

1 Introduced July 27, 2010, by Councilman Hicks,  
2 seconded by Councilman Lloyd, (by request of  
3 Administration)

4 **Item No. 10-07-2864**

5  
6 **ORDINANCE NO. 3594**

7 An ordinance conditionally revoking the right of way of 12<sup>th</sup> Street from Gause  
8 Boulevard to Florida Avenue at the request of Slidell Memorial Hospital.

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10 WHEREAS, St. Tammany Parish Hospital Service District No. 2 d/b/a Slidell  
11 Memorial Hospital (SMH) has requested a revocation of the 12<sup>th</sup> Street right of way from  
12 Gause Boulevard to Florida Avenue in order to accommodate improvement of emergency  
13 services; and  
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16 WHEREAS, the City desires to work with SMH to facilitate improvement of  
17 emergency services to Slidell citizens and residents of the surrounding area; and  
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20 WHEREAS, the City further desires to accommodate the interests of the  
21 residents of Brugier subdivision insofar as expansion of SMH and buffering it activities  
22 from Brugier is concerned; and  
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25 WHEREAS, in a letter dated July 19, 2010, SMH committed to demolish  
26 certain residential structures on 11<sup>th</sup> Street and to construct and maintain a "Fitness Park"  
27 on those residential properties; and  
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30 WHEREAS, SMH also committed to construct and maintain an 8 foot privacy  
31 fence along the said residential properties; and  
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34 WHEREAS, the Slidell Planning Commission has favorably recommended  
35 that the revocation be granted.

36 NOW THEREFORE BE IT ORDAINED by the Slidell City Council that:  
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4 (1) The right of way of 12<sup>th</sup> Street between Gause Boulevard and Florida Avenue is  
5 hereby revoked conditioned upon the following:  
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7 (a) SMH shall to commence demolition of all structures located on 1335 11<sup>th</sup>  
8 Street, 1353 11<sup>th</sup> Street, 1357 11<sup>th</sup> Street and 1365 11<sup>th</sup> Street (hereinafter  
9 referred to as "11<sup>th</sup> Street Properties") within one hundred twenty (120)  
10 days of the effective date of this ordinance;  
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13 (b) SMH shall construct an 8 foot cedar privacy fence along the western  
14 property lines of the 11<sup>th</sup> Street Properties to the northerly property line of  
15 834 Florida Avenue. SMH shall further construct a fence along the northerly  
16 property line of 1335 11<sup>th</sup> Street which shall be the same as the fence SMH  
17 constructed to enclose its parking lot at 920 Florida Avenue. Both fences  
18 shall be constructed within ninety (90) days of the effective date of this  
19 ordinance. SMH shall maintain the fences in good condition in perpetuity.  
20 The obligation to maintain the fences shall be a covenant that shall run with  
21 the land. SMH shall execute all documents necessary to effectuate this  
22 covenant;  
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25 (c) SMH shall construct a Fitness Park on the 11<sup>th</sup> Street Properties for the use  
26 and benefit of the public as well as SMH employees and patients. The  
27 Fitness Park shall include a walking path and exercise stations. The  
28 Fitness Park shall be constructed within two hundred seventy (270) days of  
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4 the effective date of this ordinance. SMH shall maintain the Fitness Park in  
5 good condition for a period of at least twenty five (25) years;

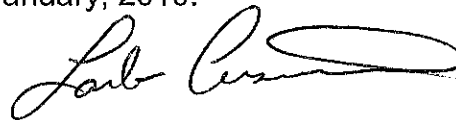
6  
7 (d) SMH shall submit detailed plans for the fences and Fitness Park to the City  
8 for review and approval. The fences and Fitness Park shall be constructed  
9 in compliance with all applicable regulations;

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12 (e) SMH shall be responsible for any relocation of utilities which are contained  
13 within the 12<sup>th</sup> Street right of way including, but not limited to, water and  
14 sewer lines and shall grant any servitudes necessary as a result of the  
15 relocation;

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18 (f) Subsequent to the completion of construction of the emergency department  
19 improvements, SMH shall conduct a traffic study to determine the effects of  
20 such construction. SMH shall use its best efforts to address any adverse  
21 finding shown by the study.  
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25 (2) This ordinance shall become effective upon adoption.  
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27 **ADOPTED** this 11th day of January, 2010.

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30 Landon Cusimano  
31 President of the Council  
32 Councilman at Large

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35 Freddy Drennan  
36 Mayor

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38 Thomas P. Reeves  
39 Council Administrator

DELIVERED	1-13-11
3:00 p.m.	to the Mayor
RECEIVED	1-19-11
10:15 a.m.	from the Mayor