

2019-0364

**INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT
(DEPARTMENT OF LEGAL SERVICES)**

ORDINANCE NO. 19-12-10

An ordinance to authorize the Parish President to accept an offer from International Matex Tank Terminals LLC ("IMTT") to purchase a perpetual pipeline servitude/easement/right-of-way for a total consideration of \$9,260.00.

WHEREAS, IMTT is seeking to acquire a perpetual servitude/easement/right-of-way for the construction and operation of three (3) intrastate pipelines not to exceed eighteen and five-tenths (18.50") inches across a tract of property owned by St. Charles Parish; and,

WHEREAS, the proposed pipelines shall be used for the transportation of oil, natural gas, other gases, water, liquids, or hydrocarbons from IMTT's St. Rose facility to both the Valero and Shell refineries in Norco, Louisiana; and,

WHEREAS, the subject property, concerns a .093 acre parcel of an undeveloped subdivision lot in New Sarpy with a legal property description bearing Section 8, Township 12 South, Range 8 East, and which is more fully shown in the attached drawing by BRIS Engineering, LLC. The aforementioned property was acquired by St. Charles Parish through adjudication for unpaid taxes and has never been redeemed; and,

WHEREAS, IMTT is a "common carrier" that is vested with expropriation authority under La.R.S. 19:2, *et seq.*; and,

WHEREAS, in lieu of instituting expropriation proceedings, IMTT has proposed to purchase from St. Charles Parish a perpetual pipeline servitude/easement/right-of-way over the subject property for a total consideration of \$9,260.00; and,

WHEREAS, IMTT has obtained an appraisal from licensed appraiser, Neal S. Meyer, with Murphy Appraisal Services, LLC wherein Mr. Meyer has estimated a total compensation value for proposed servitude across the subject property to be \$5,364.00; and,

WHEREAS, IMTT's offer meets or exceeds the estimated appraised value of the proposed servitude; and,

WHEREAS, IMTT's proposal provides just compensation and it is in the furtherance of the public's best interest to accept the offer to purchase the aforesaid described pipeline servitude and avoid the costs and expense of litigating the matter through expropriation proceedings.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION 1. That the President of St. Charles Parish is hereby authorized to accept on behalf of St. Charles Parish the offer to purchase a perpetual pipeline servitude/easement/right-of-way across the tract of property more particularly described on the drawing by BRIS Engineering, LLC, which is attached hereto and made a part hereof for the amount of \$9,260.00. The President of St. Charles Parish is hereby further authorized to execute any documents necessary to complete said purchase by IMTT.

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

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,
BELLOCK, FLETCHER, FISHER-PERRIER
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 2nd day of December, 2019, to become effective five (5) days after publication in the Official Journal.

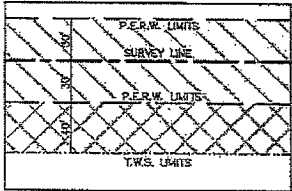
CHAIRMAN: [Signature]
SECRETARY: Michelle Dupont
DLVD/PARISH PRESIDENT: December 3, 2019
APPROVED: _____ DISAPPROVED: _____
PARISH PRESIDENT: [Signature]
RETD/SECRETARY: December 5, 2019
AT: 4:15 pm RECD BY: [Signature]

LEGEND

- FND. = FOUND
- T = TOWNSHIP
- R = RANGE
- SEC. = SECTION
- COR. = CORNER
- P.E.R.W. = PERMANENT EASEMENT & RIGHT OF WAY
- A.T.W.S. = ADDITIONAL TEMPORARY WORKSPACE
- T.W.S. = TEMPORARY WORKSPACE
- I.P. = IRON PIPE
- I.R. = IRON ROD
- C.O.B. = CONVEYANCE OFFICE BOOK
- FO = FOLIO
- P.O.C. = POINT OF COMMENCEMENT
- P.O.B. = POINT OF BEGINNING
- P.O.T. = POINT OF TERMINATION
- R.O.W. = RIGHT OF WAY

