ORDINANCE # 2013-12
INTRODUCED BY Alexius
DATE INTRODUCED 5/7/13
ITEM NUMBER 2013-05-01
PUBLIC HEARING 6/4/13
ADOPTED/TABLED 6/4/13
EFFECTIVE 6/27/13
BOOK # 4 PAGE #
RECORDATION #
AMENDED BY ORDINANCE #
DATE AMENDED

ADOPTION INTRODUCTION

CITY OF COVINGTON
ORDINANCE NUMBER 2013- 12

AN ORDINANCE OF THE CITY OF COVINGTON REVOKING A PORTION OF THE UTILITY SERVITUDE IN THE REVOKED PORTION OF EAST 21ST AVENUE BETWEEN SOUTH VERMONT STREET AND SOUTH NEW HAMPSHIRE STREET, SITUATED IN LOT 5-A, SQUARE 35, DIVISION OF SPRING, CITY OF COVINGTON, ST. TAMMANY PARISH, LOUISIANA

WHEREAS, on February 8, 1994, by Ordinance No. 94-10, the City of Covington deemed that a portion of East 21st Avenue between South Vermont Street and South New Hampshire Street, Division of Spring, City of Covington, was not needed for public purposes and revoked that portion of East 21st Avenue as above described, reserving unto itself a utility servitude on the property revoked; and

WHEREAS, it has now been determined by the Mayor and City Council that a portion of the utility servitude is no longer needed for public purposes; and

WHEREAS, the City wishes to revoke a portion of the utility servitude in that revoked portion of East 21st Avenue between South Vermont Street and South New Hampshire Street, reserving unto itself a twenty (20) foot utility servitude, as more fully described as follows:

A 20' SEWER EASEMENT SITUATED IN LOT 5-A, SQUARE 35, DIVISION OF SPRING, CITY OF COVINGTON, ST. TAMMANY PARISH, LOUISIANA

A certain parcel of land being 0.04 acres and situated in Lot 5-A, Square 35, Division of Spring, City of Covington, St. Tammany Parish, Louisiana, being more fully described as follows:

Commencing from the intersection of the southerly right-of-way of E. 21st Avenue and the northerly right-of-way of S. New Hampshire Street, run in a southwesterly direction along the northerly right-of-way of S. New Hampshire Street a distance of 209.8 feet to a point on the easterly right-of-way of E. 21st Avenue; thence turn an interior angle to the left of 92 degrees 02 minutes 52 seconds and run along the easterly line of said E. 21st Avenue a distance of 125.15 feet to a point located in a drainage ditch; thence turn an interior angle to the left of 267 degrees 29 minutes 22 seconds and run a distance of 26.23

St. Tammany Parish 114
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feet to a point located in the centerline of E. 21st Avenue and the point of beginning.

From the point of beginning, continue along said line for a distance of 4.42 feet to a point; thence turn an interior angle to the left of 87 degrees 04 minutes 07 seconds and run for a distance of 116.55 feet to a point on the southerly right-of-way of E. 21st Avenue; thence turn an interior angle to the left of 47 degrees 57 minutes 15 seconds and run along said right-of-way for a distance of 26.93 feet to a point; thence leaving said right-of-way, turn an interior angle to the left of 132 degrees 02 minutes 45 seconds and run for a distance of 70.93 feet to a point; thence turn an interior angle to the left of 138 degrees 28 minutes 07 seconds and run for a distance of 24.43 feet to a point; thence turn an interior angle to the left of 225 degrees 22 minutes 04 seconds and run for a distance of 9.10 feet back to the point of beginning.

Said parcel contains 0.04 acres or 1,854.36 square feet more or less.

