

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 7362

ORDINANCE COUNCIL SERIES NO. 23-_____

COUNCIL SPONSOR: FITZGERALD/COOPER

PROVIDED BY: PLANNING/CIVIL DIVISION

INTRODUCED BY: MR. CANULETTE

SECONDED BY: MS. O'BRIEN

ON THE 7TH DAY OF SEPTEMBER, 2023

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 DRAINAGE IMPROVEMENTS IN ROBINDALE SUBDIVISION (WARD 3, DISTRICT 2)

WHEREAS, St. Tammany Parish Government desires to acquire certain parcels, rights-of-way and/or servitudes as depicted and identified as Parcel 7-B and 15-B on the proposed resubdivision survey attached hereto (collectively, the "Property"); and

WHEREAS, there is a need and public purpose for the acquisition of the Property for the benefit of providing improvements to the drainage of surface water in the 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REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 5TH DAY OF OCTOBER, 2023; AND BECOMES ORDINANCE COUNCIL SERIES NO. 23-____.

JACOB "JAKE" A. AIREY, COUNCIL CHAIR

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: AUGUST 30, 2023

Published Adoption: _____, 2023

Delivered to Parish President: _____, 2023 at _____

Returned to Council Clerk: _____, 2023 at _____

Ordinance Administrative Comment

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Council Meeting Date

Introduced: September 7, 2023

Adopted: October 5, 2023

Department

Planning by Civil Division Assistant District Attorney

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. Parcels are to be donated to Parish in conjunction with abandonment of other, unused and non-constructed drainage servitudes presently within Robindale Subdivision as part of the resubdivision of Phase 2 of Robindale Subdivision.