

Town of Homer **Ordinance No. 872**

AN ORDINANCE OF THE TOWN OF HOMER TO SELL CERTAIN PROPERTY OWNED BY THE TOWN OF HOMER

Pursuant to a motion passed by the Town Council of the Town of Homer on May 5, 2008, the Town will sell a certain piece of property more commonly referred to as the "old electricity plant," as such property is no longer needed for public purposes. The legal description of said property is provided below.

A certain lot of ground, together with all the buildings and improvements thereon and all of the rights of way, privileges, servitudes, appurtenances and advantages belonging or anywise appertaining thereto, situated in Section 23, Township 21N, Range 7W, in the Town of Homer, Louisiana, and being more particularly described as follows:

From an iron pipe marking the intersection of the north right-of-way line of North Third Street with the east right-of-way line of East Third Street, said point being 761.5 feet south and 321.0 feet west of the northeast corner of the southeast quarter of Section 23, Township 21 North, Range 7 West, and being the POINT OF BEGINNING, run north, along the said east right-of-way line of East Third Street, a distance of 141.30 feet, to an iron pipe; thence, run N89° 47' 03"E, a distance of 263.70 feet, to an iron pipe; thence, run S09° 56' 00"W, a distance of 144.46 feet, to an iron pipe on the said north right-of-way line of North Third Street; thence, run west, along said north right-of-way line of North Third Street, a distance of 238.78 feet, to the POINT OF BEGINNING and containing 0.818 acre of land, more or less.

Less and except a tract of land in section 23, Township 21 North, Range 7 West, in the Town of Homer, Louisiana, being more particularly as follows:

From an iron pipe marking the intersection of the north right-of-way line of North Third Street with the east right-of-way line of East Third Street, run east, along the north right-of-way line of North Third Street and also being the south line of the above described 0.818 acre tract of land, a distance of 127.48 feet, to the POINT OF BEGINNING; thence, run N00° 47' 19"W along the west line of an existing concrete transformer pad and extensions thereof, a distance of 35.76 feet; thence, run N 89° 12' 41"E, along the south line of an existing building and an extension thereof, a distance of 42.45 feet, to the southeast corner of said building; thence, run N89° 14' 31"E, along an existing fence line a distance of 36.81 feet, to a fence corner; thence, run S01° 49' 51"E along an existing fence and extension thereof, a distance of 36.85 feet, to a point on said north right-of-way line of North Third Street; thence, run West, along said right-of-way line, a distance of 79.94 feet, back to the POINT OF BEGINNING and containing 0.096 acres of land more or less.

This property is no longer needed for public purposes, as it has been abandoned and unused for several years. It is proposed that the property be sold for a minimum bid of \$8,000.00. In accordance with La. R.S. 33:4712, the following procedure will be followed in the disposition of the property and will ensure that any and all individuals who are interested in purchasing the property will have the opportunity to do so.

1. The minimum bid for the property is \$8,000.00;

2. Any party interested in purchasing the property may submit a sealed bid to Homer City Hall, % Ms. B.J. Lowe, 400 East Main Street, Homer, Louisiana 71040; and
3. All sealed bids must be submitted by June 5, 2008, on which, at 12:00 p.m., all bids will be opened with said property to be sold to the highest bidder.

Notice of this ordinance will be published three times in fifteen days, one week apart, in the Homer Guardian Journal beginning on May 15, 2008. Any opposition to this ordinance must be made in writing, filed with the clerk or secretary of the Town of Homer within fifteen days of the first publication. If an opposition is filed, this ordinance will not be adopted until a hearing is held by the Town Council of the Town of Homer. If this ordinance is adopted, it shall not become effective until ten days after its passage, during which time any interested citizen may apply to the district court having jurisdiction of the Town of Homer for an order restraining the disposition of the property. After this ordinance becomes effective, it cannot be contested for any reason, and the property will be sold to the highest bidder.

BE IT FURTHER ORDAINED that 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.

This ordinance having been submitted in writing, having been read by title and adopted at a public meeting of the Town Council of the Town of Homer, State of Louisiana, was then submitted to an official vote as a whole, the vote thereon being as follows.

Moved for adoption by Councilwoman Patricia Jenkins

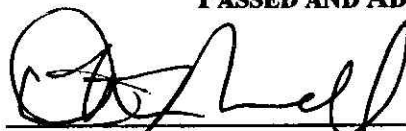
Seconded by Toney Johnson

Whereupon this ordinance was submitted to a vote and resulted in the following:

YEAS 5 NAYS 0

ABSTAIN 0 ABSENT 0

PASSED AND ADOPTED THIS 12th DAY OF MAY, 2008.



DAVID M. NEWELL, MAYOR
TOWN OF HOMER, LOUISIANA