

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6136

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: LORINO/BRISTER

PROVIDED BY: PLANNING DEVELOPMENT

INTRODUCED BY: MR. TANNER

SECONDED BY: MR. BELLISARIO

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 _____

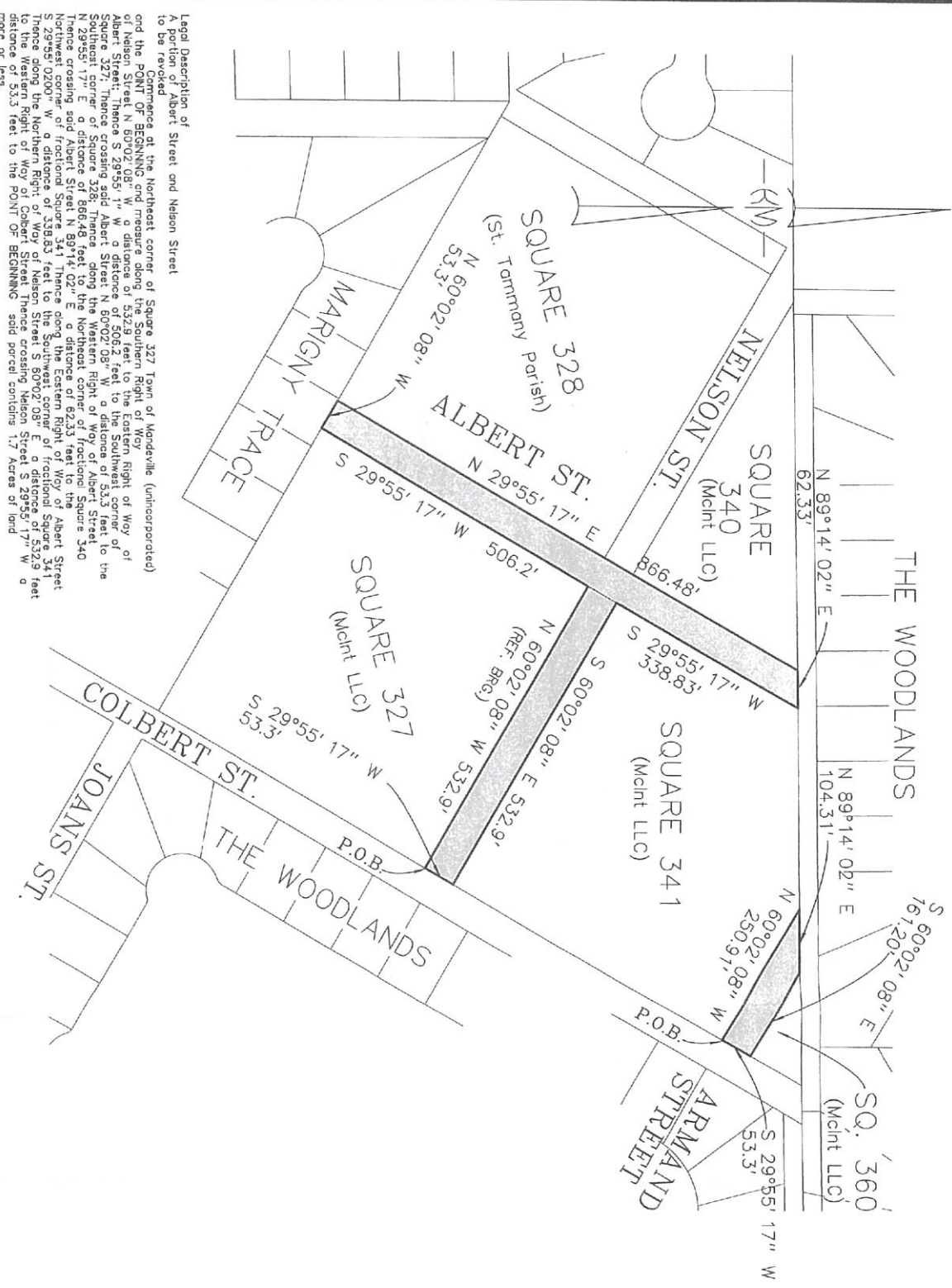
APPROVAL:

SECRETARY PLANNING COMMISSION

DIRECTOR OF THE DEPARTMENT OF ENGINEERING

DATE FILED FILE NO.

CLERK OF COURT



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 Southern Right of Way of Square 327; Thence crossing said Albert Street N 60°02' 08" W a distance of 53.3 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 340 Thence crossing said Albert Street N 89°14' 02" E a distance of 62.33 feet to the Northwest corner of fractional Square 341 Thence along the Eastern Right of Way of Albert Street N 29°55' 17" E a distance of 506.2 feet to the Southeast corner of fractional Square 341 Thence along the Northern Right of Way of Albert Street N 89°14' 02" E a distance of 104.31 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 W 89°14' 02" E a distance of 161.20 feet to the Western Right of Way of Armand Street measuring 89°14' 02" E a distance of 181.20 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.

NOTE: ATTEMPT HAS BEEN MADE BY KELLY McHUGH & ASSOC., INC. TO VERIFY THE EXISTING RECORDS WITHIN THE PUBLIC RECORDS TO DETERMINE IF THERE ARE ANY UNRECORDED EASEMENTS, RIGHTS OF WAY, DEED RESTRICTIONS, ETC. THAT MAY AFFECT THE PROPERTY DESCRIBED IN THIS SURVEY. THE RESULTS OF THIS SEARCH ARE FURNISHED BY THE CLIENT.



CERTIFIED TO BE IN ACCORDANCE WITH THE PHYSICAL SURVEY MADE ON THE FOREGROUND 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
REVISD:	

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.