

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 7204

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MR. SMITH

PROVIDED BY: CIVIL ADA

INTRODUCED BY: MR. DAVIS

SECONDED BY: MR. SMITH

ON THE 2ND DAY OF FEBRUARY , 2023

ORDINANCE TO RENEW AND REVISE THE GROWTH MANAGEMENT, ANNEXATION, AND REVENUE SHARING AGREEMENT BETWEEN ST. TAMMANY PARISH GOVERNMENT, SALES TAX DISTRICT NO. 3, AND THE TOWN OF PEARL RIVER, AND TO PROVIDE FOR OTHER MATTERS IN CONNECTION THEREWITH (WARD 8, DISTRICTS 6, 9, 11 and 14).

WHEREAS, the Parish of St. Tammany, Sales Tax District No. 3, and the Town of Pearl River are authorized, pursuant to the provisions of Subpart A, Part VII, Chapter 2, Title 33 of Louisiana Revised Statutes Section 33:1331-1337, La. R.S. 47:338.54, La. R.S. 47:338.1(c), and La. R.S. 33:1234, to enter into intergovernmental agreements for the purpose of managing growth and development within St. Tammany Parish and its municipalities in a reasonable and ordinary fashion and for the purpose of managing available resources; and

WHEREAS, Sales Tax District No. 3 was created in 1986 pursuant to St. Tammany Parish Ordinance No. 746, the provisions of Article VI, Section 29 of the Louisiana Constitution of 1974, and other constitutional and statutory authority, by an election held on November 4, 1986, and by Ordinance No. 826; wherein Sales Tax District No. 3 was authorized to levy and collect a sales and use tax of two percent, to be used for the purpose of constructing, acquiring, extending, improving, maintaining and/or operating (i) roads, streets, and bridges and (ii) drains and drainage facilities, including acquiring all necessary land, equipment, and furnishings for any of said public works, improvements and facilities, and further including allocations to municipalities under intragovernmental agreements relating to annexations, revenue sharing areas, and growth management areas; and

WHEREAS, development within the boundaries of the Parish affects residents within municipalities and within unincorporated areas within the Parish; and

WHEREAS, local government has limited resources supporting existing and future development and to mitigate the effects of past development; and

WHEREAS, it is deemed in the best interest of the residents of St. Tammany Parish and its municipalities that growth and development in the Parish be managed in a reasonable and orderly fashion; and

WHEREAS, it is deemed important to manage the resources available by working cooperatively to plan, design, and provide oversight over private development and to develop the public infrastructure needed to meet the needs of the overall Parish community; and

WHEREAS, pursuant to such authority, the Parish of St. Tammany, the governing authority of Sales Tax District No. 3, and the Town of Pearl River have agreed to enter into a Growth Management, Annexation, and Revenue Sharing Agreement to govern procedures for annexation and related growth management issues.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that the Parish of St. Tammany, through the Office of the Parish President, is authorized to enter into a Growth Management, Annexation, and Revenue Sharing Agreement to govern procedures for annexation and related growth management issues between the Parish of St. Tammany, Sales Tax District No. 3, and the Town of Pearl River.

BE IT FURTHER ORDAINED that the Office of the Parish President is authorized to exercise its discretion in entering into a Growth Management, Annexation, and Revenue Sharing Agreement, together with all other agreements and transactions necessary to carry out the intent of this ordinance.

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 DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 2ND DAY OF MARCH, 2023 ; AND BECOMES ORDINANCE COUNCIL SERIES NO. 22- _____.

JACOB "JAKE" A. AIREY, COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: JANUARY 25, 2023

Published Adoption: _____, 2023

Delivered to Parish President: _____, 2023 at _____

Returned to Council Clerk: _____, 2023 at _____