

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 4069 ORDINANCE COUNCIL SERIES NO.

COUNCIL SPONSOR: MR. ARTIGUE PROVIDED BY: PRESIDENT/LEGAL

INTRODUCED BY: MR. ARTIGUE SECONDED BY: MR. BURKHALTER

ON THE 7TH DAY OF MAY, 2009

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE, EXPROPRIATE OR OTHERWISE ACQUIRE ALL CERTAIN PARCELS AND/OR RIGHTS OF WAY FOR THE SCHNEIDER CANAL LEVEE PROJECT AS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO

WHEREAS, the Parish of St. Tammany desires to acquire certain immovable property running from Highway 11 to the railroad right of way (hereinafter referred to as "Property"); and

WHEREAS, there is a need and a public purpose for the acquisition of certain immovable property to implement levee improvements to the existing levee protecting portions of South Slidell for the Schneider Canal Levee; and

WHEREAS, the Parish of St. Tammany hereby desires to acquire the Property and/or rights of way and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations and acquire said Property and/or rights of way.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to authorize the Parish of St. Tammany to acquire all that certain parcels of ground described in Exhibit "A" attached hereto; and

That pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to acquire the Property and/or rights of way; and

That the Office of the Parish President is authorized and instructed to proceed with the acquisition of the Property and/or rights of way in a timely and orderly matter; and

That the Office of the Parish President is authorized to exercise its discretion in acquiring the Property and/or rights of way, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

That, if purchased, the purchase price shall not exceed the fair market value of the Property as evidenced by an appraisal obtained or supplied to the Parish plus fees and costs; 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REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

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.

ORDINANCE CALENDAR NUMBER: 4069

ORDINANCE COUNCIL SERIES NO. 09-

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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 _____ 2009; AND BECOMES
ORDINANCE COUNCIL SERIES NO. 09-.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: _____, 2009

Published adoption on: _____, 2009

Delivered to Parish President: _____, 2009 @ _____

Returned to Council Clerk: _____, 2009 @ _____

#4

INTER OFFICE



Kevin Davis
Parish President

MEMORANDUM

**ST. TAMMANY PARISH GOVERNMENT
LEGAL DEPARTMENT**

Date: May 4, 2009
To: Mr. William S. Oiler
Chief Administrative Officer
From: Kelly M. Rabalais
Executive Counsel
Re: PLACEMENT OF ITEMS FOR OFF THE FLOOR COUNCIL AGENDA

I am requesting the following attached items be placed on the May 7, 2009 Council Agenda. These items needs to be Off The Floor because it is of a time sensitive nature. Further, I have personally spoken to Councilman Artigues who has agreed to sponsor both items. Please call if you need anything further.

ORDINANCE FOR INTRODUCTION:

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE, EXPROPRIATE OR OTHERWISE ACQUIRE ALL CERTAIN PARCELS AND/OR RIGHTS OF WAY FOR THE SCHNEIDER CANAL LEVEE PROJECT AS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO

RESOLUTION

A RESOLUTION TO SUPPORT ST. TAMMANY PARISH GOVERNMENT'S APPLICATION FOR ASSISTANCE FROM THE LOUISIANA DEPARTMENT OF TRANSPORTATION'S ENHANCEMENT GRANT PROGRAM FOR THE PURPOSE OF REDEVELOPING A PORTION OF THE EXISTING I-10 TWIN SPAN BRIDGE INTO A RECREATIONAL FISHING PIER

