

Recd.
2009-0391

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF LEGAL SERVICES)**

ORDINANCE NO. 09-10-5

An ordinance to authorize the Parish President to purchase at a price not to exceed the highest appraised value of \$630.00 or expropriate a 10' portion of ground over the front of Lot 17 Block A, Magnolia Ridge Park Subdivision from the Estate of Louise Lirette wife of/and Joseph Pelotto to be used in connection with Acorn Street and Sharon Street Sewer Improvements Project No. S050203.

WHEREAS, St. Charles Parish was awarded a Community Development Block Grant in the amount of \$532,428.00 for construction and surveying services associated with Parish Project No. S050203 Sharon St. and Acorn St. Sewer Improvements; and,

WHEREAS, in order to complete this project, it is necessary to purchase and/or expropriate from the Estate of Louise Lirette wife of/and Joseph Pelotto, and/or its successors, property to be used for the installation of the sewer collection line, which said property is more fully described in Exhibit A attached hereto.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS, that the Parish President through the Department of Legal Services, is hereby authorized to purchase at a price not to exceed the highest appraised value of \$630.00, and/or expropriate the property described in Exhibit A attached hereto and made a part hereof, to be used for the installation of the sewer collection line; further that the Parish President is hereby authorized to execute all documents necessary to complete said purchase and/or expropriation; and further, that should the expropriation process be necessary, said expropriation should be in accordance with state law.

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, HOGAN, COCHRAN, LAMBERT, NUSS

NAYS: NONE

ABSENT: BENEDETTO

And the ordinance was declared adopted this 19th day of October, 2009, and to become effective immediately.

CHAIRMAN: *[Signature]*

SECRETARY: *[Signature]*

DLVD/PARISH PRESIDENT: October 20, 2009

APPROVED: DISAPPROVED:

PARISH PRESIDENT: *[Signature]*

RETD/SECRETARY: October 20, 2009

AT 3:10 pm RECD BY: *[Signature]*

Parcel 12

EXHIBIT A

Description of a 7.50' (foot) Permanent Sanitary Sewer Servitude for the installation of a sewer line across the Joseph Pelotto property, Lot 17 of Block A, situated in the Parish of St. Charles, State of Louisiana, in what is known as Magnolia Ridge Park Subdivision, in Section 119, Township 13 South, Range 20 East, and Section 1, Township 14 South, Range 20 East, said subdivision being portions of Farm Lots 34 to 49 of Ellington Plantation, West of the Mississippi River in Boutte, more particularly described as follows:

Commencing at the southwest corner of Block A in Magnolia Ridge Park Subdivision along Acorn Street; thence N 36°16'49" E, 218.90' (feet); thence N 30°09'48" E, 120.05' (feet) to the point of beginning; thence N 30°02'38" E, 59.97' (feet); thence S 59°43'07" E, 7.50' (feet); thence S 30°02'38" W, 59.97' (feet); thence N 59°43'35" W, 7.50' (feet) to the point of beginning containing 0.010 acres more or less of said permanent servitude and more fully shown on a map entitled "Survey Plan Showing Proposed Permanent Sanitary Sewer Servitude, Acorn and Sharon Street Sewer Improvements", located in Section 119, T13S-R20E, and Section 1, T14S-R20E, West of the Mississippi River, St. Charles Parish, Louisiana, by Shread- Kuyrkendall and Associates, Baton Rouge, Louisiana, dated September, 2007, for St. Charles Parish Department of Public Works and Wastewater.

