

ORDINANCE # 2011-07  
 INTRODUCED BY Alexius  
 DATE INTRODUCED 8/3/10  
 ITEM NUMBER 2010-08-03  
 PUBLIC HEARING 9/7/10, 3/11  
 ADOPTED (TABLED) 2nd meeting  
 EFFECTIVE 3  
 BOOK # 3 PAGE # 4  
 RECORDATION # 4  
 AMENDED BY ORDINANCE #   
 DATE AMENDED 6

# ADOPTION

# INTRODUCTION

The following ordinance having been introduced at a duly convened meeting on August 3, 2010, was offered for final adoption, by Alexius as amended and seconded by Benoit:

## CITY OF COVINGTON

### ORDINANCE NUMBER 2011- 07

#### LOCAL OR SPECIAL ASSESSMENT ORDINANCE NO. 2011-07 OF THE CITY OF COVINGTON, STATE OF LOUISIANA FOR THE YEAR 2010

An ordinance providing for the levy of local or special assessments on certain lots or parcels of real estate abutting on a certain street within the corporate limits of the City of Covington, State of Louisiana, to cover the total cost of the construction of street paving improvements on said street, all in accordance with Sub-Part A, Part I, Chapter 7, Title 33 of the Louisiana Revised Statutes of 1950, as amended, and providing for other matters in connection therewith.

City of Tammany Parish 114  
 Instrument #: 1804026  
 Registry #: 2051154 sfc  
 AUG 7 2011 8:30:00 AM  
 MR. X. MI. UCC  
*Sharon J. Courtney*  
*By Clerk*

**WHEREAS**, the City of Covington, State of Louisiana, was petitioned by not less than sixty (60%) percent of the resident abutting real estate owners in number and assessed value, to pave that portion of Lucie Lane that runs off Old Landing Road, and

**WHEREAS**, the contract was awarded to Boh Bros Construction Company, Inc. of New Orleans, Louisiana, and

**WHEREAS**, to cover the total cost of said project to be assessed against the abutting property in accordance with said engineering report, it is the desire of this City Council to levy local or special assessments as herein provided;

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Covington, State of Louisiana, acting as the governing authority of said City:

**SECTION 1.** That in compliance with and under the authority of Sub-Part A, Part I, Chapter 7 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, as ordered constructed on July 27, 2010 and in accordance with the contract awarded therefore and the certified statement or report of Tom Schreiner, of Pinnacle Engineering, Covington Louisiana, and to pay the total cost of constructing street improvements consisting of paving the following street between the points

1 hereinafter set forth to a 3" thickness of asphalted asphaltic concrete street  
2 pavement to an overall maximum width of 18' roadway, together with base  
3 course, and other work incidental thereto, and other items of work in connection  
4 therewith along Lucie Lane and all other costs incidental thereto, including  
5 engineers' and attorneys' fees and all other costs incidental to said work, there be  
6 and there is hereby levied a local or special assessment of ~~25.36~~ 19.93 dollars per  
7 front foot on each and every lot or parcel of real estate abutting the following street  
8 between the points hereinafter set forth:

9 LUCIE LANE Lucie Lane off Old Landing Road  
10 (attached legal (Approximately 316 feet)  
11 description, Exhibit "A")  
12

13 said assessments being levied in proportion that the frontage of each lot or parcel  
14 of real estate bears to all abutting parcels of real estate improved or to be improved  
15 on said street as follows, to wit:

16 NAME, ADDRESS AND	ASSESSABLE
17 PROPERTY DESCRIPTION	FRONT FOOTAGE
18 (attached legal descriptions)	ASSESSMENT
19	
20 Mrs. Lucie Joyce Frederick Heintz	540.65 ft
21 Miss Cynthia Ann Heintz	\$ 10,775.16
22 881 Lucie Lane	
23	
24 Mr. Perry Beall	200 ft
25 709 Old Landing Road	\$ 3,986
26	
27	
28	

29 SECTION 2. That the amounts herein assessed shall be due and collectible  
30 immediately upon the passage of this ordinance at the City Hall, Covington,  
31 Louisiana. The property owners identified herein must either pay the entire amount  
32 within thirty (30) days of passage of this ordinance or execute promissory notes as  
33 required by LSA R.S. 33:3336 to secure an installment plan as set forth in LSA  
34 R.S. 33:3336. Such promissory notes shall bear no greater than five (5%) percent  
35 interest. Should the property owner fail to pay any amounts made due herein or

1 under any installment plan to which the property owner has agreed, the City shall  
2 be entitled to pursue legal action to collect the entire debt plus no greater than five  
3 (5%) percent interest and ten (10%) percent attorney fees.

4 SECTION 3. That a certified copy of this ordinance shall be filed with the  
5 Clerk of Court and Ex-Officio Recorder of Mortgage in and for the Parish of St.  
6 Tammany, Louisiana, within thirty (30) days of passage and when so filed and  
7 recorded, shall operate as a lien and privilege against each lot or parcel or real  
8 estate herein assessed, which lien, and privilege shall be ranked according to law.

9 SECTION 4. The Clerk of this City, or a representative thereof, is hereby  
10 empowered, authorized and directed to issue receipts authorizing the cancellation  
11 of the assessments hereby levied upon payment to said City of the full amount due  
12 on account of the respective installments.

13 This ordinance having been submitted in writing, having been read by title  
14 and adopted at a public meeting of the City Council of the City of Covington, State  
15 of Louisiana was then submitted to an official vote as a whole, the vote thereon  
16 being as follows.

17  
18 Moved for adoption by Alexius, <sup>as amended</sup> seconded by Benoit.

19  
20 YEAS: 7 NAYS: 0  
21  
22 ABSTAIN: 0 ABSENT: 0

23  
24 PASSED AND ADOPTED this 1<sup>st</sup> day of February, 2011.

25  
26  
27 Matthew Faust  
28 MATTHEW T. FAUST  
29 PRESIDENT OF THE COUNCIL

30  
31  
32 Bonnie D. Champagne  
33 BONNIE D. CHAMPAGNE  
34 CLERK TO THE COUNCIL  
35

1 Presented to the Mayor this 10<sup>th</sup> day of February 2011, at 12:00 o'clock  
2 P. M.  
3  
4

Bonnie D. Champagne  
BONNIE D. CHAMPAGNE  
CLERK TO THE COUNCIL

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7  
8  
9  
10  
11 Approved  or Vetoed  by the Mayor on this 14<sup>th</sup> day of February,  
12 2011.  
13

Candace Watkins  
MAYOR CANDACE WATKINS

14  
15  
16  
17  
18  
19  
20 Received from the Mayor this 15<sup>th</sup> day of February, 2011, at 3:25 o'clock  
21 P. M.  
22

Bonnie D. Champagne  
BONNIE D. CHAMPAGNE  
CLERK TO THE COUNCIL

23  
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31  
32 **Certified to be a true copy of the original  
records as found at Covington City Hall.**

Bonnie D. Champagne  
Bonnie D. Champagne  
Clerk to the City Council      3/2/11