

ORDINANCE # 2011-10  
INTRODUCED BY Alexis  
DATE INTRODUCED 2/13/11  
ITEM NUMBER 2011-03-02  
PUBLIC HEARING 4/19/11  
ADOPTED/TABLED 4/19/11  
EFFECTIVE 10/1/11  
BOOK # 5 PAGE #   
RECORDATION # 4  
AMENDED BY ORDINANCE #   
DATE AMENDED 5

# ADOPTION

INTRODUCTION

CITY OF COVINGTON

ORDINANCE NO. 2011-10

6 **AN ORDINANCE DECLARING A CERTAIN SERVITUDE NO LONGER**  
7 **NEEDED FOR PUBLIC PURPOSES AND EXCHANGED FOR OTHER**  
8 **PROPERTY OF APPROXIMATELY EQUAL VALUE IN THE CITY OF**  
9 **COVINGTON, ST. TAMMANY PARISH, LOUISIANA**  
10 **FOR PLANNING CASE 11-03-01 RSE**

11  
12 **WHEREAS**, the Planning Commission of the City of Covington, after  
13 having held its public hearing in accordance with law, has recommended to the  
14 City Council of the City of Covington, Louisiana, that a certain servitude located in  
15 the City of Covington is no longer needed for public purposes and further  
16 recommends its disposition by exchange for other property of approximately equal  
17 value in the City of Covington. The servitude is more fully described in Exhibit A  
18 attached hereto; and

19 **WHEREAS**, the property of approximately equal value to be exchanged for  
20 the servitude is more fully described on Exhibit B attached hereto; and

21 **WHEREAS**, the City Council has held its public hearing in accordance with  
22 law; and

23 **WHEREAS**, the City Council has determined that the servitude described  
24 on Exhibit A shall not be retained for public purposes and shall be exchanged for  
25 property of approximately equal value as described on Exhibit B; and

26 **WHEREAS**, the Covington City Council deems this amendment  
27 appropriate to protect the health, safety and welfare of the citizens of Covington;  
28 and,

29 **NOW THEREFORE BE IT ORDAINED** by the City Council for the City  
30 of Covington, Louisiana, in regular session convened, that the property described  
31 in Exhibit A attached hereto is hereby declared not needed for public purposes.

32 **BE IT FURTHER ORDAINED** by the City Council for the City of  
33 Covington, Louisiana, that the property described in Exhibit A shall be exchanged  
34 for other property of approximately equal value in accordance with Section  
35 86-101 of the City of Covington Code of Ordinances. Said property is more  
36 fully described in Exhibit B attached hereto.

37 **BE IT FURTHER ORDAINED** by the City Council for the City of  
38 Covington, Louisiana, that the Mayor of the City of Covington is hereby  
39 authorized to execute an act of exchange in which the servitude described on

1 Exhibit A shall be exchanged for property of approximately equal value as  
2 described on Exhibit B. The act of exchange shall reserve all mineral rights to the  
3 City of Covington.

4 This ordinance shall become effective upon the recordation of the act of  
5 exchange and ordinance adopted by the City Council for the City of Covington,  
6 Louisiana.

7 **BE IT FURTHER ORDAINED**, that if any provision of this ordinance  
8 shall be held to be invalid, such invalidity shall not affect other provisions herein  
9 which can be given effect without the invalid provision and to this end the  
10 provisions of this ordinance are hereby declared to be severable.

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

15 **MOTION BY** ALEXIUS, seconded by BENOIT, to adopt the  
16 ordinance, a recorded vote was taken and the following was had:

17 YEAS: 6 NAYS: ~~0~~

18 ABSENT: (1) Romage ABSTAIN: ~~0~~

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23 **PASSED AND ADOPTED** this 19<sup>th</sup> day of April, 2011.

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

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29  
30 Bonnie D. Champagne  
BONNIE D. CHAMPAGNE  
CLERK TO THE COUNCIL

31  
32  
33  
34 Presented to the Mayor this 21<sup>st</sup> day of April, 2011, at 8:30 o'clock  
35 A.M.

36  
37 Bonnie D. Champagne  
BONNIE D. CHAMPAGNE  
CLERK TO THE COUNCIL  
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43

Ordinance 2011-10  
16<sup>th</sup> Ave Exchange of property  
Item 2011-03-02  
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1 Approved  or Vetoed  by the Mayor on this 25<sup>th</sup> day of April,  
2 2011.

3  
4 Candace Watkins  
5 MAYOR CANDACE WATKINS

6  
7  
8 Received from the Mayor this 25<sup>th</sup> day of April, 2011, at 8:42  
9 o'clock A.M.

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11 Bonnie D. Champagne  
12 BONNIE D. CHAMPAGNE  
13 CLERK TO THE COUNCIL  
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