

**NOTICE OF INTRODUCTION OF ORDINANCE AND PUBLIC HEARING**

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 March 24, 2016, and laid over for publication of notice:

**L.P. ORDINANCE NO. 16-08**

AN ORDINANCE DISSOLVING CARTER MARINA COMMUNITY DEVELOPMENT DISTRICT WITHIN THE PARISH OF LIVINGSTON, STATE OF LOUISIANA, IN COMPLIANCE WITH THE PROVISIONS OF CHAPTER 27-B, TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED, LA. R.S. 33:9039.11 TO 33:9039.37, INCLUSIVE.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on April 14, 2016, at six o'clock (6:00) 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.

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Sandy Teal, Council Clerk

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John Wascom, Council Chairman

(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 Thursday, March 24, 2016, 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 April 14, 2016, on Motion of Tab Lobell and seconded by Tracy Girlinghouse:

L.P. ORDINANCE NO. 16-08

AN ORDINANCE DISSOLVING CARTER MARINA COMMUNITY DEVELOPMENT DISTRICT WITHIN THE PARISH OF LIVINGSTON, STATE OF LOUISIANA, IN COMPLIANCE WITH THE PROVISIONS OF CHAPTER 27-B, TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED, LA. R.S. 33:9039.11 TO 33:9039.37, INCLUSIVE.

**WHEREAS**, in accordance with the provisions of Chapter 27-B of Title 33 of the Louisiana Revised Statutes of 1950, as amended, specifically La. R.S. 33:9039.11 through 9039.37, inclusive (the "Act"), the Parish of Livingston, State of Louisiana (the "Parish") is authorized and empowered to establish and create community development districts within the unincorporated boundaries of the Parish; and

**WHEREAS**, pursuant to the requirements of Section 9039.14 of the Act, on February 28, 2008, this Parish Council (the "Parish Council") adopted L.P. Ordinance No. 07-12 creating Carter Marina Community Development District (the "District"); and

**WHEREAS**, because of written notification presented to the Parish Council by the District signed by all five (5) authorized members of the Board of Directors to request for the dissolution of the District due to inactivity as a result of completion of development, payment of all outstanding debt, no liens, and ownership of no other property, the Parish Council believes it is in the best interest of the Parish to dissolve the District; and

**WHEREAS**, The District has cancelled the Master Trust Indenture in the office of the Clerk and Recorder for the Parish of Livingston, State of Louisiana on \_\_\_\_\_ in Mortgage Book \_\_\_\_\_, Page \_\_\_\_\_, and

**WHEREAS**, the District does not currently own any property nor does it have debt outstanding; and

**WHEREAS, FURTHERMORE**, La. R.S. 33:9039.34 (B) (3) indicates: "*In the event the district has become inactive, the parish or municipality which created the district shall be informed and it shall take appropriate action*"; and

**NOW, THEREFORE, BE IT ORDAINED** by the Parish Council of the Parish of Livingston, State of Louisiana, acting as the governing authority of said Parish, as follows:

1. Dissolution of the District. In accordance with the provisions of the Act, Carter Marina Community Development District (the "District"), which District comprises and includes all of the property situated within the described boundaries as shown on **Exhibit A** hereto, is hereby dissolved. As of the date hereof, the District shall cease to have the powers granted by the Act and Article VI, Section 19 of the Constitution of the State of Louisiana of 1974, as amended.

2. Authorized Officers. The Parish President, the President of the Parish Council and the Clerk of the Parish Council are authorized and directed to do any and all things necessary and incidental to carry out the provisions of this Ordinance.

3. Effective Date. This Ordinance shall be effective immediately upon its adoption.

4. Recordation. A copy of this Ordinance shall be filed in the public records.

All ordinances or parts of ordinances in conflict herewith are hereby repealed. 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.