WHEREAS, the City Council has held its public hearing in accordance with law,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Covington, at its regular session convened, that a portion of the utility servitude in that revoked portion of East 21st Avenue between South Vermont Street and South New Hampshire Street, be and the same is hereby declared to be not needed for public purposes, and that as such, be abandoned, vacated and revoked, and that the City of Covington does hereby relinquish any and all rights which it has in and to that portion of the utility servitude, reserving unto itself a twenty (20) foot utility servitude as described above.

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

WHEREUPON, this ordinance having been submitted in writing, having been read by title and adopted at a public meeting of the City Council of the City of Covington, State of Louisiana, was then submitted to an official vote as a whole, the vote thereon being as follows:

MOVED FOR ADOPTION by Smith, seconded by Alexius, and this ordinance was submitted to a vote and resulted in the following:

YEAS: 7 **NAYS:** 0

ABSTAIN: 0 **ABSENT:** 0

PASSED AND ADOPTED this 4th day of June, 2013.

R.S. "SAM" O'KEEFE
COUNCIL PRESIDENT

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

Presented to the Mayor this 5 day of June, 2013, at 8:30 o'clock A.M.

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

Approved ✓ or Vetoed ___ by the Mayor on this 5th day of June, 2013.

MICHAEL B. COOPER
MAYOR

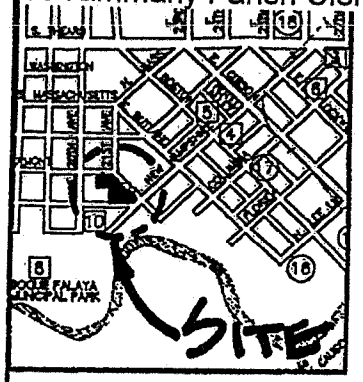
Received from the Mayor on the 5th day of June, 2013, at 12:30 o'clock P.M.

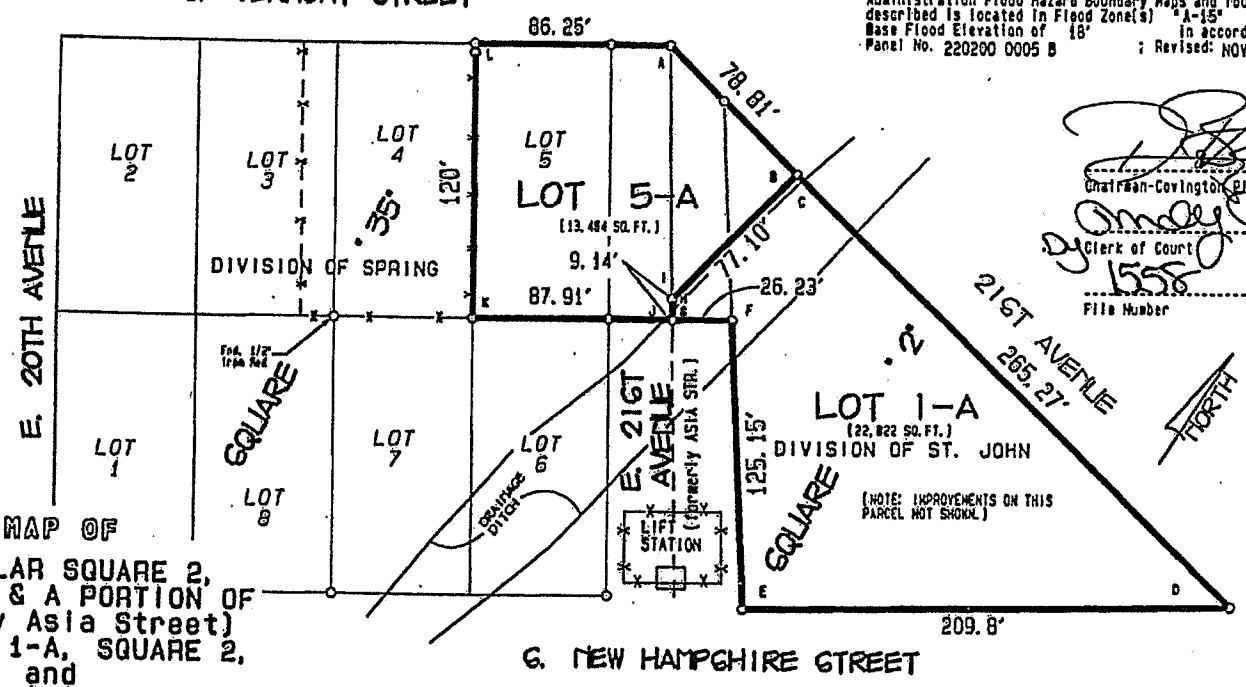
Bonnie D. Champagne
BONNIE D. CHAMPAGNE
CLERK TO THE COUNCIL

