

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6022 ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: BLANCHARD/BRISTER PROVIDED BY: PLANNING DEVELOPMENT

INTRODUCED BY: MR. BELLISARIO SECONDED BY: MR. CANULETTE

ON THE 6 DAY OF SEPTEMBER , 2018

(REV 18-07-004) AN ORDINANCE TO REVOKE A PORTION OF PAM DRIVE RIGHT-OF-WAY, LOCATED IN HOLIDAY ACRES SUBDIVISION, EAST OF SLIDELL, LOUISIANA, WARD 8, DISTRICT 13. (REV 18-07-004)

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 Pam Drive, located in the Holiday Acres Subdivision, east of Slidell, 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 resubdivision 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 4 DAY OF OCTOBER , 2018 ; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

S. MICHELE BLANCHARD, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

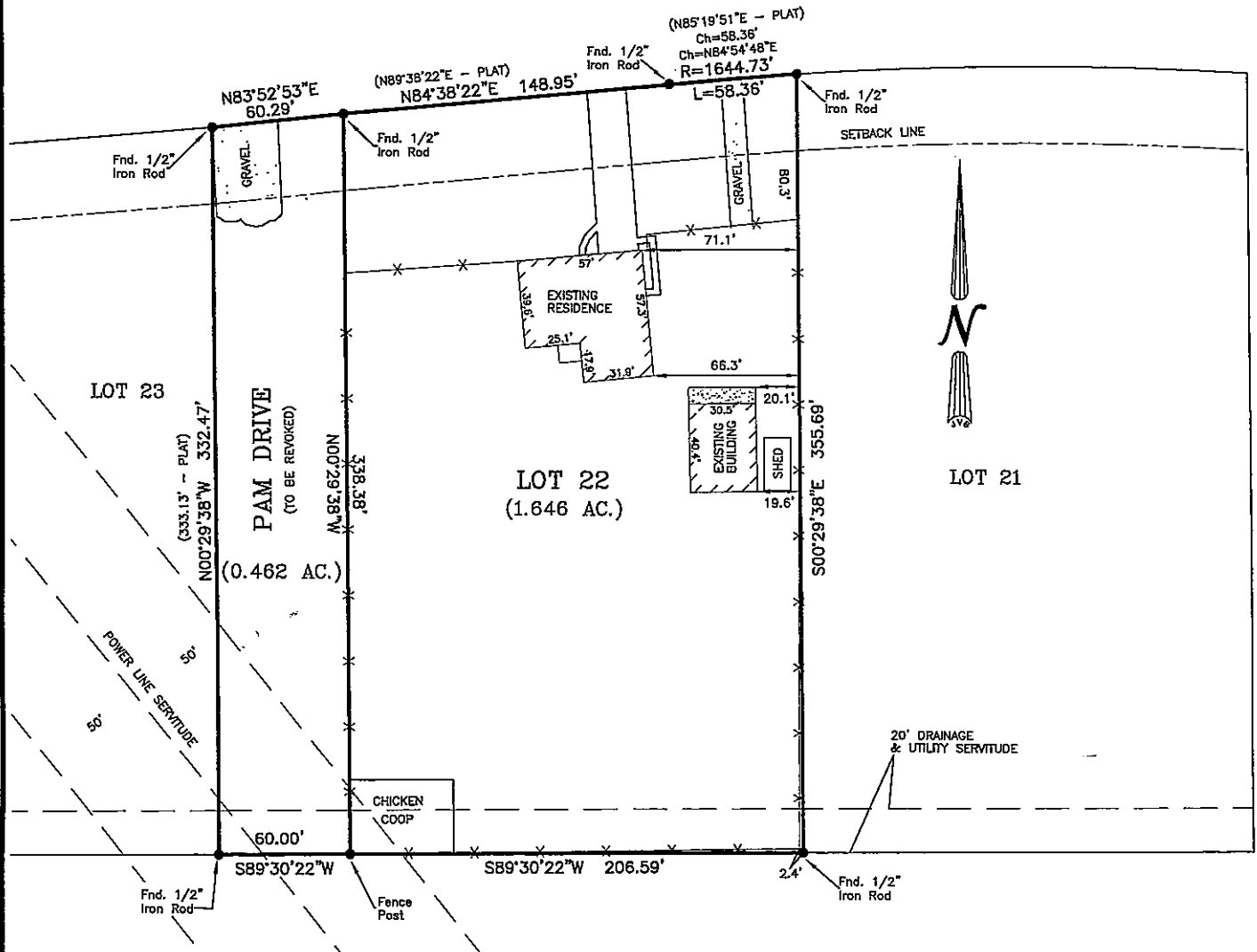
Published Introduction: AUGUST 29 , 2018

