

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4652

COUNCIL SPONSOR: DEAN/BRISTER

PROVIDED BY: LEGAL DEPARTMENT

RESOLUTION AUTHORIZING THE PUBLICATION OF A NOTICE OF INTENTION TO LEVY A THREE-QUARTERS OF ONE PERCENT (0.75%) SALES AND USE TAX IN CERTAIN EXISTING ECONOMIC DEVELOPMENT DISTRICTS, IN ACCORDANCE WITH AND AS AUTHORIZED BY PART II, CHAPTER 27, TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9038.31, et seq.) (the "EDD Act") authorizes municipalities, parishes and certain other local governmental subdivisions to create economic development districts to carry out the purposes of the EDD Act, which economic development districts are political subdivisions of the State of Louisiana and possess such power and authority and have such duties as provided by the EDD Act and other law; and

WHEREAS, pursuant to the EDD Act this Parish Council (the "Parish Council"), acting as the governing authority of the Parish of St. Tammany, State of Louisiana (the "Parish") created the following economic development districts (collectively the "Districts"):

(a) Airport Road Economic Development District pursuant to Ordinance No. 14-3082, adopted on February 6, 2014;

(b) Hwy 59 Economic Development District pursuant to Ordinance No. 14-3083, adopted on February 6, 2014;

(c) Hwy 1077 Economic Development District pursuant to Ordinance No. 14-3085, adopted on February 6, 2014;

(d) Hwy 434 Economic Development District pursuant to Ordinance No. 14-3095, adopted on March 6, 2014; and

(e) Hwy 1088 Economic Development District pursuant to Ordinance No. 14-3096, adopted on March 6, 2014;

WHEREAS, La. R.S. 33:9038.39 permits economic development districts to levy sales taxes up to two percent for authorized purposes in addition to any other sales taxes then in existence or permitted to be in existence therein, and provided that in the event there are no qualified electors in the district in question, as certified by the Registrar of Voters, no election shall be required prior to the levy of such sales taxes; and

WHEREAS, pursuant to La. R.S. 33:9038.39, and in order to finance and fund economic development projects, as defined in the EDD Act, anywhere in St. Tammany Parish, this Parish Council, in its capacity as governing authority of each of the Districts, desires to levy sales taxes of three-quarters of one percent (0.75%) in each of the Districts, the proceeds of such taxes to be used to finance and fund economic development projects, as defined in the EDD Act, anywhere in the Parish (the "EDD Sales Taxes"); and

WHEREAS, pursuant to La. R.S. 33:9038.39, this governing authority desires to give notice of intention and notice that it will hold a public hearing relative to the proposed levy of a 0.75% sales tax in each of the aforesaid Districts, and to provide for the publication of such notice in the manner required by the EDD Act; and

WHEREAS, prior to the actual levy of the EDD Sales Taxes, the Parish Council shall secure certifications of the St. Tammany Parish Registrar of Voters to the effect that there are no qualified electors in any of the Districts; now therefore, in its capacity as governing authority of each of the aforementioned Districts,

THE PARISH COUNCIL OF THE PARISH OF ST. TAMMANY HEREBY RESOLVES in regular session convened:

SECTION 1: Intention to Levy Taxes. In accordance with the EDD Act, and particularly La. R.S. 33:9038.39, this Parish Council, as governing authority of each of the Districts, does hereby give notice of its intention to levy in each of the Districts a three-quarters of one percent (0.75%) sales and use tax pursuant to La. R.S. 33:9038.39 for the purpose of paying the costs of economic development projects, as defined in La. R.S. 33:9038.34(M) and La. R.S. 33:9038.36, anywhere in the Parish.

