

BY COUNCIL MEMBER FRENEAUX (Case No. RV-1-19)

CITY OF CENTRAL
ORDINANCE NO. 2019-28

AN ORDINANCE REVOKING A 15' x 325' UTILITY SERVITUDE ON THE SOUTH SIDE
OF TRACT C-1-E OF THE EUGENE MCGEHEE PROPERTY
(13174 Joor Road)

WHEREAS, application has been made by Stephen Glusman to revoke a 15' x 325' utility servitude that crosses his lot along the south property line in order to permit a car port expansion to be constructed; and

WHEREAS, as confirmed by Louisiana One Call, except for an electrical service pole, that will not affect the proposed carport expansion, there are no utilities in the servitude and all utilities serving the City, except DEMCO have expressed no objection to the revocation of the utility servitude; and

WHEREAS, the revocation of the servitude will prevent other utilities from installing facilities, but will not revoke DEMCO's servitude and DEMCO has expressed no objection to the encroachment into the servitude;

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Central, State of Louisiana as follows:

Section 1: That the 15' x 325' servitude shown on Tract C-1-E on the resubdivision map attached hereto as Exhibit A is hereby revoked except as to the rights of DEMCO as it currently uses the servitude.

Section 2: The specific terms and conditions of this Ordinance shall prevail against other ordinances of the City to the extent that there may be any conflict. Except for the foregoing, the use of the subject property is subject to the terms of all applicable ordinances and regulations of the City of Central, including any amendment thereto.

Section 3: Severability. If any section, subsection, sentence, clause or provision of this Ordinance is declared by a court of competent jurisdiction to be invalid, such declaration of invalidity shall not affect the validity of the Ordinance as a whole, or parts thereof, other than the part declared invalid. The remainder of the Ordinance shall not be affected by the declaration of invalidity and shall remain in force and effect.

Section 4. Effective Date. This Ordinance shall be effective upon publication.

Introduced before the Council on August 13, 2019.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

For: Evans, Freneaux, McKinney, Moak, Myer, Roy, Wells
Against: None
Absent: None

Adopted the 27th day of August, 2019.

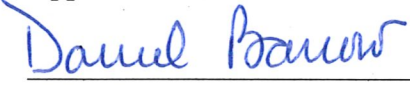
Signed the 29th day of August, 2019.

Delivered to the Mayor on the 30th day of August, 2019.




Mark Miley, City Clerk

Approved:



David Barrow, Mayor

Received from Mayor on the 30th day of August, 2018:



Mark Miley, City Clerk

Adopted Ordinance published in The Advocate on the 9th day of September 2019

EXHIBIT A

Attach map from packet

