

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 4668

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MR. THOMPSON

PROVIDED BY: COUNCIL ATTORNEY

INTRODUCED BY: THOMPSON

SECONDED BY: DEAN

ON THE 6 DAY OF OCTOBER, 2011

ORDINANCE TO AMEND, CLARIFY AND RE-CERTIFY
ORDINANCE POLICE JURY SERIES NO. 86-685, REVOKING
A PORTION OF CHERRY STREET IN THE CLAIBORNE
SUBDIVISION, ST. TAMMANY PARISH, STATE OF LOUISIANA.

WHEREAS, Ordinance Police Jury Series No. 86-685 was duly adopted on August 21, 1986, revoking a portion of Cherry Street in the Claiborne Subdivision, St. Tammany Parish, State of Louisiana.

WHEREAS, an issue has arisen regarding the clarity of the adopted Ordinance as it relates to the surface rights involved in the revocation.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that it amends, clarifies and re-certifies the revocation of that portion of Cherry Street referenced in Ordinance Police Jury Series No. 86-685 to state that it has no useful purpose for said street and has no right, title or interest in and to the surface rights to said portion of Cherry Street.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 NOVEMBER, 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: OCTOBER 20, 2011

Published Adoption: _____, 2011

Delivered to Parish President: _____, 2011 at _____

Returned to Council Clerk: _____, 2011 at _____

ST. TAMMANY PARISH POLICE JURY

ORDINANCE

ORDINANCE CALENDAR NO. 738

ORDINANCE POLICE JURY SERIES NO. 86-685

INTRODUCED BY MR. SHARP, SECONDED BY MR. GRIFFIN
ON THE 17th DAY OF July, 1986. CONSENT CALENDAR

TITLE

AN ORDINANCE TO REVOKE A PORTION OF CHERRY STREET
IN THE CLAIBORNE SUBDIVISION, ST. TAMMANY PARISH,
LA IN WARD 3, POLICE JURY DISTRICT NO. 5.

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WHEREAS, the property owners have petitioned the Parish Police Jury to revoke the dedication of an (opened or unopened) dedicated Parish Road Right-of-Way, specifically a portion of Cherry Street in the Claiborne Subdivision, St. Tammany Parish, LA in Ward 3, Police Jury District No. 5; and

WHEREAS, the Department of Engineering and Parish Development have investigated the matter and have determined that the dedication of the Street Right-of-Way should be revoked as having no useful purposes, and

NOW THEREFORE BE IT ORDAINED, THAT:

SECTION I. The Parish Police Jury herewith determines that the portion of Cherry Street in the Claiborne Subdivision requested to be revoked be hereby granted subject to the following:

SECTION II: That the reversionary rights thereto are as provided and governed in Ordinance P. J. S. No. 85-422

SECTION III: All subsurface mineral rights therein are reserved to St. Tammany Parish, Louisiana, and all or some utility easements may be retained by the Parish, if upon study by the Engineering Department, finds it necessary to retain such rights.

SECTION IV: All Ordinances or parts of Ordinances in conflict herewith are repealed.

SECTION V: This Ordinance is entitled to the severability provisions of Section 1-5 of the Code of Ordinances of St. Tammany Parish, Louisiana.

SECTION VI: This Ordinance shall be deemed enacted and implemented upon its signature by the Parish Police Jury President, and recordation in the Clerk of Court's Office.

