

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 7647

ORDINANCE COUNCIL SERIES NO.: 24-

COUNCIL SPONSOR: LAUGHLIN/COOPER

PROVIDED BY: CIVIL DIVISION ADA

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 11TH DAY OF JULY, 2024

ORDINANCE TO DISSOLVE ST. TAMMANY PARISH GRAVITY DRAINAGE DISTRICT NO. 3 PURSUANT TO LA. REV. STAT. 38:1798.1 AND TO PROVIDE FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Gravity Drainage District No. 3 was established in 1967, prior to the adoption of the St. Tammany Parish Home Rule Charter; and

WHEREAS, after the Home Rule Charter took effect in January of 2000, the Parish Council adopted Ordinance Council Series No. 00-0157, which reorganized, abolished, and recreated boards and commissions which had been in existence prior to the adoption of the Home Rule Charter; and

WHEREAS, Ordinance Council Series No. 00-0157 recreated Gravity Drainage District No. 3; and

WHEREAS, Ordinance Council Series No. 00-0157 provided that sitting members of recreated boards shall continue to serve until reappointed, replaced, or removed; and

WHEREAS, the Council never reappointed, replaced, or removed the board members for Gravity Drainage District No. 3; and

WHEREAS, of the five board members, three are deceased and one no longer lives in Louisiana; and

WHEREAS, there have been no board meetings since at least 2000; and

WHEREAS, Gravity Drainage District No. 3 has been inactive since at least January of 2000; and

WHEREAS, all bonded indebtedness and all other debts of the district have been paid and satisfied; and

WHEREAS, the levy and collection of taxes funding Gravity Drainage District No. 3 have expired without renewal; and

WHEREAS, Parish Government is unaware of any assets owned by Gravity Drainage District No. 3; and

WHEREAS, La. Rev. Stat. 38:1798.1 provides that gravity drainage districts with no outstanding bonded indebtedness or other debts, with no functioning board of commissioners, may be liquidated and finally dissolved by resolution of the governing authority; and

WHEREAS, it is the desire of St. Tammany Parish Government to dissolve Gravity Drainage District No. 3 and to accept any funds and property of said to the extent they may exist.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that, by virtue of the authority conferred by Article VI, Section 15 of the Louisiana Constitution, La. Rev. Stat. 33:1415, La. Rev. Stat. 38:1798.1, and St. Tammany Parish Home Rule Charter Sections 8-06 and 8-08, Gravity Drainage District No. 3 be hereby dissolved.

BE IT FURTHER ORDAINED that St. Tammany Parish Government shall assume any and all rights, duties, and obligations previously held and/or incurred by Gravity Drainage District No. 3 and shall have the authority to assert said rights, duties, and obligations as its own.

BE IT FURTHER ORDAINED that the St. Tammany Parish Council directs Municode to add a notation to Chapter 115, Article VII of the St. Tammany Parish Code of Ordinances reflecting that Gravity Drainage District No. 3 has been dissolved by St. Tammany Parish Government.

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 upon adoption and execution.

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 MEETING OF THE PARISH COUNCIL ON THE 1ST DAY OF AUGUST, 2024; AND BECOMES ORDINANCE COUNCIL SERIES NO. 24-_____.

ARTHUR A. LAUGHLIN, COUNCIL CHAIR

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: JUNE 26, 2024

Published Adoption: _____

Delivered to Parish President: _____, 2024 at _____

Returned to Council Clerk: _____, 2024 at _____