SECTION 2: Notice of Intention. The Council Clerk is authorized and directed to publish a notice of intention, in substantially the following form, which notice shall be published once a week for two weeks in the St. Tammany Farmer, the first publication to appear at least fourteen (14) days before the date when this Parish Council will meet in open and public session to hear any objections to the proposed levy of the aforesaid three-quarters of one per cent (0.75%) sales and use taxes in each of the Districts

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NOTICE OF INTENTION TO LEVY 0.75% SALES AND USE TAXES IN THE  
AIRPORT ROAD ECONOMIC DEVELOPMENT DISTRICT,  
HWY. 59 ECONOMIC DEVELOPMENT DISTRICT,  
HWY. 1077 ECONOMIC DEVELOPMENT DISTRICT,  
HWY. 434 ECONOMIC DEVELOPMENT DISTRICT, AND  
HWY. 1088 ECONOMIC DEVELOPMENT DISTRICT,  
STATE OF LOUISIANA

NOTICE IS HEREBY GIVEN that the St. Tammany Parish Council, acting as the governing authority of (i) Airport Road Economic Development District, (ii) Hwy. 59 Economic Development District, (iii) Hwy. 1077 Economic Development District, (iv) Hwy 434 Economic Development District, and (v) Hwy. 1088 Economic Development District, State of Louisiana (collectively, the "Districts"), proposes to consider the adoption of ordinance(s) pursuant to La. R.S. 33:9038.39, levying in each of the aforesaid Districts a sales and use tax of three-quarters of one percent (0.75%), for the purpose of financing economic development projects, as defined in La. R.S. 33: 9038.34(M) and La. R.S. 33:9038.36, anywhere in St. Tammany Parish. The proceeds of the sales taxes collected in each of the Districts will be deposited in special trust funds to be established for each of the Districts, to fund economic development projects anywhere in St. Tammany Parish in the manner provided by Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9038.31, et seq.).

NOTICE IS HEREBY FURTHER GIVEN that the St. Tammany Parish Council will meet in open and public session on October 6, 2016 at six o'clock (6:00) p.m., at Council Chambers, 21490 Koop Dr., Mandeville, Louisiana, to hear any objections to the levy of sales taxes in each of the Districts for the purposes and as described above.

Maps showing the boundaries of each of the Districts follow:

[DISTRICT MAPS TO BE INSERTED FOR PUBLICATION]

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SECTION 3: Public Hearing. At the date, time and place mentioned in the aforesaid Notice of Intention, or at such other time and place as may be determined by the Council Clerk upon the advice of the Parish Attorney, and properly advertised, this Governing Authority will meet in open and public session to hear any objections to the proposed levy of the EDD Sales Taxes, and will consider the adoption of an ordinance or ordinances levying such EDD Sales Taxes.

SECTION 4: Authorization of Officers. The Parish President, Council Chairman and Council Clerk are hereby authorized and empowered to do all acts, sign any and all instruments or documents, and do all things necessary and proper in order to carry out the purpose and provisions of this resolution.

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

MOVED FOR ADOPTION BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

ABSENT: \_\_\_\_\_

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 1 DAY OF SEPTEMBER, 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

STATE OF LOUISIANA

PARISH OF ST. TAMMANY

I, the undersigned Clerk of the St. Tammany Parish Council (the "Parish Council"), do hereby certify that the foregoing \_\_\_\_\_ (\_\_) pages constitute a true and correct copy of a resolution adopted by the Parish Council on September 1, 2016, authorizing the publication of a Notice of Intention to levy a three-quarters of one per cent (0.75%) Sales and Use Tax in certain existing economic development districts, in accordance with and as authorized by Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of 1950, as amended; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the Parish on this the 1st day of September, 2016.

(SEAL)

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COUNCIL CLERK

**Resolution Administrative Comment**

**RESOLUTION AUTHORIZING THE PUBLICATION OF A NOTICE OF INTENTION TO LEVY A THREE-QUARTERS OF ONE PERCENT (0.75%) SALES AND USE TAX IN CERTAIN EXISTING ECONOMIC DEVELOPMENT DISTRICTS, IN ACCORDANCE WITH AND AS AUTHORIZED BY PART II, CHAPTER 27, TITLE 33 OF THE LOUISIANA REVISED STATUTES OF 1950, AS AMENDED; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.**

Parish seeks to provide notice of its intention to levy a sales and use tax in certain Parish Economic Development Districts in accordance with, and as authorized by, Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of 1950, as amended. The proceeds of the sales taxes collected in each of the Districts will be deposited in special trust funds to be established for each of the Districts, to fund economic development projects anywhere in St. Tammany Parish as provided by the foregoing legal authorities.