

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5566

ORDINANCE COUNCIL SERIES NO: \_\_\_\_\_

COUNCIL SPONSOR: DEAN/BRISTER

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

ON THE 7 DAY OF APRIL , 2016

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ENTER INTO A SERVITUDE AGREEMENT WITH WASHINGTON-ST. TAMMANY ELECTRIC COOPERATIVE, INC. FOR ELECTRIC SERVICE TO THE ST. TAMMANY PARISH REGIONAL AIRPORT (WARD 4, DISTRICT 7).

WHEREAS, it is the desire of St. Tammany Parish Government to grant a servitude to Washington-St. Tammany Electric Cooperative, Inc. over, under and upon immovable property owned by Parish for the purpose of providing above and/or below ground electric services to the St. Tammany Parish Regional Airport on Louisiana State Route No. 36 near Abita Springs; and

WHEREAS, St. Tammany Parish Government has determined that it is in the public interest to enter into a servitude agreement for the purpose of providing electricity to the airport facilities; and

WHEREAS, a map defining the property on which the servitude is to be granted is attached hereto as Exhibit "A."

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that it authorizes the Office of the Parish President to enter into a servitude agreement with Washington-St. Tammany Electric Cooperative, Inc. for that certain property described in Exhibit "A" attached hereto for the purposes of providing above and/or below ground electrical services to the St. Tammany Regional Airport on Louisiana State Route No. 36 near Abita Springs.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized to exercise its discretion in granting a servitude on this property, together with all agreements and 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 to grant a servitude on the property 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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 5 DAY OF MAY, 2016; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

\_\_\_\_\_  
MARTY DEAN, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA L. FORD, COUNCIL CLERK

\_\_\_\_\_  
PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: MARCH 31, 2016

Published Adoption: \_\_\_\_\_, 2016

Delivered to Parish President: \_\_\_\_\_, 2016 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2016 at \_\_\_\_\_



### **Ordinance Administrative Comment**

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ENTER INTO A SERVITUDE AGREEMENT WITH WASHINGTON-ST. TAMMANY ELECTRIC COOPERATIVE, INC. FOR ELECTRIC SERVICE TO THE ST. TAMMANY PARISH REGIONAL AIRPORT (WARD 4, DISTRICT 7).

St. Tammany Parish seeks to enter into a servitude agreement with Washington-St. Tammany Electric Cooperative, Inc. for the provision of electrical service to the St. Tammany Regional Airport located on Louisiana State Route No. 36 near Abita Springs. The present power lines have been deemed an obstruction to the flight zone by the Federal Aviation Administration. No compensation is being exchanged in conjunction with this servitude, as the servitude is needed to provide electricity to the airport and its facilities.