

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3943

ORDINANCE COUNCIL SERIES NO.

COUNCIL SPONSOR: BINDER/DAVIS

PROVIDED BY: President/ Legal

INTRODUCED BY: MR. GOULD

SECONDED BY: MR. THOMPSON

ON THE 2ND DAY OF OCTOBER, 2008

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT THE DONATION OF AND/OR EXCHANGE SUCH PARISH PROPERTIES WITH THOSE LOTS & SQUARES CURRENTLY OWNED BY LAPORTE FAMILY PROPERTIES LLC SITUATED OFF OF KOOP DRIVE NEAR THE TAMMANY TRACE

WHEREAS, the Parish of St. Tammany desires to accept the donation of and/or exchange such parcels of land with LaPorte Family Properties, L.L.C. that forms the proposed extension of Koop Drive and Trailhead Drive (hereinafter referred to as "Property"); and

WHEREAS, there is a need and purpose to purchase the Property in order to allow for further enhancement and future expansion of the Parish roadways and especially Koop Drive; and

WHEREAS, the Parish already owns and has possession of a roadway/right-of-way in this immediate area; and

WHEREAS, the Parish of St. Tammany hereby desires to accept the donation of and/or exchange Parish properties, as per law, concerning the Property and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations as to said property and/or accept the donation thereof and/or consummate an exchange thereof, as per law, in the best interests of the Parish.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to authorize the Office of the Parish President to accept the donation of and/or exchange such parcels of land with LaPorte Family Properties, L.L.C. that forms the proposed extension of Koop Drive and Trailhead Drive (referred to hereinabove as "Property"), in exchange for the existing roadway already in the possession of the Parish of St. Tammany.

That pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to accept the donation of/exchange Parish property for said Property; and

That the Office of the Parish President is authorized and instructed to proceed accordingly in a timely and orderly matter; and

That the Office of the Parish President is authorized to exercise its discretion in accepting the donation of and/or exchanging property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

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.

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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 _____ DAY OF _____ 2008; AND BECOMES ORDINANCE COUNCIL SERIES NO. 08-.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: _____, 2008

Published adoption on: _____, 2008

Delivered to Parish President: _____, 2008 @ _____

Returned to Council Clerk: _____, 2008 @ _____

Exhibit "A" Ordinance Calendar No. 3943

**LEGAL DESCRIPTION OF
PROPERTY TO BE REVOKED**

A certain parcel of land situated in Sections 14, 15 and 22, Township 7 South, Range 11 East, St. Tammany Parish, Louisiana and more fully described as follows.

Commence at the Section corner common to Sections 14, 15, 22 and 23, Township 7 South, Range 11 East and measure North 89 degrees 06 minutes 00 seconds East a distance of 116.64 feet, thence North 00 degrees 31 minutes 30 seconds East a distance of 167.45 feet to the POINT OF BEGINNING.

From the POINT OF BEGINNING run along a curve to the left having a radius of 1,520.08 feet, a delta of 07 degrees 50 minutes 02 seconds, an arc length of 207.83 feet, and a chord which bears South 35 degrees 32 minutes 18 seconds West having a chord distance of 207.67 feet to a point on a line; thence North 89 degrees 54 minutes 34 seconds West a distance of 46.70 feet to a point on a curve; thence along a curve to the left having a radius of 1,560.08 feet, a delta of 33 degrees 02 minutes 08 seconds, an arc length of 899.51 feet, and a chord which bears South 14 degrees 12 minutes 24 seconds West having a chord distance of 887.10 feet to a point on a line; thence South 87 degrees 41 minutes 20 seconds West a distance of 20.00 feet to a point on a curve; thence along a curve to the right having a radius of 1,580.08 feet, a delta of 42 degrees 55 minutes 53 seconds, an arc length of 1,183.95 feet, and a chord which bears North 19 degrees 09 minutes 17 seconds East having a chord distance of 1,156.45 feet to a point on a line; thence South 22 degrees 14 minutes 42 seconds East a distance of 67.77 feet to the POINT OF BEGINNING, and containing 32,768.19 square feet or 0.752 acres of land, more or less.

**LEGAL DESCRIPTION OF
PROPERTY TO BE DONATED**

A certain parcel of land situated in Section 23, Township 7 South, Range 11 East, St. Tammany Parish, Louisiana and more fully described as follows.

Commence at the Section corner common to Sections 14, 15, 22 and 23, Township 7 South, Range 11 East and measure North 89 degrees 06 minutes 00 seconds East a distance of 116.64 feet to the POINT OF BEGINNING.

Thence North 89 degrees 04 minutes 26 seconds East a distance of 1,233.83 feet to a point; Thence South 00 degrees 19 minutes 15 seconds East a distance of 113.04 feet to a point; Thence South 89 degrees 40 minutes 45 seconds West a distance of 199.90 feet to a point; Thence North 88 degrees 05 minutes 02 seconds West a distance of 443.07 feet to a point; Thence North 77 degrees 02 minutes 03 seconds West a distance of 54.45 feet to a point; Thence South 34 degrees 10 minutes 07 seconds West a distance of 67.22 feet to a point; Thence South 88 degrees 56 minutes 48 seconds West a distance of 156.60 feet to a point; Thence North 75 degrees 44 minutes 55 seconds West a distance of 87.35 feet to a point; Thence North 75 degrees 35 minutes 08 seconds West a distance of 45.31 feet to a point; Thence North 40 degrees 41 minutes 06 seconds West a distance of 70.17 feet to a point; Thence North 70 degrees 50 minutes 25 seconds West a distance of 36.72 feet to a point; Thence South 84 degrees 27 minutes 19 seconds West a distance of 136.24 feet to a point; Thence North 00 degrees 31 minutes 30 seconds East a distance of 40.80 feet to a point which is the POINT OF BEGINNING, and containing 119,253.64 square feet or 2.74 acre(s) of land, more or less.