

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 4047 ORDINANCE COUNCIL SERIES NO. \_\_\_\_\_  
COUNCIL SPONSOR MR. BURKHALTER PROVIDED BY COUNCIL OFFICE  
INTRODUCED BY: MR. BURKHALTER SECONDED BY: MR. ARTIGUE  
ON THE 2ND DAY OF APRIL, 2009

ORDINANCE TO AMEND THE PARISH CODE OF ORDINANCES, CHAPTER 16, PARKS, RECREATION AND SCENIC NEIGHBORHOODS, TO ESTABLISH A NEW ARTICLE XIX, CREATING RECREATION DISTRICT NO. 16, AND AMENDING ARTICLE IV, TO MERGE AND CONSOLIDATE RECREATION DISTRICT NO. 3 INTO AND WITH THE NEW RECREATION DISTRICT NO. 16

WHEREAS, there is a need to provide for additional recreational opportunities in the greater Slidell area; and

WHEREAS, the creation of a new St. Tammany Parish Recreation District for the area is the first step in providing these opportunities; and

WHEREAS, there is currently a recreation district in the greater Slidell area comprising most of parish wards 8 and 9; and

WHEREAS, St. Tammany Parish Recreation District No. 3 is an inactive District created by the St. Tammany Parish Police Jury in 1977 and currently has no sitting board of directors, no revenue sources and is believed to hold no assets or obligations; and

WHEREAS, since the creation of Recreation District No. 3, St. Tammany Parish Recreation Districts No. 9 and No. 15 have been created within portions of the parish previously served by Recreation District No. 3 and have encroached into its established boundaries; and

WHEREAS, it is necessary to create a new Recreation District No. 16 to encompass those areas of the parish previously served by Recreation District No. 3 and not within the current boundaries of Recreation Districts No. 9 and No. 15; and

WHEREAS, it is also necessary to merge and consolidate Recreation District No. 3, its remaining boundaries, and any and all assets and obligations it may have, into and with new St. Tammany Recreation District No. 16.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it amends the Parish Code of Ordinances, Chapter 16, Parks, Recreation and Scenic Neighborhoods, to establish a new Article XIX creating St. Tammany Parish Recreation District No. 16 as follows, to wit:

**Chapter 16 Parks, Recreation and Scenic Neighborhoods**

**Article XIX Recreation District No. 16**

**Section 16 - 140.00 Created, Boundaries**

There is hereby created a recreation district within the parish which shall comprise and embrace all of that area within the following described boundaries:

All of the territory included within the boundaries of the Eighth and Ninth Wards of the Parish, less and except the areas described as follows:

- a. The entire boundaries of St. Tammany Parish Recreation District No. 5; described as follows:

Beginning at the 1/4 corner common to Section 13, Township 8 South, Range 14 East and Section 37, Township 8 South, Range 15 East, go east across the center of Sections 13, 14, 15, 16, 17 and 18, Township 8 South, Range 15 East, to the west bank of the East Pearl River. Thence, north along the west bank of the East Pearl River to the south boundary of Ward Six. Thence, west along the south boundary of the said Sixth Ward to the G. M. & O. Railroad. Thence, south along the G. M. & O. Railroad to its intersection of the 1/4 corner common to Sections 16 and 17, Township 8 South, Range 14 East. Thence, east to the point of beginning.

- b. The entire boundaries of St. Tammany Parish Recreation District No. 9; described as follows:

Commencing at the intersection of the center line of Facianes' Canal and the shore of Lake Pontchartrain in Section 26, Township 9 South, Range 13 East, the point of beginning; thence follow the meanderings of Facianes' Canal northeast, southeast, northeast, east and southeast to its intersection with the western boundary of the Southern Railroad; thence continue south 45 degrees 51 minutes 27 seconds east to the center line of U.S. 11; thence follow the center line of U.S. 11 in a northeasterly direction to its intersection with the Schneider Canal; thence follow the meanderings of Schneider Canal in a southeasterly direction to its intersection with the center line of Howze Beach Road; thence go northeasterly along the center line of Howze Beach Road to its intersection with La. 433 (Salt Bayou road); thence follow the center line of La. 433 in a southeasterly direction to its intersection with the northern boundary of Pirate's Harbor Subdivision, also the northern right-of-way line of Captain Morgan Street (not constructed); thence southwest along the northern right-of-way of Captain Morgan Street to the center line of East Diversion Canal; thence south and southwest along the center line of said canal to its intersection with Salt Bayou; thence follow the meanderings of Salt Bayou in a southwesterly direction to the shore of Lake Pontchartrain; thence follow the shoreline of Lake Pontchartrain in a northwesterly direction to the point of beginning.

