

ORD.

2005-0202

**INTRODUCED BY: ALBERT D. LAQUE, PARISH PRESIDENT
(CHIEF ADMINISTRATIVE OFFICER)**

ORDINANCE NO. 05-8-3

An ordinance to approve Amendment No. 1 to the Joint Use Agreement with the Department of Transportation and Development for the West Bank Bicycle/Pedestrian Path Trailhead and the West Bank Bridge Park Expansion.

WHEREAS, the St. Charles Parish Council adopted Ordinance No. 83-5-4 on May 2, 1983 which approved a Joint Use Agreement (No.45) with the Louisiana Department of Transportation and Development for the East and West Bank Bridge Parks; and,

WHEREAS, the Parish has requested that said Joint Use Agreement be amended to include an additional 200'x869' foot tract along the rear of the West Bank Bridge Park, adjacent to the railroad track, and one additional tract between LA18 and the Mississippi River Levee for the West Bank Bicycle/Pedestrian Path Trailhead; and,

WHEREAS, the Louisiana Department of Transportation and Development has agreed to amend its Joint Use Agreement with the Parish to allow for the use of said property; and,

WHEREAS, it is the desire of the Parish Council to approve said amendment.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That Amendment No. 1 to Joint Use Agreement No. 45 State of Louisiana, Department of Transportation and Development and St. Charles Parish is hereby approved.

SECTION II. That the Parish President is hereby authorized to execute said Amendment No. 1 to Joint Use Agreement No. 45 on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: FAUCHEUX, HILAIRE, FABRE, RAMCHANDRAN, WALLS, BLACK,
DUHE, MINNICH
NAYS: NONE
ABSENT: MARINO

And the resolution was declared adopted this 1st day of August, 2005, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
SECRETARY: [Signature]
DLVD/PARISH PRESIDENT: August 2, 2005
APPROVED: [Signature] DISAPPROVED: _____

PARISH PRESIDENT: Albert D. Laque
RETD/SECRETARY: August 2, 2005
AT: 2:30 P.M. RECD BY: BJS

AMENDED
ORD. 83-5-4
BV: ORD 11-4-7

AMENDMENT NO 1
TO
Joint Use Agreement No. 45
State of Louisiana
Department of Transportation & Development
And
St. Charles Parish

This Amendment is made and entered into on this 7th day of september 2005,
By and between the Department of Transportation and Development, hereinafter
referred to as the DEPARTMENT and St. Charles Parish, hereinafter referred to
as APPLICANT.

Whereas, On May 10 1983 the DEPARTMENT and APPLICANT entered into an
Agreement to use the land and airspace of the Interstate Route I-310 within the
limits of State Project Nos. 450-37-06, Federal Aid Project No. IR310-4 (085)
222, 450-38-04 Federal Aid Project No. I-410-4 (52) 223, and 450-36-04,
Federal Aid Project No. I-410-4 (50) 220; and

Whereas, said Agreement included certain property as shown on the construction
plans for State Project 450-37-06 Federal Aid Project IR-310-4 (085) 222
which are defined therein as Tract 1 and Tract 2; and

Whereas, it is the desire of the parties hereto to amend said agreement to
include one additional 200' x 869. 91' tract herein identified as Tract 3 along the
rear of the West Bank Bridge Park and one additional tract between LA 18 and
the Mississippi River Levee for the West Bank Bicycle / Pedestrian Path
Trailhead herein identified as Tract 4; and

Whereas, Tract 3 is proposed to be maintained in a Park like manner as
additional Green Space and play area for the West Bank Bridge Park; and

Whereas, Tract 4 is proposed to be used as a Trailhead for the West Bank
Bicycle / Pedestrian Path, to include access driveways, hard surfaced parking,
designated handicapped parking and a pedestrian walkway to access the Levee
Bicycle / Pedestrian Path, as per Federal Project F.A.P. No. ENH-4502-(500),
State Project No. 744-45-0007 designed by the New Orleans District of the U. S.
Corps of Engineers.