ORDINANCE CALENDAR NO. 738
ORDINANCE POLICE JURY SERIES NO. 86 - 685
PAGE 2 OF 2

1 MOVED FOR ADOPTION BY Mr. Thompson, SECONDED BY Mr. Sharp
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3 WHEREUPON THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:
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5 YEAS:
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7 Glass, Sharp, Thompson, Griffin, Richardson, Singeltary, Dunaway,
8 Bagert, Houston, and Teague. (10)
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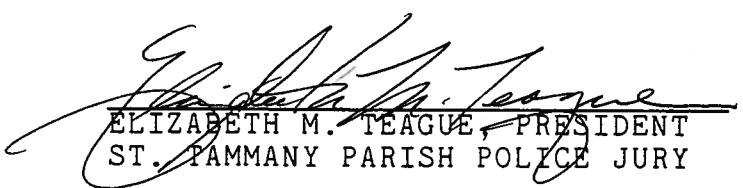
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11 NAYS: 0
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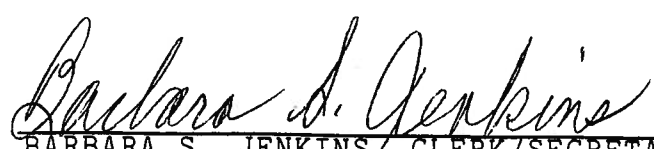
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16 ABSTAINING: 0
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20 ABSENT: Schwehm, Broom, Owen, and Alfred. (4)
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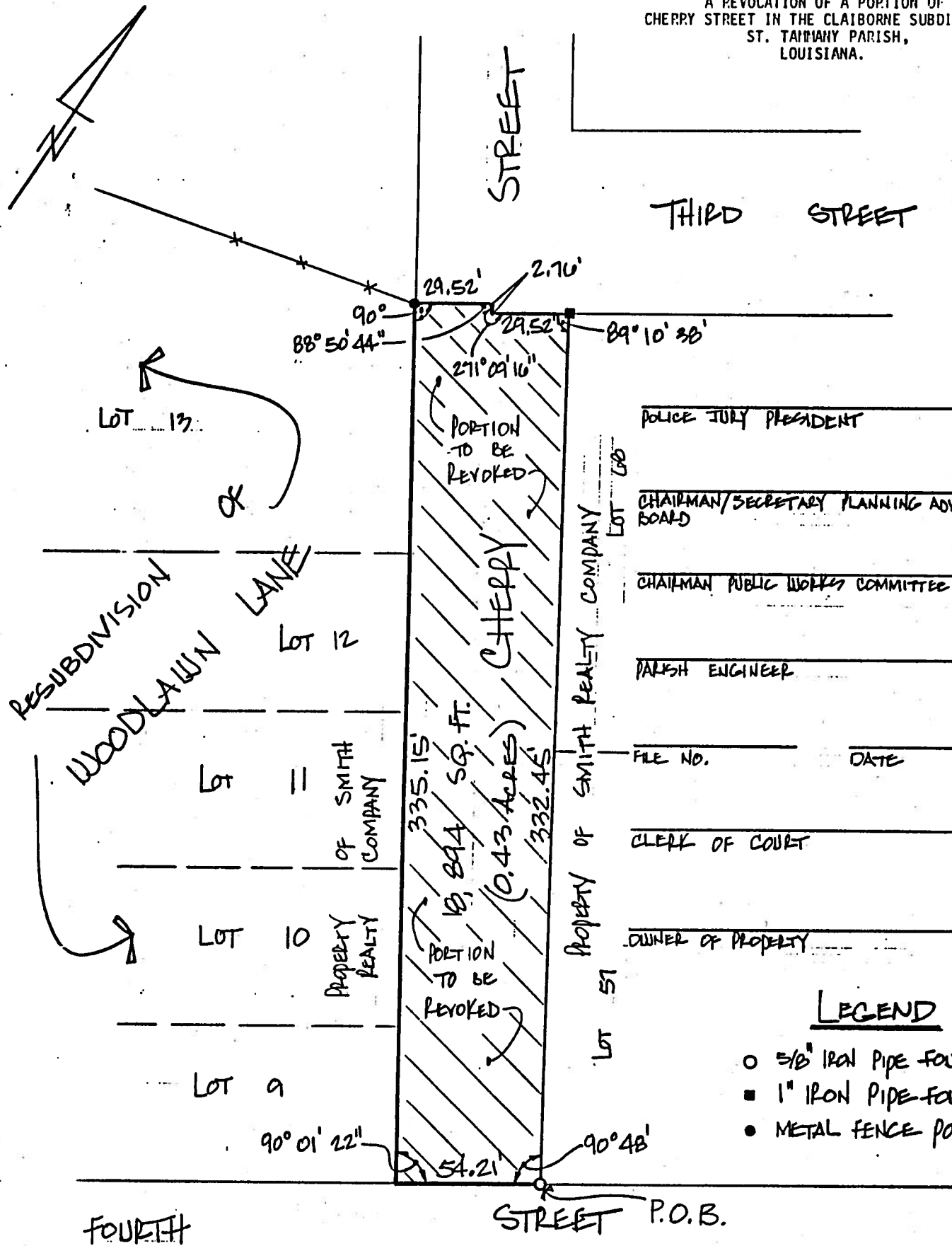
22 AND THE ORDINANCE WAS DECLARED DULY ADOPTED.
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24 COVINGTON, LOUISIANA THE 21st. DAY OF August, 19 86, AND
25 BECOMES ORDINANCE POLICE JURY SERIES NO. 86 - 685.
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ELIZABETH M. TEAGUE, PRESIDENT
ST. TAMMANY PARISH POLICE JURY

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41 ATTEST:
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46 BARBARA S. JENKINS, CLERK/SECRETARY
47 ST. TAMMANY PARISH POLICE JURY
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A REVOCATION OF A PORTION OF CHERRY STREET IN THE CLAIBORNE SUBDIVISION ST. TAMMANY PARISH, LOUISIANA.