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

YEAS: MR. MACK, MR. LOBELL, MR. AVERETT, MR. GIRLINGHOUSE,  
MR. KEEN, MR. TALBERT, MR. HARRIS, MR. WASCOM

NAYS: NONE

ABSENT: MR. ARD

ABSTAIN: NONE

And the ordinance was declared adopted on the 14th day of April, 2016.

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John Wascom, Council Chairman

ATTEST:

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Sandy Teal, Council Clerk

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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

## **Exhibit A – Legal Description**

### **LEGAL DESCRIPTION OF THE PROPERTY CONTAINED WITHIN THE CARTER MARINA COMMUNITY DEVELOPMENT DISTRICT**

A certain tract or parcel of land containing 159.5 acres (more or less) together with all buildings and improvements thereon situated in Sections 26 and 35, T7S, R6E, Livingston Parish, Louisiana, and being more particularly described as follows, to-wit:

From the Northeast corner of Section 46, T7S, R6E, Livingston Parish, Louisiana, proceed South 89 deg. 35 min. 08 sec. West 2171.01 feet and corner; thence proceed South 07 deg. 17 min. East 750.9 feet to the Centerline of Coates Road (a/k/a/ Carter Cemetery Road); thence from the intersection of Coates Road and Winder Road, proceed along the centerline of said Winder Road South 15 deg. 18 min. 43 sec. East 1218.01 feet to its intersection with the centerline of Duncan's Bluff Road and corner; thence continue down the centerline of Duncan's Bluff Road South 48 deg. 22 min. 17 sec. West 186.91 feet; South 81 deg. 11 min. 54 sec. West 149.42 feet; South 61 deg. 38 min. 58 sec. West 189.25 feet; South 42 deg. 07 min. 24 sec. West 221.15 feet; South 86 deg. 47 min. 36 sec. West 145.52 feet; South 53 deg. 20 min. 36 sec. West 165.73 feet; South 77 deg. 11 min. 38 sec. West 188.73 feet; South 60 deg. 14 min. 08 sec. West 442.26 feet; South 34 deg. 51 min. 30 sec. West 326.34 feet; South 28 deg. 20 mi. 31 sec. West 275.87 feet; South 00 deg. 55 min. 32 sec. East 258.11 feet; South 24 deg. 06 min. 18 sec. West 271.42 feet; South 14 deg. 00 min. 59 sec. West 179.79 feet; South 04 deg. 20 min. 34 sec. East 274.29 feet; South 17 deg. 56 min. 18 sec. West 234.08 feet; South 11 deg. 08 min. 59 sec. West 497.57 feet; South 04 deg. 36 min. 35 sec. West 214.77 feet; South 21 deg. 15 min. 00 sec. West 154.03 feet and corner; South 63 deg. 36 min. 22 sec. West 423.96 feet and corner; South 08 deg. 53 min. 44 sec. East 264 feet to the POINT OF BEGINNING; thence continue down the centerline of Duncan's Bluff Road South 08 deg. 53 min. 44 sec. East 38.84 feet; South 36 deg. 27 min. 08 sec. East 248.53 feet; South 42 deg. 21 min. 14 sec. East 219.24 feet; South 02 deg. 55 min. 22 sec. East 155.10 feet; South 13 deg. 21 min. 44 sec. East 459.30 feet; South 14 deg. 22 min. 26 sec. East 412.01 feet; South 07 deg. 52 min. 09 sec. West 195.50 feet; South 21 deg. 10 min. 02 sec. West 80.88 feet to the intersection of Duncan Bluff Road with the Richardson's Landing Road; thence proceed due South 2,391.25 feet to the right ascending bank of the Blood River and corner; thence continue Northwesterly along the East Bank of the Blood River in an upstream direction 6,000 feet (more or less) to an iron pipe and corner; thence proceed North 18 deg. 46 min. 56 sec. East 1480.0 feet and corner; thence proceed South 86 deg. 05 min. 04 sec. East 1400.00 feet back to the Point of Beginning.

Being Tract 1-D all as shown on that certain survey by John D. Adams, Reg. Land Surveyor, dated July 10, 1989.