

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4649

COUNCIL SPONSOR: MS. BLANCHARD

PROVIDED BY: COUNCIL ATTORNEY

RESOLUTION TO SUPPORT THE ENFORCEMENT OF THE
PRIOR JUDGMENT AND EXISTING PERMANENT INJUNCTION
REGARDING THE PROHIBITION OF DEVELOPMENT IN THE
FACIANE CANAL. (WARD 9 DISTRICT 13)

WHEREAS, a Consent Judgment establishing a permanent injunction relative to certain prohibited uses in the Faciane Canal was executed on April 11, 1994 in the 22nd Judicial District Court in the Parish of St. Tammany Case No. 72,911; and

WHEREAS, a condition of said Judgment was that no development of any kind be commenced in the Faciane Canal between the Peninsula and the Island without the consent of the Plaintiffs and Intervenors or modification of the injunction; and

WHEREAS, the Plaintiff and the Intervenors have never consented to any development modification of said Judgment and Permanent Injunction; and

WHEREAS, the residents who own property on Carr Drive and which properties abut the Faciane Canal have been subjected to disruptions in their lives due to the recent development in said canal; and

WHEREAS, certain residents have now filed a motion in the same court to enforce said Judgment and Permanent Injunctions.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that the St. Tammany Parish Council supports said residents in the judicial enforcement of the prior Judgment and Permanent Injunction prohibiting development in the Faciane Canal.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 1 DAY OF SEPTEMBER, 2016, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

MARTY DEAN, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK