

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 4672

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

COUNCIL SPONSOR: MR. ARTIGUE

PROVIDED BY: PRESIDENT/ LEGAL

INTRODUCED BY: ARTIGUE

SECONDED BY: BURKHALTER

ON THE 6 DAY OF OCTOBER, 2011

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE, EXPROPRIATE OR OTHERWISE ACQUIRE CERTAIN RIGHTS-OF-WAY AND/OR SERVITUDES LOCATED NEAR THE HOWZE BEACH OUTFALL CANAL AND WEST END BOULEVARD IN SLIDELL, LOUISIANA.

WHEREAS, the St. Tammany Parish Government desires to acquire certain rights-of-way and/or servitudes to connect water and sewer lines into lines to be located in the Parish’s right-of-way; and

WHEREAS, there is a need and a public purpose for the acquisition of certain rights-of-way and/or servitudes for water and sewer infrastructure to service the improvements to be constructed at the I-10 Twin Span Fishing Pier; and

WHEREAS, the necessary rights-of-way and/or servitudes extend from the Parish’s existing right-of-way along E. Howze Beach Road, across the Howze Beach Outfall Canal, and across West End Boulevard, all as depicted on the plans of Neel-Schaffer dated September 2011, attached hereto; and

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

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, to acquire by purchase, donation or expropriation all the rights-of-way and/or servitudes depicted in Exhibit "A" attached hereto.

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 the rights-of-way and/or servitudes.

BE IT FURTHER ORDAINED: that the Office of the Parish President is authorized and instructed to proceed with the acquisition of the rights-of-way and/or servitudes in a timely and orderly matter.

BE IT FURTHER ORDAINED: that the Office of the Parish President is authorized to exercise its discretion in acquiring the rights-of-way and/or servitudes, together with all agreements and all transactions necessary to carry out the intent of this Ordinance.

BE IT FURTHER ORDAINED: that if purchased, the purchase price shall not exceed its fair market value as evidenced by an appraisal obtained or supplied to the Parish plus fees and costs.

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 3 DAY OF NOVEMBER, 2011; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