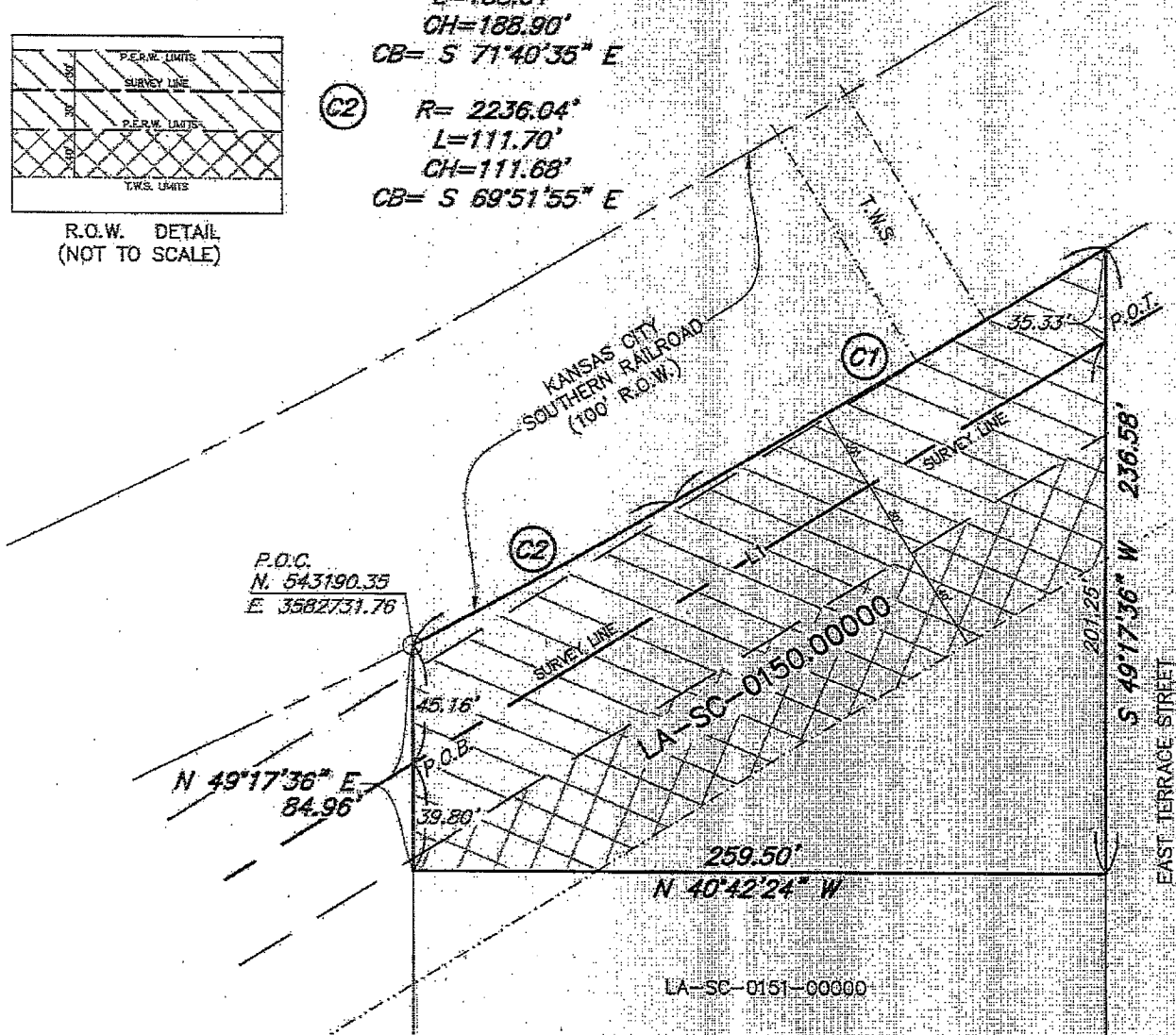
Exhibit "A"
Property of St. Charles Parish
Section 8, T. 12 S., R. 8 E.
Southeastern Land District
St. Charles Parish, La., C.O.B. 729 FO 767-352851