Now therefore, it is hereby agreed that said Agreement, entered into on May 10,
1983, is hereby amended in paragraph four to add the following under the
description of Tract 2:

TRACT 3 – Luling WEST BANK SITE EXPANSION

Commence at Centerline Station 235 and 51.35 on Interstate Route I-310 at the Luling Bridge on the right descending bank of the Mississippi River and proceed S 28° 01'08W a distance of 200' to the Northern boundary of the Union-Pacific Railroad (formerly the Texas & Pacific Railroad); thence N65°04'48" along the railroad a distance of 869.81'; thence proceed N 19° 51'58" E a distance of 53.92'; thence N 19° 12'20" a distance of 146.08; thence N 65° 47'48"W a distance of 869.81' along the boundary of DOTD Leased Tract 1 To the Point of Beginning, containing approximately 173,962 square feet.

TRACT 4 - West Bank Bicycle / Pedestrian Path Trailhead

Commence at the Southeastern corner of Tract 7 of Ashton Plantation, as per survey by Don Ray Schmieder, PLS, dated January 19, 1987 and proceed Easterly along Tract 7, the Southern toe of the Levee, 991.57'; thence Southerly a distance of 75'; thence Westerly a distance of 998' along LA 18 River Road; thence Northerly a distance of 93' to the Point of Beginning.

(Note – The current Agreement includes Tract 1 Luling West Bank Site and Tract 2 Destrehan East Bank Site)

All other provisions of said Agreement shall remain as first written.

ATTEST:

ST. CHARLES PARISH

Barbara Jacob-Jucker
Valerie Berthelot

By: *Albert D. Laque*
Albert D. Laque
Parish President

Date: *8/2/2005*

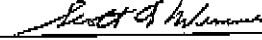
ATTEST:



TONY DORSA

Dawn Young

DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT

By: 

