

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO.: 7609

ORDINANCE COUNCIL SERIES NO.: 24-

COUNCIL SPONSOR: SMITH/COOPER

PROVIDED BY: CIVIL DIVISION ADA/UTILITIES

INTRODUCED BY: MR. IMPASTATO

SECONDED BY: MR. BURKE

ON THE 6TH DAY OF JUNE, 2024

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO AMEND AN EXISTING SERVITUDE WITH NATCHEZ TRACE PROPERTY OWNERS ASSOCIATION, INC. TO ENLARGE THE SERVITUDE (WARD 1, DISTRICT 1)

WHEREAS, an Act of Perpetual Right of Use and Access Servitude (“Servitude”) was entered into between Lonesome Development, LLC and Southeastern Louisiana Water and Sewer Co., LLC (“SELA”) providing for a lift station servitude within Natchez Trace subdivision; and

WHEREAS, Natchez Trace Property Owners Association, Inc. has acquired fee interest in the subject property from Lonesome Development, LLC, and the Servitude was conveyed to Parish as part of its purchase of the assets of SELA; and

WHEREAS, Parish and Natchez Trace Property Owners Association, Inc. desire to amend the Servitude to increase the size of the servitude parcel and its appurtenant access.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that the Office of the Parish President is authorized to proceed with execution of an amendment to the Act of Perpetual Right of Use and Access Servitude, together with all agreements and all transactions necessary to carry out the intent of this Ordinance.

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REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 11TH DAY OF JULY, 2024; AND BECOMES ORDINANCE COUNCIL SERIES NO. 24-.

ARTHUR A. LAUGHLIN, COUNCIL CHAIR

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: MAY 29, 2024
Published Adoption: _____, 2024
Delivered to Parish President: _____, 2024 at _____
Returned to Council Clerk: _____, 2024 at _____

**Ordinance Administrative
Comment**

Introduction: June 6, 2024

Adoption: July 11, 2024

**Department: Civil Division ADA for
Department of Utilities**

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The servitude amendment seeks to increase the size of the servitude parcel comprising the lift station in order to make regional improvements to the lift station as part of Water Sector Program funding. Additional access servitude space is also being pursued.