\_\_\_\_\_  
MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

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

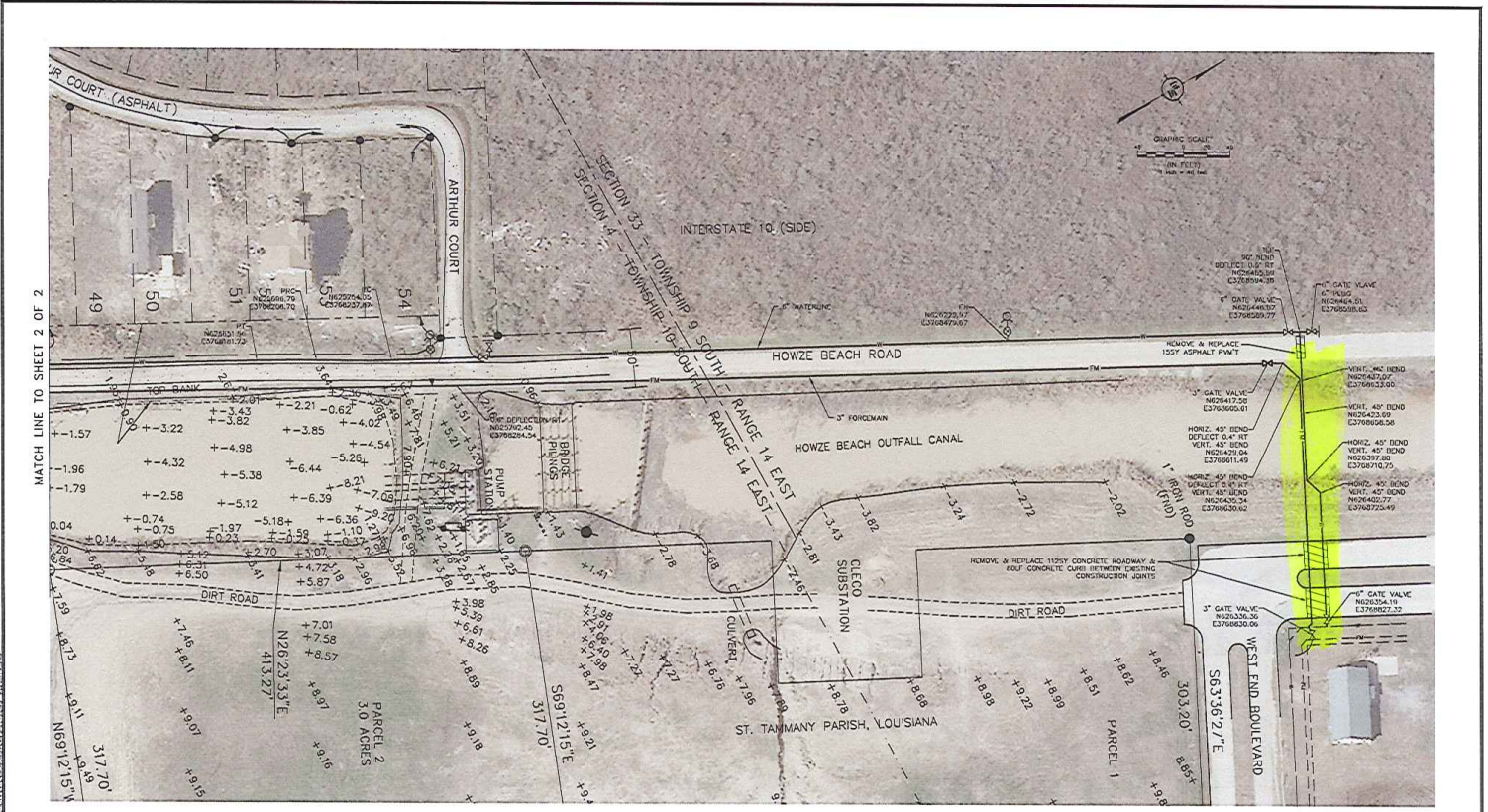
\_\_\_\_\_  
KEVIN DAVIS, PARISH PRESIDENT

Published Introduction: OCTOBER 20, 2011

Published Adoption: \_\_\_\_\_, 2011

Delivered to Parish President: \_\_\_\_\_, 2011 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2011 at \_\_\_\_\_



NOTICE TO DRAWING HOLDER		REVISIONS		DRAWING INFORMATION		<b>SLIDELL FISHING PIER WATER &amp; SEWAGE</b> CITY OF SLIDELL, LOUISIANA	<b>NEEL-SCHAFFER</b> <i>Solutions you can build upon</i>	SLIDELL FISHING PIER WATER & SEWAGE	
NO.	DATE	BY	DESCRIPTION	PROJECT NO.	DATE			WORKING NUMBER	SHEET NUMBER
NEEL-SCHAFFER, INC. HEREBY REFERS TO AS THE ENGINEER HAS PREPARED AND FORWARDED THIS DRAWING TO THE OWNER FOR USE ON THIS PROJECT ONLY. THIS DRAWING SHOULD NOT BE USED ON EXTENSIONS OF THIS PROJECT OR ON ANY OTHER PROJECT. ANY REUSE OF THIS DRAWING, WITHOUT WRITTEN VERIFICATION OR ADAPTATION BY THE ENGINEER, SHALL BE AT THE USER'S SOLE RISK AND THE USER SHALL INDEMNIFY AND HOLD HARMLESS THE ENGINEER FROM ALL CLAIMS, DAMAGES, LOSSES AND EXPENSES, INCLUDING ATTORNEY'S FEES, ARISING OUT OF OR					N-5 PROJECT NO. 00-01674				
				FILED PLAN SHEET NO.	DATE: 09/20/11				
				DRAWN BY: RANDALL BROWN	DATE: 09/20/11				
				CHECKED BY:	DATE:				
				DATE:	DATE:				