PROPOSED R.O.W.					
COURSE	BEARING	☉ DISTANCE (FEET)	☉ DISTANCE (RODS)	AREA (FL ²)	AREA (ACRES)
L1	S 72°55'40" E	305.62	18.52		
TOTAL P.E.R.W.				18337	0.421
T.W.S.				10764	0.247



R.O.W. DETAIL
(NOT TO SCALE)

- ☉1 $R=5969.68'$
 $L=188.91'$
 $CH=188.90'$
 $CB=S 71^{\circ}40'35'' E$
- ☉2 $R=2236.04'$
 $L=111.70'$
 $CH=111.68'$
 $CB=S 69^{\circ}51'55'' E$



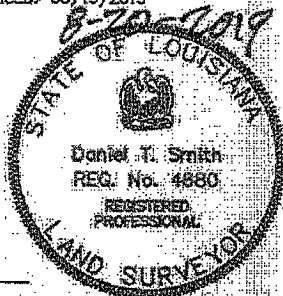
NOTES:

1. ALL BEARINGS & DISTANCES SHOWN HEREON ARE GRID BASED UPON NAD83(2011)(EPOCH=2010.0000), LOUISIANA SOUTH ZONE, US SURVEY FEET DERIVED FROM AN ON THE GROUND SURVEY PERFORMED BY ERIS ENGINEERS, LLC IN APRIL THROUGH NOVEMBER OF 2018. NO OPINION OF OWNERSHIP IS STATED.
2. THE OWNERSHIP OF THE TRACTS, SHOWN HEREON IS BASED UPON DEEDS PROVIDED BY SUN COAST LAND SERVICES, INC. NO OPINION OF OWNERSHIP IS STATED. NO TITLE WORK WAS PERFORMED BY THE UNDERSIGNED SURVEYOR.
3. SERVITUDES AND RIGHTS OF WAY SHOWN HEREON IN ACCORDANCE WITH THEIR CITED RECORDATION INFORMATION FOUND IN THE RECORDS OF THE ST. CHARLES PARISH CLERK OF COURTS OFFICE. OTHER SERVITUDES MAY EXIST.

THIS SURVEY IS MADE IN ACCORDANCE WITH THE APPLICABLE STANDARDS OF PRACTICE AS STIPULATED IN LOUISIANA PROFESSIONAL AND OCCUPATIONAL STANDARDS.

THIS SURVEY MEETS THE REQUIREMENTS OF TITLE 46, 2900, § PART LXI, THIS IS A CLASS "D" SURVEY. THIS PLAT REPRESENTS MY SURVEY.

DATE OF PLAT: 08/06/2019
 PLAT REVISED: 08/19/2019



Daniel T. Smith
 Daniel T. Smith P.L.S. LICENSE No. 4880

LEGEND OF SYMBOLS

- PIPELINE
- X- FENCE
- OF — OVERHEAD ELECTRIC
- W — WATER MAIN
- G — GAS MAIN
- T — TELEPHONE LINE
- P.E.R.W. LIMITS
- ⚡ BROKEN LINE (DO NOT SCALE)
- ⊙ UTILITY POLE OR TOWER
- ☉ SET 5/8" IRON ROD UNLESS NOTED OTHERWISE
- ⊙ FOUND PROPERTY CORNER, SEE NOTATION
- ▨ PERMANENT RIGHT OF WAY AREA
- ▨ TEMPORARY WORKSPACE AREA

PREPARED AT THE REQUEST OF
 International Matex Tank Terminals, LLC

BRIS Engineering, LLC
 Brown & Root
 120 MALLARD STREET, ST. ROSE, LOUISIANA 70067
 (504) 471-8420

Project Olive
Exhibit "A", Right of Way Plat

JOB No. 00054686000 DWG. No. ROW-LA-SC-0150.00000



SCALE IN FEET