

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5964

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

COUNCIL SPONSOR: BLANCHARD/BRISTER

PROVIDED BY: PLANNING DEVELOPMENT

INTRODUCED BY: MR. LORINO

SECONDED BY: MR. DEAN

ON THE 5 DAY OF APRIL , 2018

(REV18-03-002) ORDINANCE TO REVOKE PORTIONS OF  
NAPOLEON AVENUE RIGHT-OF-WAY, LOCATED IN BAYOU  
LIBERTY ESTATES SUBDIVISION, WARD 9, DISTRICT 11.  
(REV18-03-002)

WHEREAS, the petitioners, who own property abutting the aforementioned Parish street right-of-way, have petitioned the St. Tammany Parish Council to revoke/alienate a portion of the dedication, specifically a portion of Napoleon Avenue in Bayou Liberty Estates subdivision; and

WHEREAS, the Departments of Public Works and 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 portions of said street right-of-way are no longer needed for public purposes as defined pursuant to Louisiana 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 portions of the street right-of-way as referred to above, subject to the following:

SECTION I: Since the property was revoked back in 1951, then rededicated to the parish in 1991 for a school bus turnaround that was never utilized, the parish agrees to revert property back to the applicant at no cost.

SECTION II. The applicant must file a resubdivision application with the parish in order to assimilate the revoked property into the adjacent lots that he owns prior to the revocation ordinance going into full force and effect.

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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 3 DAY OF MAY, 2018; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

\_\_\_\_\_  
S. MICHELE BLANCHARD, COUNCIL CHAIRMAN

ATTEST:

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

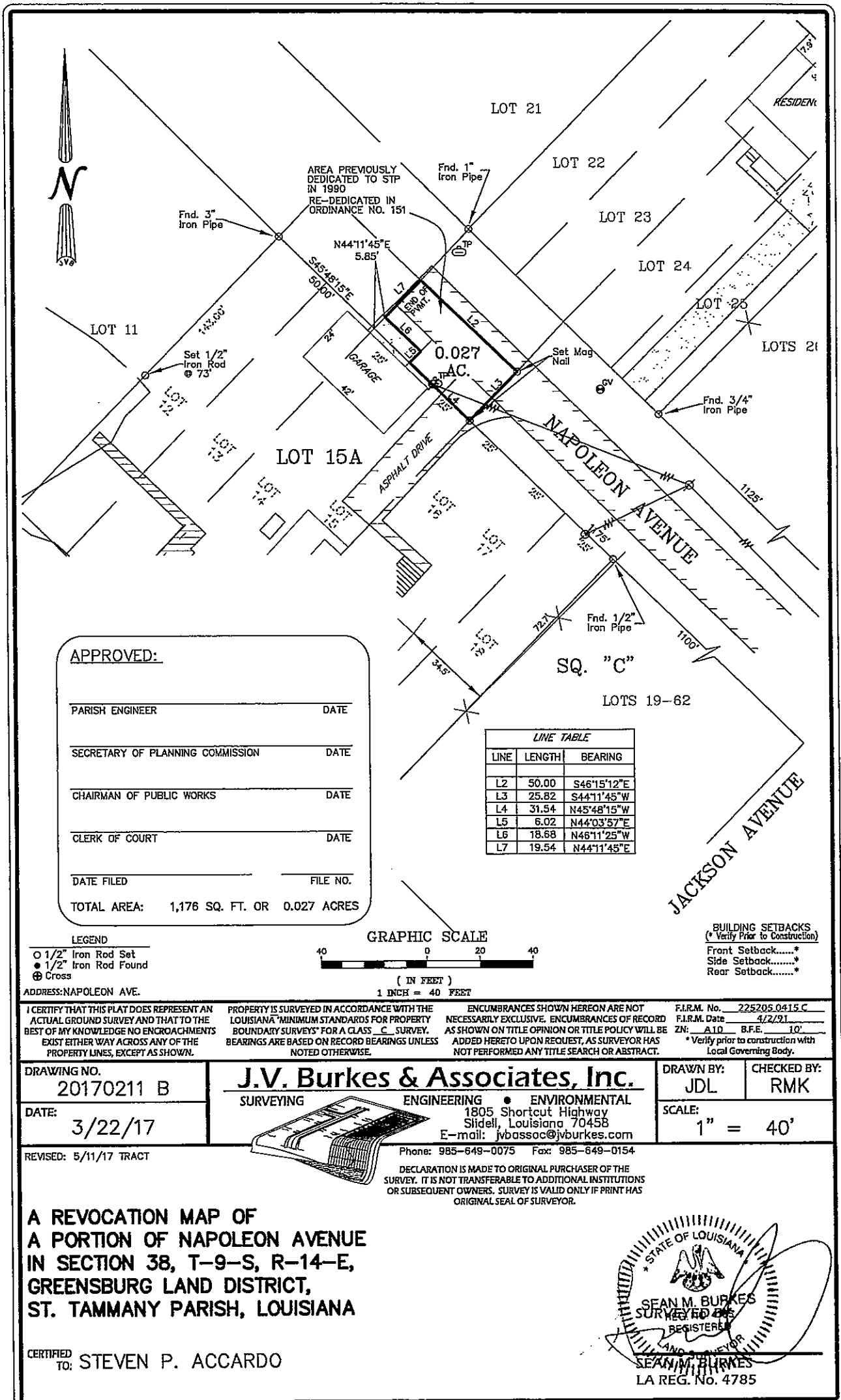
\_\_\_\_\_  
PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: MARCH 28, 2018

