

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3301

ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR MR GOULD

PROVIDED BY COUNCIL OFFICE

INTRODUCED BY _____

SECONDED BY _____

ON THE _____ DAY OF _____ 2006

ORDINANCE TO AMEND PARISH CODE OF ORDINANCES, CHAPTER 7, DRAINAGE AND FLOOD CONTROL, ARTICLE VII, TO ENACT SECTION 7-090.00 CREATING SUB-DRAINAGE DISTRICT NO. 1 OF GRAVITY DRAINAGE DISTRICT NO. 5 (BROOKSTONE SUBDIVISION) OF THE PARISH OF ST. TAMMANY, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Louisiana Revised Statute 38:1807 authorizes the creation of special subdrainage districts within the boundaries of drainage districts situated within St. Tammany Parish and said districts are considered political subdivisions of the state of Louisiana; and

WHEREAS, pursuant to R.S. 38:1807, each such subdrainage district created under its authority shall be governed by a board of five commissioners who shall be domiciled within the boundary of the subdistrict and appointed by the Parish Governing Authority for a set term; and

WHEREAS, it is the desire of the Parish Council to create such a subdistrict comprising the boundaries of Brookstone Subdivision as herein after described.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it amends the Code of Ordinances, Article VII of Chapter 7, Drainage and Flood Control, to enact a new Section creating Subdrainage District No. 1 of Gravity Drainage District No. 5 as follows, to wit:

CHAPTER 7 DRAINAGE AND FLOOD CONTROL
ARTICLE VII GRAVITY DRAINAGE DISTRICT NO. 5

Section 7-090.00 Sub-Drainage District No. 1 of Gravity Drainage District No. 5 (Brookstone Subdivision)

- (a) By virtue of the authority conferred by Act 297 of the Regular Session of the Louisiana Legislature of 1987, and which became La. R.S. 38:1807, and other constitutional and statutory authority supplemental thereto, a subdrainage district is hereby created within Gravity Drainage District No. 5 of the Parish of St. Tammany, which subdrainage district shall comprise and embrace a portion of the area within said gravity drainage district, commonly known as Brookstone Subdivision, as more fully described as follows:

All that certain piece or parcel of land, together with all buildings and improvements thereon and all rights, ways, means, privileges, servitudes, appurtenances and advantages thereon appertaining; situated in part of the E/2 of the W/2, Section 23, Township 7 South, Range 11 East, St. Tammany Parish, Louisiana, bounded on the North by the south line of I-12 right of way and on the South by the south line of said Section 23, containing 96.49 acres and measures as follows:

Beginning at the 1/4 Section corner common to Sections 23 and 26, Township 7 South, Range 11 East, measure North 89 degrees 59 minutes West, a distance of 1357.12 feet to a point; thence North 00 degrees 17 minutes East, a distance of 3294.24 feet to a point on the southerly line of Interstate Highway I-12; thence along the southerly line of Interstate Highway I-12, South 74 degrees 03 minutes East, a distance of 674.96 feet to a point; thence continuing along the southerly line of Interstate

Highway I-12, South 74 degrees 07 minutes East, a distance of 730.73 feet; thence South 00 degrees 13 minutes West, a distance fo 2908.91 feet, to the point of beginning.

- (b) The Subdrainage District hereby created shall be known and designated as "Sub-Drainage District No. 1 of Gravity Drainage District no. 5 of the Parish of St. Tammany, State of Louisiana" ("the district"), and as thus created shall constitute a political subdivision of the State of Louisiana, and shall have all of the rights, powers and privileges granted and conferred by La. R.S. 38:1807 and other constitutional and statutory authority, including the authority to incur debt, to issue bonds and to levy parcel fees.
- (c) The governing body of the district shall be a five (5) member Board of Commissioners comprised of persons that are residents of, and domiciled within, the boundaries of the district. Members shall be appointed by the Parish Governing Authority to four (4) year terms running concurrently with the terms of office of the governing authority.
- (d) The domicile and regular meeting place of the district shall be that of the Parish Governing Authority; however, the Board of Commissioner may meet at either such regular meeting place or a location within the district designated by the presiding officer of the Board of Commissioners.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not effect 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.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____, SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS:

NAYS:

ABSTAIN:

ABSENT:

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THIS ORDINANCE WAS DECLARED ADOPTED AT A REGULAR MEETING OF THE
PARISH COUNCIL ON THE _____ DAY OF _____ 2006 AND BECOMES
ORDINANCE COUNCIL SERIES NO. 06-.

STEVE STEFANCIK, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: _____, 2006

Published adoption on: _____, 2006

Delivered to Parish President: _____, 2006 @ _____

Returned to Council Clerk: _____, 2006 @ _____