

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 7082

ORDINANCE COUNCIL SERIES NO. ____

COUNCIL SPONSOR: BINDER/COOPER

PROVIDED BY: CIVIL DIVISION ADA

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 1ST DAY OF SEPTEMBER, 2022

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ENTER INTO A SERVITUDE AGREEMENT WITH CLECO POWER, LLC FOR THE SUBSTATION NEAR SAFE HAVEN (WARD 4, DISTRICT 7)

WHEREAS, it is the desire of St. Tammany Parish Government to grant a servitude to Cleco Power, LLC over, under and upon immovable property owned by Parish for purposes of providing above and below ground electrical utility services; and

WHEREAS, Cleco Power, LLC seeks renewal and restatement of an existing servitude for an electrical substation situated on Log Cabin Road east of Safe Haven; and

WHEREAS, St. Tammany Parish Government has determined that it is in the public interest to enter into a Servitude Agreement; and

WHEREAS, a map defining the property on which the servitude is to be granted is attached hereto.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that the Parish of St. Tammany, through the Office of the Parish President, is authorized to enter into a Servitude Agreement with Cleco Power, LLC for that certain property described on the attached map for the purposes of providing above and below ground electrical services to the public plus other uses appurtenant thereto; and

BE IT FURTHER ORDAINED: that the Office of the Parish President is authorized to exercise its discretion in granting a servitude on this property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; 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REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 6TH DAY OF OCTOBER, 2022; AND BECOMES ORDINANCE COUNCIL SERIES NO. 22-.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published introduction: AUGUST 24, 2022

Published adoption on: _____, 2022

Delivered to Parish President: _____, 2022 @ _____

Returned to Council Clerk: _____, 2022 @ _____

Administrative Comment

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ENTER INTO A SERVITUDE AGREEMENT WITH CLECO POWER, LLC FOR THE SUBSTATION NEAR SAFE HAVEN (WARD 4, DISTRICT 7)

The Parish seeks to restate an existing servitude with Cleco for the existing substation on Log Cabin Road east of Safe Haven. The existing servitude was entered into with the State prior to Parish's acquisition and expires January 1, 2024.

