

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5907

ORDINANCE COUNCIL SERIES NO: 17-3836

COUNCIL SPONSOR: STEFANCIK/BRISTER

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: MR. BELLISARIO

SECONDED BY: MR. CANULETTE

ON THE 2 DAY OF NOVEMBER , 2017

ORDINANCE TO AMEND ORDINANCE NOS. 16-3597, 16-3599, 16-3600, 16-3202 AND 16-3603, ADOPTED OCTOBER 6, 2016, LEVYING AN ADDITIONAL SALES TAX IN THE HWY 59 ECONOMIC DEVELOPMENT DISTRICT, HWY 1088 ECONOMIC DEVELOPMENT DISTRICT, HWY 434 ECONOMIC DEVELOPMENT DISTRICT, AIRPORT ROAD ECONOMIC DEVELOPMENT DISTRICT AND HWY 1077 ECONOMIC DEVELOPMENT DISTRICT.

WHEREAS, pursuant to LSA R.S. 33:9038.31, et seq., a sales tax of an additional three-quarters of one percent (0.75%) in certain economic development districts to provide a revenue source for functions benefiting economic development; and

WHEREAS, the respective economic development districts now seek to amend Ordinance Nos. 16-3597, 16-3599, 16-3600, 16-3202 and 16-3603 levying an additional three-quarters of one percent (0.75%) sales tax levied in the Hwy 59 Economic Development District, Hwy 1088 Economic Development District, Hwy 434 Economic Development District, Airport Road Economic Development District and Hwy 1077 Economic Development District by Ordinance, respectively.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that Ordinance Nos. 16-3597, 16-3599, 16-3600, 16-3202 and 16-3603, adopted October 6, 2016, are hereby amended to repeal the levy of an additional three-quarters of one percent (0.75%) sales tax for economic development functions pursuant to LSA R.S. 33:9038.31, et seq.;

BE IT FURTHER ORDAINED: that in order to provide sufficient time for the St. Tammany Parish Sheriff to provide notices and for the retailers to retool their tax collection and remittance systems, the effective date and time of this amendment to repeal the additional three-quarters of one percent (0.75%) sales tax levied by Ordinance Nos. 16-3597, 16-3599, 16-3600, 16-3202 and 16-3603 shall be December 31, 2017 at 11:59pm;

BE IT FURTHER ORDAINED: that all other provisions of Ordinance Nos. 16-3597, 16-3599, 16-3600, 16-3202 and 16-3603, adopted October 6, 2016, shall remain in effect.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 immediately upon adoption.

MOVED FOR ADOPTION BY: MR. TANNER SECONDED BY: MS. O'BRIEN

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

YEAS: FITZGERALD, THOMPSON, LORINO, TOLEDANO, TANNER, GROBY, BELLISARIO, O'BRIEN, STEFANCIK, BLANCHARD, SMITH (11)

NAYS: (0)

ABSTAIN: (0)

ABSENT: DEAN, CANULETTE, BINDER (3)

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 7 DAY OF DECEMBER, 2017; AND BECOMES ORDINANCE COUNCIL SERIES NO 17-3836.

S. MICHELE BLANCHARD, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: _____, 2017

Published Adoption: _____, 2017

Delivered to Parish President: _____, 2017 at _____

Returned to Council Clerk: _____, 2017 at _____

Ordinance Administrative Comment

ORDINANCE TO AMEND ORDINANCE NOS. 16-3597, 16-3599, 16-3600, 16-3202 AND 16-3603, ADOPTED OCTOBER 6, 2016, LEVYING AN ADDITIONAL SALES TAX IN THE HWY 59 ECONOMIC DEVELOPMENT DISTRICT, HWY 1088 ECONOMIC DEVELOPMENT DISTRICT, HWY 434 ECONOMIC DEVELOPMENT DISTRICT, AIRPORT ROAD ECONOMIC DEVELOPMENT DISTRICT AND HWY 1077 ECONOMIC DEVELOPMENT DISTRICT.

This Ordinance amends Ordinance Nos. 16-3597, 16-3599, 16-3600, 16-3202 and 16-3603 to repeal the prior levy of a three-quarters of one percent (0.75%) sales tax otherwise authorized through state law in the economic development districts provided. The remainder of the Ordinance Nos. 16-3597, 16-3599, 16-3600, 16-3202 and 16-3603 shall remain in effect for proper administration of any applicable sales tax receipts collectable through December 31, 2017.