

**NOTICE OF INTRODUCTION OF ORDINANCE**

NOTICE IS HEREBY GIVEN that the following entitled ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana, on Thursday, February 9, 2012, and laid over for publication of notice:

**L.P. ORDINANCE NO. 12-04**

A 30’ RIGHT-OF-WAY & SERVITUDE OF ACCESS, CALLED HUMMINGBIRD ST. LYING ON AND ACROSS LOTS 7-C, 8-A, 17-A & 20-A-4, OF AFTON WOODS SUBDIVISION, SHOWN ON “MAP SHOWING COMBINATION OF LOTS 17 & 18, AFTON WOODS SUBDIVISION INTO LOT 17-A & THE REVOCATION OF A 30’ RIGHT-OF-WAY & SERVITUDE OF ACCESS, CALLED HUMMINGBIRD ST., LYING ON AND ACROSS LOTS 7-C, 8-A, 17-A & 20-A-4, OF AFTON WOODS SUBDIVISION, LOCATED IN SECTIONS 22 & 23, TOWNSHIP 6 SOUTH, RANGE 3 EAST, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA...”, AS SHOWN ON THE ATTACHED MAP.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, March 8, 2012, at six (6:00) o’clock p.m., at the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

\_\_\_\_\_  
Lisa Frederick, Council Clerk

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Cindy Wale, Council Chair

(As per rules of the Council, copies of the proposed ordinance shall be made available for public inspection in the Office of the Livingston Parish Council.)

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on February 9, 2012, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on March 8, 2012 on Motion of Joan Landry and seconded by Jim Norred:

LIVINGSTON PARISH ORDINANCE NO. 12-04

A 30’ RIGHT-OF-WAY & SERVITUDE OF ACCESS, CALLED HUMMINGBIRD ST. LYING ON AND ACROSS LOTS 7-C, 8-A, 17-A & 20-A-4, OF AFTON WOODS SUBDIVISION, SHOWN ON “MAP SHOWING COMBINATION OF LOTS 17 & 18, AFTON WOODS SUBDIVISION INTO LOT 17-A & THE REVOCATION OF A 30’ RIGHT-OF-WAY & SERVITUDE OF ACCESS, CALLED HUMMINGBIRD ST., LYING ON AND ACROSS LOTS 7-C, 8-A, 17-A & 20-A-4, OF AFTON WOODS SUBDIVISION, LOCATED IN SECTIONS 22 & 23, TOWNSHIP 6 SOUTH, RANGE 3 EAST, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA...”, AS SHOWN ON THE ATTACHED MAP.

WHEREAS, by the official plat, “MAP SHOWING COMBINATION OF LOTS 17 & 18, AFTON WOODS SUBDIVISION INTO LOT 17-A & THE REVOCATION OF A 30’ RIGHT-OF-WAY & SERVITUDE OF ACCESS, CALLED HUMMINGBIRD ST., LYING ON AND ACROSS LOTS 7-C, 8-A, 17-A & 20-A-4, OF AFTON WOODS SUBDIVISION, LOCATED IN SECTIONS 22 & 23, TOWNSHIP 6 SOUTH, RANGE 3 EAST, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA...”, by Seth J. Mosby, P.L.S., of Quality Engineering & Surveying, LLC, dated February 2, 2012, recorded as Plat Book Entry \_\_\_\_\_ in the office of the Clerk and Recorder for the Parish of Livingston, State of Louisiana, attached hereto and made a part hereof by reference, is located a 30’ Right-of-Way & Servitude of Access, called Hummingbird St. lying on and across Lots 7-C, 17-A, of Afton Woods Subdivision, being the Ned. P. Rabalais and Rebecca W. Rabalais property and Lots 8-A & 20-A-4, being the Benjamin J. Stern property.

WHEREAS, a petition has been addressed to the Livingston Parish President-Council, by Ned P. Rabalais and Rebecca W. Rabalais, and Benjamin J. Stern as the current owners of a 30’ Right-of-Way & Servitude of Access, called Hummingbird St. lying on and across Lots 7-C, 8-A, 17-A & 20-A-4, of Afton Woods Subdivision requesting the revocation of said right-of-way and servitude.