- _____
POLICE JURY PRESIDENT
- _____
CHAIRMAN/SECRETARY PLANNING ADVISOR BOARD
- _____
CHAIRMAN PUBLIC WORKS COMMITTEE
- _____
PARISH ENGINEER
- _____
FILE NO. DATE
- _____
CLERK OF COURT
- _____
OWNER OF PROPERTY

LEGEND

- 5/8" IRON PIPE FOUND
- 1" IRON PIPE FOUND
- METAL FENCE POST

REFERENCE: Map of survey of Lots 57, 58, 67 and 68 in the Town of Claiborne, Section 42, Township 7 South, Range 11 East, St. Tammany Parish, by C. R. Schultz, dated June 8, 1973.

Herbert C. Sanders
 HERBERT C. SANDERS
 REGISTERED LAND SURVEYOR
 STATE OF LOUISIANA

A PORTION OF CHERRY STREET IN THE CLAIBORNE SUBDIVISION, SECTION 42, TOWNSHIP 7 SOUTH, RANGE 11 EAST, ST. TAMMANY PARISH, LOUISIANA.

H. C. SANDERS & ASSOCIATES, INC.
 CIVIL ENGINEERS & LAND SURVEYORS
 THE FOUNTAIN BUILDING
 Post Office Drawer 1779 - Covington, La. 70434
 Office 892-2847

JOB NO. ST-86-130	DRAWN HJK CHECK'D HCS	DATE 12 MAY 86 SCALE 1" = 40'	SHEET NO. 1 OF 2
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Ord. Cal. No. 738

ELIZABETH TEAGUE
PRESIDENT

HERMAN A. SHARP
VICE-PRESIDENT

FLOYD D. GLASS, DIST. 1
HERMAN A. SHARP, DIST. 2
JAMES A. "RED" THOMPSON, DIST. 3
WILL GRIFFIN, DIST. 4
OGISE RICHARDSON, DIST. 5
GARY SINGLETARY, DIST. 6
C. J. DUNAWAY, DIST. 7

ST. TAMMANY PARISH POLICE JURY
P. O. BOX 628
COVINGTON, LOUISIANA 70434
(504) 892-2911

JERRY SCHWEHM, DIST. 8
BARRY BAGERT, DIST. 9
MARTY HOUSTON, DIST. 10
ELIZABETH TEAGUE, DIST. 11
EARL D. BROOM, DIST. 12
STAN OWEN, DIST. 13
ANTHONY ALFRED, DIST. 14

June 18, 1986

Hon. Barry Bagert, Chairman
Public Works Committee
19 Log Cabin Lane
Pearl River, LA 70452

RE: Revocation of a portion of Cherry Street in the Claiborne Subdivision,
Ward 3, District 5.

Dear Sir:

At its regular meeting on Tuesday, June 17, 1986 the St. Tammany Parish Planning Advisory Board reviewed and approved the above referenced revocation request. Enclosed is a copy of the plat for your review.

Please place this item on the agenda of the next Police Jury meeting for introduction.

Should you have any questions or comments before that time, please give me a call.

Yours truly,


Ron Keller
Planner

RK:cgw

Enclosures

XC: ~~Ms. Barbara Jenkins~~ w/enc.
Mr. Bill Berckes w/enc.
Mr. Bill Dobson w/enc.
Hon. Ogise Richardson w/enc.
Mr. Ike Boggs
Kathryn & Warren Smith
H. C. Sanders & Associates
Julian J. Rodrigue

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Office of
Department of Engineering

ST. TAMMANY PARISH, LOUISIANA

SLIDELL OFFICE
2056-A SECOND STREET
SLIDELL CITY AUDITORIUM
SLIDELL, LA. 70458
(504) 641-4770, 641-4771
or 626-7050

COVINGTON OFFICE
214 NORTH MASSACHUSETTS STREET
COVINGTON, LOUISIANA 70433
(504) 892-4363 or 892-4386

September 10, 1986

Mr. Ron Keller
Department of Development
St. Tammany Parish
P. O. Box 628
Covington, La. 70434

William H. Yeates, Director
Department of Public Works
Division of Engineering Service
St. Tammany Parish
P. O. Box 628
Covington, La. 70434

Mr. James A. "Red" Thompson
816 West 25th Avenue
Covington, Louisiana 70433

Lane A. Carson, Attorney
District Attorney's Office
428 E. Boston
Covington, Louisiana 70434

SUBJECT: Revocation of a Portion of Cherry Street in the
Claiborne Subdivision

Gentlemen:

The ordinance to revoke a portion of Cherry Street should have been accompanied by an ordinance to re-subdivide Lots 9-13 and Lots 57-68 into two parcels, so as to eliminate small lots of record that would have no legal access.

I talked to Mr. Herb Sanders today, and he assures me there is no problem with having this accomplished from the owners standpoint, and he will have the necessary paper work immediately.

I am returning the plats on the revocation unsigned, pending

-continued-

September 10, 1986
Page 2

receipt of the amended and corrected documents.

Very truly yours,

W. H. Dobson

W. H. Dobson, C. E.
Parish Engineer

WHD/lm

cc: Elizabeth Teague (Ltr. Only)
Barry Bagert " "
Herb Sanders " "