Published Adoption: \_\_\_\_\_, 2018

Delivered to Parish President: \_\_\_\_\_, 2018 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2018 at \_\_\_\_\_



**APPROVED:**

PARISH ENGINEER \_\_\_\_\_ DATE \_\_\_\_\_

SECRETARY OF PLANNING COMMISSION \_\_\_\_\_ DATE \_\_\_\_\_

CHAIRMAN OF PUBLIC WORKS \_\_\_\_\_ DATE \_\_\_\_\_

CLERK OF COURT \_\_\_\_\_ DATE \_\_\_\_\_

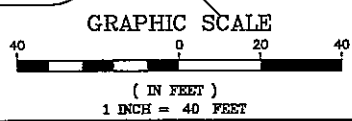
DATE FILED \_\_\_\_\_ FILE NO. \_\_\_\_\_

TOTAL AREA: 1,176 SQ. FT. OR 0.027 ACRES

**LINE TABLE**

LINE	LENGTH	BEARING
L2	50.00	S46°15'12"E
L3	25.82	S44°11'45"W
L4	31.54	N45°48'15"W
L5	6.02	N44°03'57"E
L6	18.68	N46°11'25"W
L7	19.54	N44°11'45"E

- LEGEND**
- 1/2" Iron Rod Set
  - 1/2" Iron Rod Found
  - ⊕ Cross



**BUILDING SETBACKS**  
 (\* Verify Prior to Construction)

Front Setback.....\*

Side Setback.....\*

Rear Setback.....\*

ADDRESS: NAPOLEON AVE.

I CERTIFY THAT THIS PLAT DOES REPRESENT AN ACTUAL GROUND SURVEY AND THAT TO THE BEST OF MY KNOWLEDGE NO ENCROACHMENTS EXIST EITHER WAY ACROSS ANY OF THE PROPERTY LINES, EXCEPT AS SHOWN.

PROPERTY IS SURVEYED IN ACCORDANCE WITH THE LOUISIANA "MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS" FOR A CLASS C SURVEY. BEARINGS ARE BASED ON RECORD BEARINGS UNLESS NOTED OTHERWISE.

ENCUMBRANCES SHOWN HEREON ARE NOT NECESSARILY EXCLUSIVE. ENCUMBRANCES OF RECORD AS SHOWN ON TITLE OPINION OR TITLE POLICY WILL BE ADDED HERETO UPON REQUEST, AS SURVEYOR HAS NOT PERFORMED ANY TITLE SEARCH OR ABSTRACT.

F.I.R.M. No. 225205 0415 C  
 F.I.R.M. Date 4/2/21  
 ZN: A10 B.F.E. 10'  
 \* Verify prior to construction with Local Governing Body.

DRAWING NO.  
20170211 B

DATE:  
3/22/17

**J.V. Burkes & Associates, Inc.**

SURVEYING ENGINEERING • ENVIRONMENTAL

1805 Shortcut Highway  
 Slidell, Louisiana 70458  
 E-mail: jvbassac@jvburkes.com

Phone: 985-649-0075 Fax: 985-649-0154

DRAWN BY: JDL  
 CHECKED BY: RMK

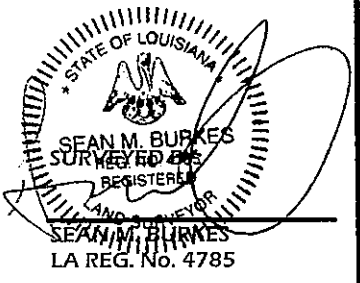
SCALE: 1" = 40'

REVISED: 5/11/17 TRACT

DECLARATION IS MADE TO ORIGINAL PURCHASER OF THE SURVEY. IT IS NOT TRANSFERABLE TO ADDITIONAL INSTITUTIONS OR SUBSEQUENT OWNERS. SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL OF SURVEYOR.

**A REVOCATION MAP OF  
 A PORTION OF NAPOLEON AVENUE  
 IN SECTION 38, T-9-S, R-14-E,  
 GREENSBURG LAND DISTRICT,  
 ST. TAMMANY PARISH, LOUISIANA**

CERTIFIED TO: STEVEN P. ACCARDO



## **ADMINISTRATIVE COMMENTS**

### **REV18-03-002**

The revocation of portion of Napoleon Avenue, located in Bayou Liberty Estates subdivision, west of Slidell, Louisiana, Ward 9, District 11.

Applicant: Steven P. Accardo

Parish Council District Representative: Hon. Steve Stefancik

### **Staff Recommendation:**

The staff recommended approval subject to the proposed revoked property being assimilated into the applicant's adjacent lots through the parish's resubdivision process.

### **Planning Commission Recommendation:**

The Planning Commission unanimously recommended approval subject to staff comments.