md

Attachments

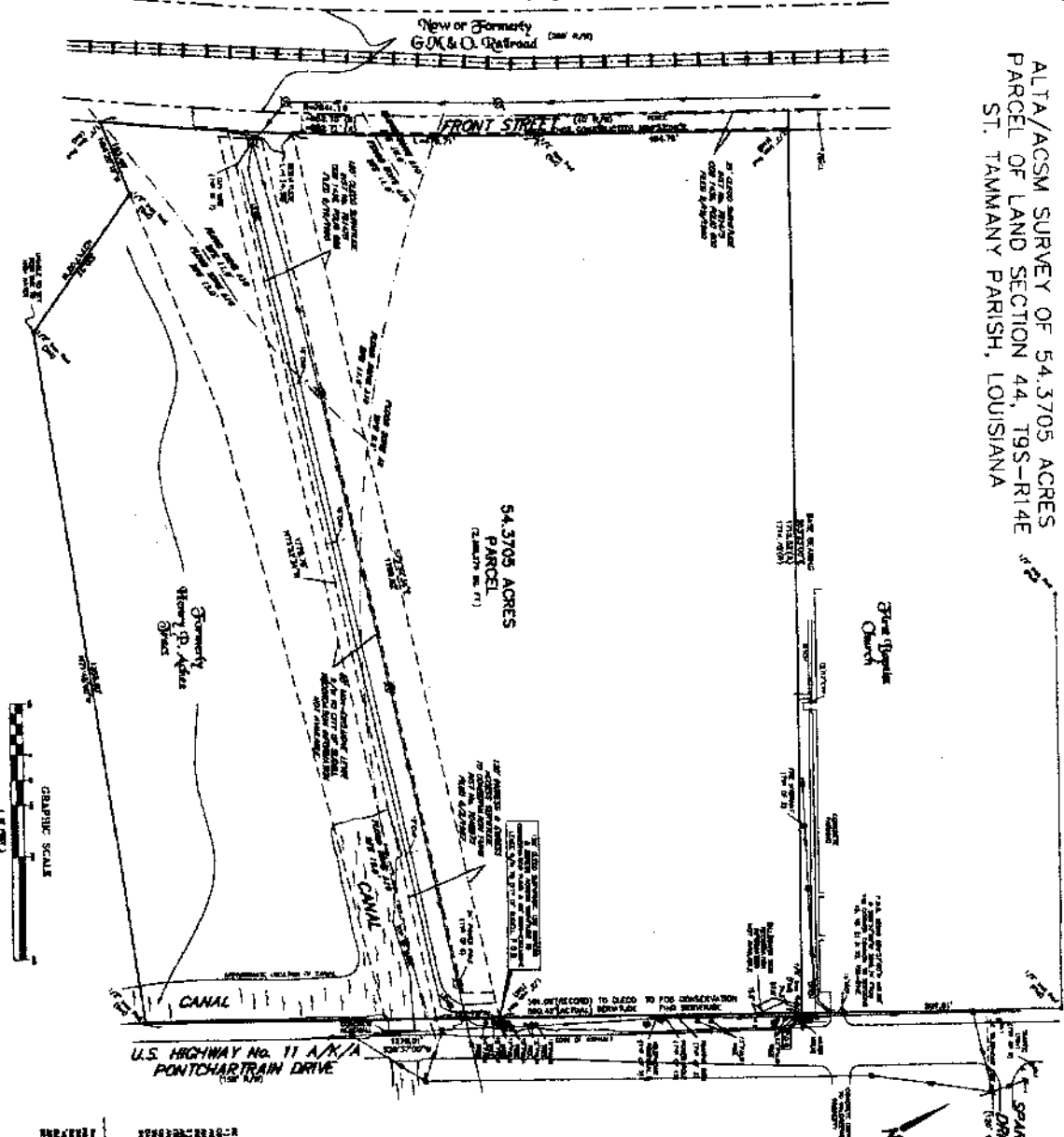
FORM #

GENERAL NOTES
1. THIS SURVEY WAS MADE BY THE ALTA/SURVEYING METHOD AND IS NOT A FINAL SURVEY.
2. THE SURVEY WAS MADE BY THE ALTA/SURVEYING METHOD AND IS NOT A FINAL SURVEY.
3. THE SURVEY WAS MADE BY THE ALTA/SURVEYING METHOD AND IS NOT A FINAL SURVEY.
4. THE SURVEY WAS MADE BY THE ALTA/SURVEYING METHOD AND IS NOT A FINAL SURVEY.

LEGEND

---	PROPERTY LINE
---	ADJACENT PROPERTY
---	CANAL
---	RAILROAD
---	STREET
---	...

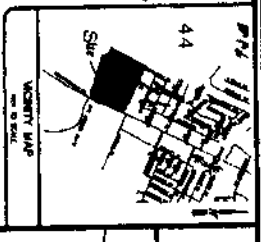
DESCRIPTION OF THE SURVEY
This survey was made in accordance with the requirements of the Louisiana Surveying Act of 1948, as amended, and the regulations of the Louisiana State Board of Surveying. The survey was made by the ALTA/SURVEYING METHOD and is not a final survey. The survey was made by the ALTA/SURVEYING METHOD and is not a final survey. The survey was made by the ALTA/SURVEYING METHOD and is not a final survey. The survey was made by the ALTA/SURVEYING METHOD and is not a final survey.



ALTA/SURVEYING SURVEY OF 54.3705 ACRES
PARCEL OF LAND SECTION 44, T9S-R14E
ST. TAMMANY PARISH, LOUISIANA

CERTIFICATION
I, J.V. BURKES, a duly licensed Professional Surveyor in the State of Louisiana, do hereby certify that the foregoing is a true and correct copy of the original survey as shown to me by the client.

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NO.	DATE	DESCRIPTION
1

ALTA/SURVEYING SURVEY OF 54.3705 ACRES PARCEL OF LAND SECTION 44, T9S-R14E ST. TAMMANY PARISH, LOUISIANA

NO.	DATE	DESCRIPTION
1

J.V. Burkes & Associates, Inc.
SURVEYING ENGINEERING & ENVIRONMENTAL

Signature: *J.V. Burkes*