

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO.: 7529

ORDINANCE COUNCIL SERIES NO.: 24-

COUNCIL SPONSOR: COUGLE/COOPER

PROVIDED BY: PUBLIC WORKS/CIVIL DIVISION

INTRODUCED BY: MR. IMPASTATO

SECONDED BY: MR. CORBIN

ON THE 7TH DAY OF MARCH, 2024

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT A PERPETUAL DRAINAGE SERVITUDE FOR DRAINAGE IMPROVEMENTS AND MAINTENANCE (WARD 8, DISTRICT 9)

WHEREAS, owners of 108 Houmas Court, Pearl River, La seek to dedicate and donate a drainage servitude of 30' in width as generally described in the attached exhibit from Houmas Ct. easterly to an unnamed slough; and

WHEREAS, owner has requested and Parish desires to accept the dedication and donation of the servitude in consideration of the use of the servitude for drainage; and

WHEREAS, there is a need and public purpose for the acquisition of the Property for the improvement of drainage of surface water in the project area and/or surrounding areas.

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 donation of a perpetual drainage servitude, all or parts of the 30' wide servitude for drainage generally described in the instrument 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 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REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 4TH DAY OF APRIL, 2024; AND BECOMES ORDINANCE COUNCIL SERIES NO. 24-_____.

ARTHUR LAUGHLIN, COUNCIL CHAIR

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: FEBRUARY 28, 2024

Published Adoption: _____, 2024

Delivered to Parish President: _____, 2024 at _____

Returned to Council Clerk: _____, 2024 at _____

Administrative Comment

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Council Meeting Date

Introduced: March 7, 2024

Adopted: April 4, 2024

Department

Public Works by Civil Division Assistant District Attorney

Parish seeks authorization to accept for public use the dedication and donation of a 30' drainage servitude. Actual underground drainage improvements previously constructed were installed outside of area dedicated in servitude plat for the subdivision. This dedication eliminates any issues arising from a tacit dedication by converting same to a formal dedication.

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