

Ord.

**2003-0031**

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

**ORDINANCE NO.** 03-2-12

An ordinance to repeal Ordinance No. 02-1-4, which approved a Railroad Crossing Agreement with Union Pacific Railroad Company and Esperanza Land Company and to repeal Ordinance No. 02-3-14, which authorized the Parish President to purchase and/or expropriate a servitude from Esperanza Land Company and Union Pacific Railroad.

**WHEREAS,** the Parish Council adopted Ordinance No. 02-1-4 on January 7, 2002 which approved and authorized the execution of a Railroad Crossing Agreement by and between Union Pacific Railroad Company, Esperanza Land Company and the Parish of St. Charles; and,

**WHEREAS,** said Agreement was never executed by the Parish President on behalf of St. Charles Parish; and,

**WHEREAS,** the Parish Council adopted Ordinance No. 02-3-14 on March 25, 2002 which authorized the Parish President to purchase and/or expropriate a servitude from Esperanza Land Company and Union Pacific Railroad Company; and,

**WHEREAS,** the Parish President has not filed an expropriation suit nor has he executed an Act of Sale for the purpose authorized; and,

**WHEREAS,** Esperanza Land Company and the Union Pacific Railroad Company executed a Railroad Crossing Agreement on June 17, 2002 to provide a road crossing at Sugarland Parkway, Luling which eliminates the need for both Ordinance No. 02-1-4 and Ordinance No. 02-3-14; and,

**WHEREAS,** it is the desire of the Parish Council to repeal said Ordinances.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That Ordinance No. 02-1-4 adopted on January 7, 2002 and Ordinance No. 02-3-14 adopted on March 25, 2002 are hereby repealed and rescinded.

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

**YEAS:** RAMCHANDRAN, FAUCHEUX, HILAIRE, FABRE, ABADIE, AUTHEMENT, BLACK, MARINO, MINNICH

**NAYS:** NONE

**ABSENT:** NONE

And the ordinance was declared adopted this 17th day of February, 2003, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Lance J. Marino

SECRETARY: Barbara J. Jawl

DLVD/PARISH PRESIDENT: 2-18-03

APPROVED:  DISAPPROVED:

PARISH PRESIDENT: Albert D. Laque

RETD/SECRETARY: 2-18-03

AT: 4:00 PM RECD BY: Bgg

REFERENCE  
Ord. 02-1-4, Ord. 02-3-14