- c. The entire boundaries of St. Tammany Parish Recreation District No. 15; described as follows:

Commencing at the intersection of US Highway 11 and the northern shore of Lake Pontchartrain, thence follow the northern shore of Lake Pontchartrain westerly to its intersection with the Faciane Canal, thence follow the center of the Faciane Canal easterly to its intersection with the Southern Railroad, thence follow the Southern Railroad south to its intersection with Carr Drive; thence follow Carr Drive east to its intersection with US Highway 11, thence follow US Highway 11 south to its intersection with the northern shore of Lake Pontchartrain and the point of beginning.

#### **Section 16-141.00 Name, Status and Powers**

The recreation district created herein shall be known and designated as "St. Tammany Parish Recreation District No. 16, State of Louisiana," and as designated as such, shall constitute a political subdivision of the state, and shall have all the powers granted to such districts under the Constitution and laws of the state.

#### **Section 16-142.00 Board of Commissioners**

The Board of Commissioners shall comprise of seven (7) members, all residing within the boundaries of the district. There shall be six (6) members nominated and appointed by the Parish Council. There shall be one (1) member nominated and appointed by the Parish President. Members of the Board shall serve four year terms concurrent with the term of office of the appointing authority.

**Section 16-143.00 Domicile**

The domicile and regular meeting place of the recreation 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.

BE IT FURTHER ORDAINED that the Parish Code of Ordinances, Chapter 16, Article IV, is hereby amended in its entirety to merge and consolidate St. Tammany Parish Recreation District No. 3 and all of its current boundaries as of September 6, 2007, and within the boundaries of Wards 8 and 9 less and except those areas comprising St. Tammany Parish Recreation Districts No. 5, 9 and 15, into new St. Tammany Parish Recreation District No. 16 .

BE IT FURTHER ORDAINED that any and all assets and obligations which may be held by Recreation District No. 3 are hereby transferred to Recreation District No. 16 immediately upon this merger and consolidation.

BE IT FURTHER ORDAINED that the boundaries of St. Tammany Parish Recreation District No. 16 shall include the corporate limits of the City of Slidell subject to adoption of a resolution by its governing authority approving the city's inclusion within the boundaries of the recreation district within ninety (90) days of adoption of this ordinance.

BE IT FURTHER ORDAINED that in the event the City of Slidell elects to be included within the boundaries of the recreation district, it shall have the exclusive right to nominate and appoint two (2) members to the Board of Commissioners and the Parish Council shall have four (4) appointments and the Parish President shall have one (1) appointment.

BE IT FURTHER ORDAINED that in the event the City of Slidell elects not to be included within the boundaries of St. Tammany Parish Recreation District No. 16, then the boundaries of the recreation district shall also exclude all of the incorporated City of Slidell as it exists on May 07, 2009, the date of creation of the recreation district.

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 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.

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:

THIS ORDINANCE WAS DECLARED ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2009 AND BECOMES ORDINANCE COUNCIL SERIES NO. 09-\_\_\_\_\_.

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

ATTEST:

\_\_\_\_\_  
THERESA L. FORD, COUNCIL CLERK

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

Published introduction: MARCH 26, 2009  
Published adoption on: \_\_\_\_\_, 2009  
Delivered to Parish President: \_\_\_\_\_, 2009 @ \_\_\_\_\_  
Returned to Council Clerk: \_\_\_\_\_, 2009 @ \_\_\_\_\_

