

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO.: 7540

ORDINANCE COUNCIL SERIES NO.: 24-\_\_\_\_\_

COUNCIL SPONSOR: ROLLING/PHILLIPS/COOPER

PROVIDED BY: PUBLIC WORKS/CIVIL DIVISION

INTRODUCED BY: MR. IMPASTATO

SECONDED BY: MR. BURKE

ON THE 4<sup>TH</sup> DAY OF APRIL, 2024

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCELS, RIGHTS-OF-WAY AND/OR SERVITUDES FOR THE 11<sup>TH</sup> STREET DRAINAGE PROJECT (WARD 3, DISTRICTS 2, 5)

WHEREAS, St. Tammany Parish Government desires to acquire certain parcels, rights-of-way and/or servitudes as depicted and identified on the right-of-way maps attached hereto (collectively, the "Property"); and

WHEREAS, there is a need and public purpose for the acquisition of the Property for the benefit of the 11<sup>th</sup> Street Drainage Project, which will serve to improve the drainage of surface water in the project area and/or surrounding areas; and

WHEREAS, Parish desires to acquire the Property and authorize the Office of the Parish President to do whatever is necessary to enter into negotiations and acquire said Property.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that the Parish of St. Tammany, through the Office of the Parish President, is authorized to acquire by purchase, donation or otherwise, all or parts of the proposed parcels, rights-of-way and/or servitudes described and depicted on the right-of-way maps attached hereto (collectively, the "Property"); and

BE IT FURTHER ORDAINED: that the Office of the Parish President is authorized to exercise its discretion in acquiring the Property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

BE IT FURTHER ORDAINED: that, if purchased, the purchase price shall not exceed the fair market value of the Property, plus closing costs and fees; and

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REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 2<sup>ND</sup> DAY OF MAY, 2024; AND BECOMES ORDINANCE COUNCIL SERIES NO. 24-\_\_\_\_\_.

\_\_\_\_\_  
ARTHUR LAUGHLIN, COUNCIL CHAIR

ATTEST:

\_\_\_\_\_  
KATRINA L. BUCKLEY, COUNCIL CLERK

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MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: MARCH 27, 2024

Published Adoption: \_\_\_\_\_, 2024

Delivered to Parish President: \_\_\_\_\_, 2024 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2024 at \_\_\_\_\_

**Ordinance Administrative Comment**

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACQUIRE CERTAIN PARCELS, RIGHTS-OF-WAY AND/OR SERVITUDES FOR THE 11<sup>TH</sup> STREET DRAINAGE PROJECT (WARD 3, DISTRICTS 2, 5)

Parish seeks to acquire certain right(s) of way and/or drainage servitude(s) for the purpose of related drainage improvements. The attached documentation describes and depicts the property that Parish seeks to acquire. The Parish intends to pay no more than appraised value or less, plus closing costs and fees for any right(s) of way and/or servitude(s) acquired.