

ORDINANCE NO. _____

**AN ORDINANCE OF THE TOWN OF LIVONIA, LOUISIANA
DECLARING A PORTION OF A DEDICATED ROAD RIGHT OF WAY
SURPLUS AND AUTHORIZING THE ABANDONMENT OF THAT PORTION
OF THE PUBLIC RIGHT OF WAY**

WHEREAS, a servitude of use in the form of a right of way was previously granted in favor of the Town of Livonia, Louisiana which was subsequently dedicated as an unnamed/undesignated parcel on a plan of survey duly of record in CB. 68, E. 112 and Map Book 7, Map No. 87 of the official records of Pointe Coupee parish, Louisiana. Subject parcel being depicted on the plan of subdivision as an extension or elongation of Monica Street on the northern side of Glaser Street.

WHEREAS, the description of the portion of the servitude is more particularly described as follows:

A certain parcel of ground, unimproved, lying and being situated within the corporate limits of the Town of Livonia, Parish of Pointe Coupee, Louisiana, in Section 16, Township 6 South, Range 9 East, and which unnamed/undesignated parcel is situated between Lot Number Twenty-Five (25) and Lot Number Twenty-six (26) of Glaser's Pecan Grove Subdivision, the subject unnamed/undesignated parcel being shown on a plan of survey made by Wallace J. Hargrave, C.E. and Surveyor, dated August 24, 1966, and duly of record in CB.68, E.112 and Map Book 7, Map No. 87 of the official records of Pointe Coupee Parish, Louisiana. Said plat of survey being made a part hereof by reference to same for greater specificity of description.

The subject unnamed/undesignated parcel measuring 60.34 feet along the northern side of Glaser Street, measuring 60.34 feet on its rear or northern boundary line, measuring 166.31 feet on its east boundary line and 161.31 feet on its west boundary line. Said parcel being bounded on the front or southern side by Glaser Street, in the rear or north by property of Arnaud, now or formerly, on the east by Lot 26 of the said subdivision and on the west by Lot 25 of said subdivision.

Subject parcel being depicted on the plan of subdivision as an extension or elongation of Monica Street on the northern side of Glaser Street.

WHEREAS, the Town of Livonia, Louisiana declares this predial servitude of passage is not needed for the public's use, benefit and enjoyment:

WHEREAS, the Town of Livonia, Louisiana wishes to declare this predial servitude of passage surplus and authorizes the Mayor to execute any and all documents necessary for the legal abandonment of the servitude.

BE IT ORDAINED by the Town Council of the Town of Livonia, Louisiana that:

SECTION 1: All of the aforescribed “Whereas” clauses are adopted as part of this ordinance.

SECTION 2: The Town Council of the Town of Livonia, Louisiana hereby declares surplus that certain predial servitude of passage and further seeks to abandon, revoke and sets aside the dedication of that portion of the right of way described hereinabove.

SECTION 3: The Mayor of the Town of Livonia is hereby authorized and empowered to execute any and all documents in order to effectuate the abandonment of the predial servitude of passage (right-of-way herein) described and the revocation of dedication, thereof.

SECTION 4: Upon such revocation, all of the soil covered by and embraced in the roads, streets, or alleyways up to the center line thereof, shall revert to the then present owner or owners of the land contiguous thereto, pursuant to **La. R.S. 48:701**.

SECTION 5: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 6: This ordinance shall become effective upon the elapse of thirty (30) days after publication or posting, pursuant to **La. R.S. 33:173, et seq.**

This ordinance having been introduced on September 16, 2024, and published by title only giving Notice of Public Hearing to be held on _____, 2024, was submitted to a vote, and the vote therein was as follows:

YEAS;

NAYS:

ABSENT:

ABSTAIN:

This ordinance was declared adopted on this the ____ day of _____, 2024.

Rhett Pourciau, Mayor

Donna Bergeron, City Clerk
Town of Livonia, Louisiana