minutes 47 seconds West, a distance of 459.92 feet, thence go North 18 degrees 28 minutes 51 seconds East, a distance of 19.60 feet; thence go North 68 degrees 32 minutes 19 seconds West, a distance of 255.50 feet; thence go South 18 degrees 28 minutes 51 seconds West, a distance of 271.26 feet; thence go North 61 degrees 59 minutes 06 seconds West, a distance of 129.95 feet; thence go North 26 degrees 37 minutes 47 seconds East, a distance of 96.61 feet to the Point of Beginning.

From the Point of Beginning go along a curve to the right having a radius of 200.00 feet, an arc length of 126.22 feet, a chord bearing of North 76 degrees 50 minutes 33 seconds West, a chord length of 124.14 feet; thence go along a curve to the left having a radius of 250.00 feet, an arc length of 172.19 feet, a chord bearing of North 78 degrees 29 minutes 38 seconds West, a chord length of 168.81 feet; thence go South 81 degrees 46 minutes 29 seconds West, a distance of 67.48 feet; thence go North 31 degrees 33 minutes 39 seconds East, a distance of 65.07 feet; thence go North 81 degrees 46 minutes 29 seconds East, a distance of 25.85 feet; thence go along a curve to the right having a radius of 300.00 feet, an arc length of 206.63 feet, a chord bearing of South 78 degrees 29 minutes 38 seconds East, a chord length of 202.57 feet; thence go along a curve to the left having a radius of 150.00 feet, an arc length of 127.89 feet, a chord bearing of South 83 degrees 11 minutes 16 seconds East, a chord length of 124.05 feet to a point on the Westerly right of way line of Howze Beach Road; thence go along said right of way South 26 degrees 37 minutes 47 seconds West, a distance of 62.97 feet back to the Point of Beginning.

Said parcel contains 18,129 square feet of land more or less.

Survey No. : 11173
Date: April 25, 2011


RANDALL W. BROWN
REG. NO. 04586
P.L.S.
REGISTERED
PROFESSIONAL
LA Registration No. 04586
SURVEYOR