Scott A. Wimmer, P.E.
Access Management Engineer

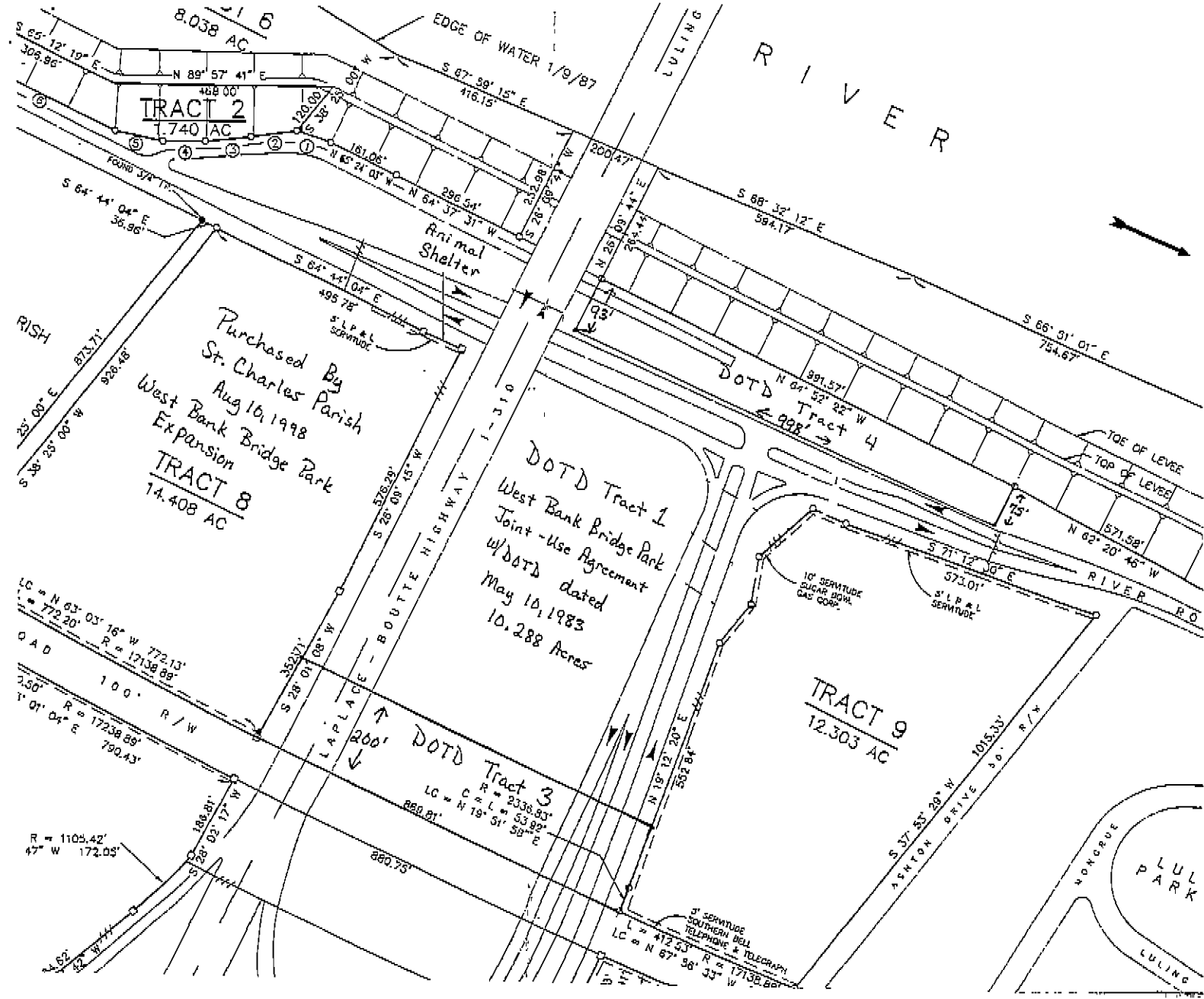
Date: 8/16/2005

Approved By:


Federal Highway Administration

Date:

9/6/05



Purchased By
St. Charles Parish
Aug 10, 1998
West Bank Bridge Park
Expansion
TRACT 8
74.408 AC