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

St Tammany Parish Clerk of Court Map#1558 - MAPS MAY NOT PRINT TO SCALE





A = 135°08'15"
B = 90°30'52"
C = 89°29'07"
D = 45°26'25"
E = 92°02'52"
F = 267°29'22"
G = 90°54'18"
H = 134°37'56"
I = 225°22'04"
J = 89°05'42"
K = 90°06'41"
L = 89°46'26"

Note: This is to certify that I have consulted the Administration Flood Hazard Boundary Maps and found the property described is located in Flood Zone(s) "A-15" with a Base Flood Elevation of 18' in accordance with Community Panel No. 220200 0005 B ; Revised: NOVEMBER 19, 1980.

Chairman-Covington Planning Commission

Clerk of Court

1558 — File Number

7.31.97 — Dated Filed

Note: Servitudes shown hereon are not necessarily exclusive. Servitudes of record as shown on title opinion or title policy will be added hereto upon request, as surveyor has not performed any title search or abstract.

RESUBDIVISION MAP OF

A PORTION OF TRIANGULAR SQUARE 2, DIVISION OF ST. JOHN & A PORTION OF 21ST AVENUE (formerly Asia Street) now revoked, INTO LOT 1-A, SQUARE 2, DIVISION OF ST. JOHN, and LOT 5, SQUARE 35, DIVISION OF SPRING, A PORTION OF TRIANGULAR SQUARE 2, DIVISION OF ST. JOHN & A PORTION OF E. 21ST AVENUE (formerly Asia Street) now revoked, INTO LOT 5-A, SQUARE 35, DIVISION OF SPRING,

in

THE CITY OF COVINGTON

St. Tammany Parish, Louisiana

for

KAIZEN CONSTRUCTION, INC. and the ST. TAMMANY ART ASSOCIATION

NOTE: Setback lines shall be verified by owner or contractor prior to any construction, as an abstract has not been performed by the undersigned.

REF.: SURVEY BY EDWARD J. MURPHY FOR THE ST. TAMMANY ART ASSOCIATION, DATED JUNE 19, 1990.

THIS IS TO CERTIFY THAT THIS SURVEY WAS DONE UNDER MY DIRECT SUPERVISION AND CONTROL; AND THAT THE SURVEY WAS DONE ON THE GROUND AND IS IN ACCORDANCE WITH THE "MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS" AS ADOPTED BY THE STATE OF LOUISIANA, BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS FOR A CLASS "C" SURVEY.

Survey No. 97394 — Drawn by: RMK — Scale: 1" = 60'

Date: MAY 20, 1997 — Revised:

JOHN E. BONNEAU & ASSOCIATES, INC.
Professional Land Surveyors • Planners and Consultants
1011 N. CAUSEWAY BLVD.-SUITE 34 • MANDEVILLE, LA. 70448 (504)626-0808
SLIDELL (504)643-2508 • MANDEVILLE (504) 626-3546 • N.O. (504)456-2042
FAX NO. (504) 626-0057

This Survey is Certified True and Correct By

JOHN E. BONNEAU
REG. NO. 4423
REGISTERED

John E. Bonneau
Professional Land Surveyor
Registration No. 4423