

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3886

ORDINANCE COUNCIL SERIES NO. \_\_\_\_\_

COUNCIL SPONSOR MR DEAN

PROVIDED BY COUNCIL ATTORNEY

INTRODUCED BY: MR. THOMPSON

SECONDED BY: MR. GOULD

ON THE 3<sup>RD</sup> DAY OF JULY, 2008

ORDINANCE TO AMEND PARISH CODE OF ORDINANCES, CHAPTER 7, DRAINAGE AND FLOOD CONTROL, ARTICLE VII, TO ENACT SECTION 7-092.00 CREATING SUB-DRAINAGE DISTRICT NO. 3 OF GRAVITY DRAINAGE DISTRICT NO. 5 (NORTH PARK SUBDIVISION PHASE III) 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 sub-drainage 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 sub-drainage 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 Northpark Subdivision Phase III 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 Sub-drainage District No. 3 of Gravity Drainage District No. 5 as follows, to wit:

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

Section 7-092.00 Sub-Drainage District No. 3 of Gravity Drainage District No. 5 (Northpark Subdivision Phase III)

(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 sub-drainage district is hereby created within Gravity Drainage District No. 5 of the Parish of St. Tammany, which sub-drainage district shall comprise and embrace a portion of the area within said gravity drainage district, commonly known as Northpark Subdivision Phase III (including Sections 1A and 1B, Sections 2A and 2B, Section 4A, and Sections 5A, 5B and 5C), and more fully described as follows:

A CERTAIN TRACT OF LAND situated in the State of Louisiana, Parish of St. Tammany, in a portion of Sections 15 and 16, Township 7 South, Range 11 East, Greensburg District, Ward 9, and more fully described as follows:

Commence at the corner common to Sections 9, 10, 15 and 16, Township 7 South, Range 11 East, the point of beginning. Measure thence from the point of beginning South 89 degrees, 53 minutes, 07 seconds East along the line common to Sections 10 and 15 a distance of 350 feet; thence South 16 degrees, 13 minutes, 10 seconds West a distance of 418.74 feet; thence South 73 degrees, 46 minutes, 50 seconds East a distance of 74.18 feet; thence South 16 degrees, 13 minutes, 10 seconds West a distance of 371.71 feet; thence South 56 degrees, 40 minutes, 36 seconds East a distance of 412.05 feet; thence along a curve to the left having a radius of 667.60 feet, an arc length of 82.19 feet having a chord bearing of South 29

degrees, 47 minutes, 46 seconds West and a chord distance of 82.14 feet; thence South 63 degrees, 43 minutes, 52 seconds East a distance of 120.00 feet; thence South 51 degrees, 11 minutes, 42 seconds East a distance of 294.42 feet; thence South 89 degrees, 53 minutes, 07 seconds East a distance of 200 feet; thence South 00 degrees, 06 minutes, 53 seconds West a distance of 210 feet; thence South 16 degrees, 23 minutes, 00 seconds West a distance of 327.28 feet; thence South 88 degrees, 54 minutes, 18 seconds West a distance of 3,095.22 feet; thence North 00 degrees, 48 minutes, 18 seconds West a distance of 1,893.40 feet to a point on the line common to Sections 9 & 16 Township 7 South, Range 11 East; thence North 89 degrees, 50 minutes, 31 seconds East along the said section line a distance of 2,173.02 feet to the corner common to Sections 9, 10, 15 & 16, Township 7 South, Range 11 East, the point of beginning.

All as more fully shown on a survey by John J. Avery, Jr., dated July 15, 1993, and contains 116.83 acres more or less.

(b) The Sub-drainage District hereby created shall be known and designated as "Sub-Drainage District No. 3 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 individuals domiciled within the boundaries of the district. Members shall be appointed by the Parish Governing Authority to five (5) year terms running concurrently with the terms of office of the governing authority, and the Parish Council does hereby appoint the following individuals as members of said Board of Commissioners, all of whom are domiciled within the boundaries of the District:

MR. PETER PERSSON

MR. RONNIE WEBB

MR. FORREST FORBES

MR. JERRY LAMBERT

MR. PHIL FOX

(d) The domicile and regular meeting place of the district shall be that of the Parish Governing Authority; however, the Board of Commissioners 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:

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YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS ORDINANCE WAS DECLARED ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2008 AND BECOMES ORDINANCE COUNCIL SERIES NO. 08-.

\_\_\_\_\_  
JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA FORD, COUNCIL CLERK

\_\_\_\_\_  
KEVIN DAVIS, PARISH PRESIDENT

Published introduction: JUNE 26, 2008  
Published adoption on: \_\_\_\_\_, 2008  
Delivered to Parish President: \_\_\_\_\_, 2008 @ \_\_\_\_\_  
Returned to Council Clerk: \_\_\_\_\_, 2008 @ \_\_\_\_\_