

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4595

COUNCIL SPONSOR: RYKERT TOLEDANO PROVIDED BY: COUNCIL ATTORNEY

RESOLUTION TO AMEND AND RATIFY THE ANNEXATION BY THE TOWN OF ABITA SPRINGS AND THE REZONING OF 0.85ACRES OF LAND MORE OR LESS FROM PARISH SA SUBURBAN AGRICULTURE DISTRICT TO TOWN OF ABITA SPRINGS C-COMMERCIAL DISTRICT WHICH PROPERTY FRONTS HARRISON AVENUE BEHIND THE WALGREENS & HOME BANK. SECT 12 TOWNSHIP 7 SOUTH, RANGE 11 EAST, ST. TAMMANY PARISH, WARD 3, DISTRICT 3.

WHEREAS, THE TOWN OF ABITA SPRINGS annexed 0.85 acres of land more or less owned by William Strain which Property fronts Harrison Avenue behind Walgreens & Home Bank. Sect 12, Township 7 South, Range 11 East, St. Tammany Parish, Ward 3, District 3 as authorized by St. Tammany Parish in Resolution No.C-2510 adopted on November 6, 2008; and

WHEREAS, said resolution incorrectly referred to the Annexation agreement dated April 1, 2003, when the correct agreement in effect at the time was dated December 21, 2006; and

WHEREAS, the annexation was consistent with the Annexation Agreement entered into by the TOWN OF ABITA SPRINGS and St. Tammany Parish effective December 21, 2006; and

WHEREAS, the property required rezoning from the Parish SA Suburban Agriculture District to TOWN OF ABITA SPRINGS C-Commercial District which was an intensification of zoning; and

WHEREAS, the property was not developed at said time of the annexation resolution and specified there would not be a split of the sales tax revenues and all sales tax revenue would accrue to the TOWN OF ABITA SPRINGS.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES to amend and ratify the TOWN OF ABITA SPRINGS annexation and rezoning of .85 acres of land more or less. Property fronts Harrison Avenue behind the Walgreens & Home Bank. Sect 12, Township 7 South, Range 11 East, St. Tammany Parish from Parish SA Suburban Agriculture District to TOWN OF ABITA SPRINGS C-Commercial District in accordance with *the December 21, 2006 Annexation Agreement between the Parish and the TOWN OF ABITA SPRINGS.*

*BE IT FURTHER RESOLVED that all measurements related hereto used and interpreting the foresaid December 21, 2006 Annexation Agreement shall be taken from the edge of the Highway 59 right of way closest to the annexed property.*

*BE IT FURTHER RESOLVED that all sales tax revenue generated from any business on said property regardless of where the cash register is located, shall be paid entirely to the TOWN OF ABITA SPRINGS.*

*BE IT FURTHER RESOLVED that the St. Tammany Parish Council required that the TOWN OF ABITA SPRINGS review development proposals utilizing the applicable Parish Drainage Model and compliance with Parish Drainage Regulations which was accomplished.*

*BE IT FURTHER RESOLVED that the St. Tammany Parish Council required that the TOWN OF ABITA SPRINGS required a Traffic Impact Analysis be performed and that the Parish Department of Engineering was consulted on the traffic and access impacts of any proposed development which was accomplished.*

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: MR. STEFANCIK SECONDED BY: MR. BINDER

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 7 DAY OF JULY , 2016, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

---

MARTY DEAN, COUNCIL CHAIRMAN

ATTEST:

---

THERESA L. FORD, COUNCIL CLERK