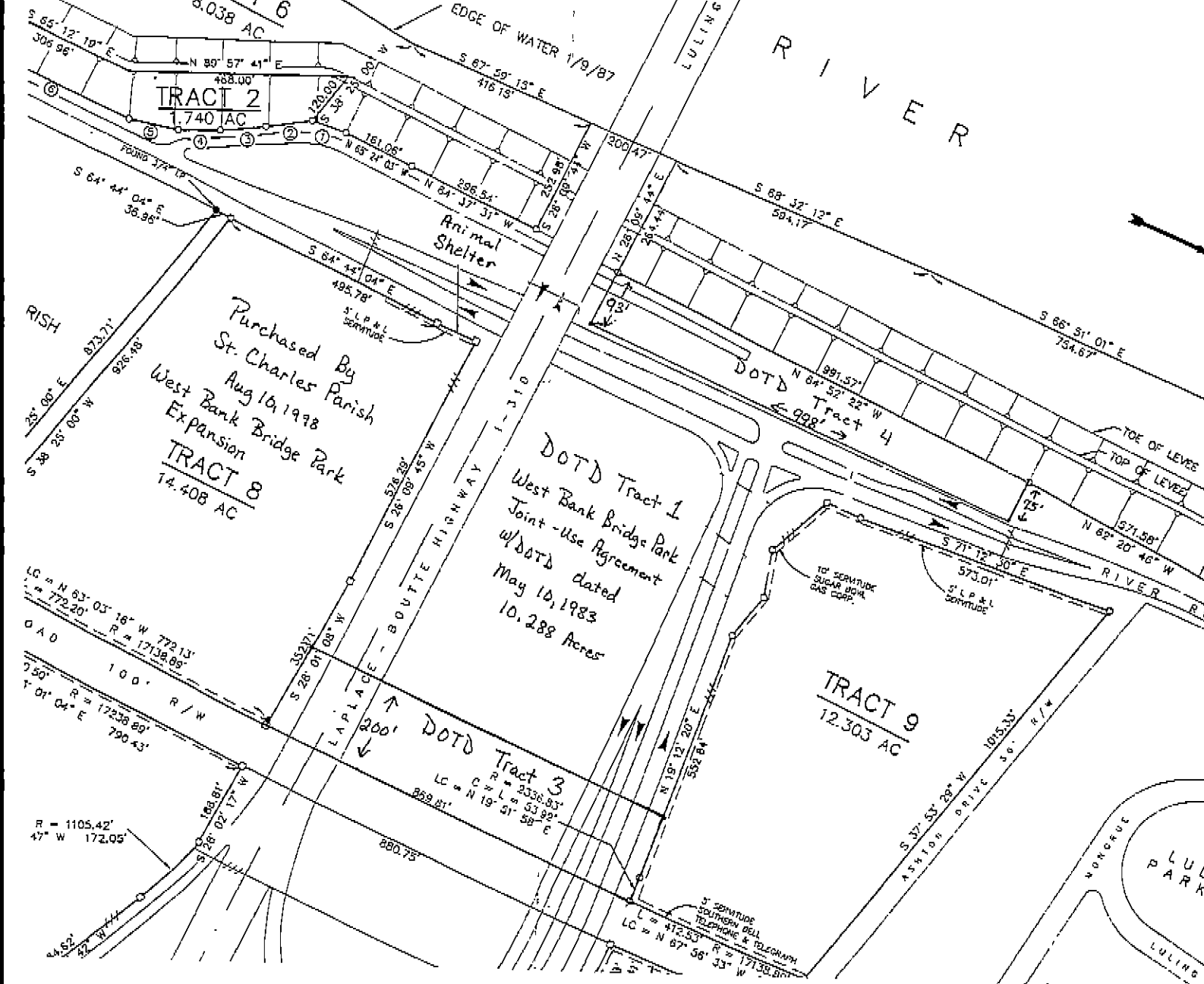
DOTD Tract 1
West Bank Bridge Park
Joint-Use Agreement
w/ DOTD dated
May 10, 1983
10.288 Acres

TRACT 9
12.303 AC

DOTD Tract 3
LC = C = 2338.83'
R = 53.82'
LC = N 19° 51' 58" E
860.81'

DOTD Tract 4
← 998 →





TRACT 2
1.740 AC

Purchased By
St. Charles Parish
Aug 10, 1998
West Bank Bridge Park
Expansion
TRACT 8
14.408 AC

DOTD Tract 3
LC = C = 2038.83'
R = N 19° 51' 58" E
L = 859.81'

DOTD Tract 1
West Bank Bridge Park
Joint - use Agreement
w/ DOTD dated
May 10, 1983
10.288 Acres

TRACT 9
12.303 AC

DOTD Tract 4
998'

Animal Shelter

RIVER

LAPLACE - BOULTE HIGHWAY 1-310

LULING PARK

LULING

S 65° 12' 10" E
306.96'

5.038 AC

EDGE OF WATER 1/9/87
S 67° 59' 13" E
416.13'

S 68° 32' 13" E
584.17'

S 66° 51' 01" E
734.67'

RISH
S 28° 25' 00" W
873.71'

LC = N 63° 03' 18" W 772.13'
R = 17138.89'
772.20'

OAD
100' R/W
750' R = 17238.89'
1° 01' 04" E 790.43'

R = 1105.42'
47° W 172.05'

5' SERVITUDE
SOUTHERN BELL
TELEPHONE & TELEGRAPH
LC = N 67° 56' 33" W
R = 17138.89'
L = 412.33'

10' SERVITUDE
SUGAR BOWL
GAS CORP.

5' L.P. & L.
SERVITUDE

TOE OF LEVEE
TOP OF LEVEE

ASHTON DRIVE 36' R/W
S 37° 53' 28" W 1015.53'

WONGRUC

LULING