WHEREAS, the Livingston Parish President-Council is of the opinion that the 30’ Right-of-Way & Servitude of Access, called Hummingbird St. lying on and across Lots 7-C, 8-A, 17-A & 20-A-4, of Afton Woods Subdivision is not needed for public purposes.

BE IT ORDERED by the Livingston Parish President-Council, acting in accordance with R.S. 48:701, that the 30’ Right-of-Way & Servitude of Access, called Hummingbird St. lying on and across Lots 7-C & 17-A, of Afton Woods Subdivision, being the Ned. P. Rabalais and Rebecca W. Rabalais property, and Lots 8-A & 20-A-4, being the Benjamin J. Stern property is hereby revoked and set aside.  
The effective date of this ordinance shall be as prescribed by law.

Upon being subjected to a vote, the vote thereon was as follows:

YEAS: MR. HARRIS, MS. LANDRY, MR. NORRED, MR. PARENT, MR. BLACKWELL, MS. COLLINS, MR. GOFF, MS. WALE

NAYS: NONE

ABSENT: MR. SHARP

And the ordinance was declared adopted on the 8th day of March, 2012.

ATTEST:

\_\_\_\_\_  
COUNCIL CLERK

\_\_\_\_\_  
COUNCIL CHAIRMAN

INTRODUCED \_\_\_\_\_

ADOPTED \_\_\_\_\_

DELIVERED TO PRESIDENT \_\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_.M.

APPROVED BY PRESIDENT \_\_\_\_\_  
LAYTON RICKS DATE \_\_\_\_\_

VETOED BY PRESIDENT \_\_\_\_\_  
LAYTON RICKS DATE \_\_\_\_\_

RECEIVED FROM PRESIDENT \_\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_.M.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

QUITCLAIM

KNOW ALL MEN BY THESE PRESENTS, that the LIVINGSTON PARISH PRESIDENT-COUNCIL, represented by Layton Ricks, Parish President, does hereby sell, transfer, assign, quitclaim, release, relinquish and convey all of the undivided interest unto:

NED P. RABALAIS & REBECCA W. RABALAIS

All rights, title and interest which it may have in and to the following described property, to-wit:

A 30’ RIGHT-OF-WAY & SERVITUDE OF ACCESS, CALLED HUMMINGBIRD ST. LYING ON AND ACROSS LOTS 7-C, 8-A, 17-A & 20-A-4, OF AFTON WOODS SUBDIVISION, SHOWN ON “MAP SHOWING COMBINATION OF LOTS 17 & 18, AFTON WOODS SUBDIVISION INTO LOT 17-A & THE REVOCATION OF A 30’ RIGHT-OF-WAY & SERVITUDE OF ACCESS, CALLED HUMMINGBIRD ST., LYING ON AND ACROSS LOTS 7-C, 8-A, 17-A & 20-A-4, OF AFTON WOODS SUBDIVISION, LOCATED IN SECTIONS 22 & 23, TOWNSHIP 6 SOUTH, RANGE 3 EAST, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA...”, AS SHOWN ON THE ATTACHED MAP.

TO HAVE AND TO HOLD the same unto the said, NED P. RABALAIS & REBECCA W. RABALAIS and BENJAMIN J. STERN their successors and assigns forever, without any warranty whatsoever, of any nature or description, even for the return of the purchase price, but with full substitution and subrogation in and to all rights and actions of warranty which it may have against all preceding owners or vendors whatsoever. THUS DONE AND SIGNED at my office in Livingston, Louisiana on the \_\_\_\_ day of \_\_\_\_\_, 2012 in the presence OF ME, Notary, and the undersigned competent witnesses.

WITNESSES

LIVINGSTON PARISH PRESIDENT

COUNCIL

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Layton Ricks, Parish President

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\_\_\_\_\_  
NOTARY PUBLIC

THUS DONE AND SIGNED at my office in Livingston, Louisiana on the \_\_\_\_ day of \_\_\_\_\_, 2012 in the presence OF ME, Notary, and the undersigned competent witnesses.

WITNESSES

Property Owner

\_\_\_\_\_

\_\_\_\_\_  
Ned P. Rabalais

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Rebecca W. Rabalais

\_\_\_\_\_  
Benjamin J. Stern

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NOTARY PUBLIC