

The following ordinance was introduced by Mr. Lindel Toups in regular session convened on April 8, 2014.

PROPOSED ORDINANCE

The following ordinance, having been previously introduced and published, was offered for final adoption by Mr. Phillip Gouaux, seconded by Mr. Joe Fertitta.

ORDINANCE NO. 5453

ORDINANCE APPROVING THE ATTACHED SERVITUDE AGREEMENT BETWEEN REED A. TOUPS, CAROLYN BREAU TOUPS, DEAN G. TOUPS, CARLOTTA PITRE TOUPS, AND THE LAFOURCHE PARISH COUNCIL; AND AUTHORIZING THE PARISH PRESIDENT TO SIGN, EXECUTE AND ADMINISTER SAID AGREEMENT.

BE IT ORDAINED, by the Lafourche Parish Council, which convened in Regular Session on April 22, 2014, that:

SECTION 1.

WHEREAS, proper drainage is a fundamental necessity in ensuring the Health Safety and Welfare of the people of Lafourche; and

WHEREAS, access to private properties is often necessary in the maintenance of an emergency storm water detention pond; and

WHEREAS, the Department of Public Works is requesting Servitude Agreement in the Gheens area of Ward 8, Councilmatic District 6, Lafourche Parish; and

WHEREAS, the Administration requests authority to sign these agreements in support of daily operations with private landowners; and

THEREFORE, BE IT ORDAINED, that the Lafourche Parish Council does approve the attached Servitude Agreement with Reed A. Toups, Carolyn Breau Toups, Dean G. Toups, and Carlotta Pitre Toups; and authorizes the Parish President to sign, execute and administer said agreement.

SECTION 2. If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not effect other provisions, items or application of this ordinance which can be given affect without the invalid provisions, items or application, and to this end the provisions of this ordinance are declared severable.

SECTION 3. All Ordinances by the Lafourche Parish Council conflicting with or inconsistent with the provisions of these regulations are hereby repealed.

SECTION 4. This Ordinance shall be published in the Official Journal of the Lafourche Parish Council in the manner provided by law.

SECTION 5. This Ordinance, having been submitted in writing, having been read and adopted by sections at a public meeting of said Council, was then submitted to an official vote as a whole, the vote thereon being as follows:

YEAS:	Mr. Jerry Jones	Mr. Phillip Gouaux
	Mr. Michael Delatte	Mr. Jerry LaFont
	Mr. Joseph "Joe" Fertitta	Mr. Daniel Lorraine
	Mr. John Arnold	

NAYS: None

ABSENT: Mr. Aaron Caillouet

ABSTENTION: Mr. Lindel Toups

SECTION 6. This Ordinance shall become effective on the tenth day after final publication.

/s/ Daniel Lorraine
DANIEL LORRAINE, CHAIRMAN
LAFOURCHE PARISH COUNCIL

/s/ Carleen B. Babin
CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL

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Delivered to the Parish President on

April 24, 2014, at 8:00 a.m.

APPROVED: X

UNAPPROVED:

VETOED:

/s/ Charlotte A. Randolph
Lafourche Parish President

Returned to the Council Clerk on

April 28, 2014, at 3:00 p.m.

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I, CARLEEN B. BABIN, Council Clerk for the Lafourche Parish Council, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5453, enacted by the Assembled Council in Regular Session on April 22, 2014, at which meeting a quorum was present, and was finally adopted on April 28, 2014.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE ON THIS 7TH DAY OF MAY, 2014.

/s/ Carleen B. Babin
CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL

DATE PUBLISHED: May 13, 2014

DATE EFFECTIVE: May 23, 2014