

Ord

2009-0434

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF PLANNING & ZONING)**

ORDINANCE NO. 09-11-8

An ordinance to revoke and abandon the right-of-way for that undeveloped portion of 7th Street between Oak Street and St. Rose Avenue in St. Rose.

WHEREAS, certain property was laid out for use as 7th Street between Oak Street and St. Rose Avenue in the Plat entitled "St. Rose Subdivision" by Frank T. Payne dated April 15, 1921; and,

WHEREAS, the property is not presently developed as a street and has no public use and/or benefit; and,

WHEREAS, the St. Charles Parish Council desires to revoke said property pursuant to Chapter 2 Sec. 2-4 of the St. Charles Parish Code of Ordinances.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Act of Revocation of property laid out for use as 7th Street between Oak Street and St. Rose Avenue in St. Rose on the Plat entitled "St. Rose Subdivision" by Frank T. Payne dated April 15, 1921, is hereby approved and accepted.

SECTION II. That the Parish President is hereby authorized to execute said Act of Revocation on behalf of St. Charles Parish.

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

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

NAYS: NONE

ABSENT: NONE

And the ordinance was declared adopted this 16th day of November, 2009, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: *T. J. O'Neil*
 SECRETARY: *Brian J. Tucker*
 DLVD/PARISH PRESIDENT: November 17, 2009
 APPROVED: DISAPPROVED:
 PARISH PRESIDENT: *A. P. J.*
 RETD/SECRETARY: November 17, 2009
 AT: 2:15 pm. RECD BY: BGT/vb

RECORDED IN THE ST. CHARLES PARISH
 CLERK OF COURT OFFICE
 ON November 19, 2009
 AS ENTRY NO. 356765
 IN MORTGAGE/CONVEYANCE BOOK
 NO. 737 FOLIO 23

**ACT OF REVOCATION
OF DEDICATED PROPERTY
BY: ST. CHARLES PARISH**

**UNITED STATES OF AMERICA
STATE OF LOUISIANA
PARISH OF ST. CHARLES**

BE IT KNOWN, that on this 18th day of the month of November, in the year of Our Lord, two thousand nine (2009).

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified, in and for the Parish of St. Charles, State of Louisiana, therein residing, and in the presence of the witnesses hereinafter named and undersigned;

PERSONALLY CAME AND APPEARED:

THE HONORABLE V. J. ST. PIERRE, JR., Parish President and Chief Executive Officer of St. Charles Parish, herein duly authorized by the provisions of the Ordinance No. 09-11-8 passed at a meeting of the St. Charles Parish Council held on November 16, 2009.

Pursuant to the above recited ordinance, St. Charles Parish, through its governing authority, the St. Charles Parish Council, does hereby abandon and revoke the dedication of that undeveloped portion of 7th Street measuring forty-five feet in width and extending from St. Rose Avenue (La 626) westward to Oak Street in Section 39, Township 13 South - Range 9 East, St. Rose, St. Charles Parish, Louisiana, as indicated on the dedication survey by Frank T. Payne dated April 15, 1921 and more fully shown on the survey by Stephen P. Flynn, PLS, dated December 3, 2008 and revised April 30, 2009; that the revocation of the dedicated property described herein is deemed to be in the best interest of the Parish, as such property no longer constitutes property utilized or needed by the Public.

Further, pursuant to LA R.S. 48-701 et seq, the revocation of the dedicated property shall be made unto the present owners of the land contiguous thereto.

THUS DONE AND SIGNED on this 18th day of November, 2009 in the Parish of St. Charles, State of Louisiana, in the presence of the undersigned competent witnesses and me, Notary, after a reading of the whole.

WITNESSES:

Valerie Bouthelot
Sandra H. Miguez

ST. CHARLES PARISH

By:

V.J. St. Pierre, Jr.
Parish President

Leon C. Vial, III

Leon C. Vial, III
#13061
NOTARY PUBLIC