Published Adoption: _____ , 2018

Delivered to Parish President: _____ , 2018 at _____

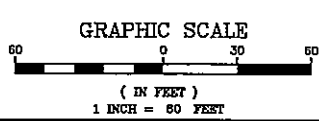
Returned to Council Clerk: _____ , 2018 at _____

SOUTH HOLIDAY DRIVE



APPROVED:

SECRETARY OF PLANNING COMMISSION	DATE
DIRECTOR OF ENGINEERING	DATE
CLERK OF COURT	DATE
DATE FILED	FILE NO.
TOTAL AREA: 20,126 SQ. FT. OR 0.462 ACRES	



BUILDING SETBACKS
 (* Verify Prior to Construction)
 Front Setback.....35'
 Side Setback.....*
 Rear Setback.....*

ADDRESS: PAM DRIVE

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 0440 D
 F.I.R.M. Date 02/21/1999
 ZN: C B.F.E. N/A
 *Verify prior to construction with Local Governing Body.

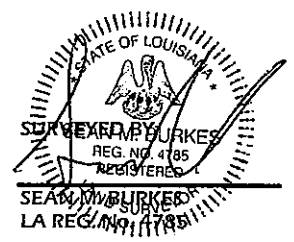
DRAWING NO. 20180059	J.V. Burkes & Associates, Inc. SURVEYING ENGINEERING ENVIRONMENTAL 1805 Shortcut Highway Slidell, Louisiana 70458 E-mail: jvbassoc@jvburkes.com Phone: 985-649-0075 Fax: 985-649-0154	DRAWN BY: VLL	CHECKED BY: JDL
DATE: 07/10/2018		SCALE: 1" = 60'	

REVISIONS:

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 REVOKATION MAP OF
 A 0.462 AC. BEING A PORTION OF PAM DRIVE IN
 SECTION 12, T-9-S, R-14-E,
 GREENSBURG LAND DISTRICT
 ST. TAMMANY PARISH, LOUISIANA**

CERTIFIED TO: MARK VAUGHN



Administrative Comments

CASE NO.: REV18-07-004

NAME OF STREET OR ROAD: Unopened portion of Pam Drive, Slidell

NAME OF SUBDIVISION: Holiday Acres Subdivision

WARD: 8 PARISH COUNCIL DISTRICT: 13

PROPERTY LOCATION: The property is located south of North of Hwy 190 East of Carol Dr, South of S. Holiday Blvd, Slidell

SURROUNDING ZONING: A-3 Single Family Residential

PETITIONER/REPRESENTATIVE: John Mark Vaugh

STAFF COMMENTARY:

Department of Development Planning & Engineering Comments:

The applicant is proposing to revoke a portion of 6th Street in order to assimilate the property into their adjacent property.

Staff sent certified letters notifying the property owners of Lot 23, Holiday Acres Subdivision and Lots 374 of French Branch Estates, that the revocation process for portion of Pam Drive adjacent to their property has been initiated. The property owner has ten (10) days to respond, if there is no response, the Parish assumes the property owner has no objection.

Recommendation:

The staff believes that the proposal is consistent relative to the Louisiana Revised Statutes governing the revocation of immovable property since the right-of-way does not appear to serve any public use or benefit, other than to the applicants.

Staff did receive a letter of no objection from the property owners of Lot 23. Staff has no objections to the proposed revocation request subject to the applicants assimilating their portion of the right-of-way into their adjacent properties through the parish's resubdivision process.

Planning Commission Recommendation:

The Planning Commission unanimously recommended approval of the revocation.