

1 Introduced August 14, 2012, by
2 Councilwoman Harbison, seconded by
3 Councilman Hicks, (by request of
4 Administration)

5 **Item No. 12-08-2957**

6 **ORDINANCE NO. 3663**

7
8 An ordinance creating the "Camellia Square Economic Development
9 District, State of Louisiana;" defining the boundaries thereof from which area local sales
10 tax and hotel occupancy tax increments will be determined and used to finance
11 economic development projects in accordance with and as authorized by Part II of
12 Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended; and
13 providing for other matters in connection with the foregoing.

14 WHEREAS, Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes
15 of 1950, as amended (La. R.S. 33:9038.31, *et seq.*) (the "Act") authorizes
16 municipalities, parishes and certain other local governmental subdivisions to create
17 economic development districts to carry out the purposes of the Act, which economic
18 development districts are political subdivisions of the State of Louisiana and possess
19 such power and authority and have such duties as provided by the Act and other law;
20
21 and
22
23
24

25 WHEREAS, the City of Slidell, State of Louisiana (the "City"), acting
26 through this City Council as its governing authority, desires to avail itself of the Act to
27 create an economic development district to be called the "Camellia Square Economic
28 Development District, State of Louisiana" (the "District"), in accordance with La. R.S.
29 33:9038.32, from which District local and State sales tax increments and local hotel
30 occupancy tax increments are expected to be determined and used to fund the Camellia
31 Square Economic Development District Trust Fund; and
32
33
34
35
36
37
38
39

1 **ORDINANCE NO. 3663**
2 **ITEM NO. 12-08-2957**
3 **PAGE 2**

4 WHEREAS, La. R.S. 33:9038.39 further permits such economic
5 development districts to levy sales and use taxes and hotel occupancy taxes at a rate
6 up to two percent (2%) for authorized purposes; and
7

8
9 WHEREAS, La. R.S. 33:9038.34(O) provides that this governing authority
10 may create a special trust fund for the furtherance of economic development projects,
11 as defined in the Act, into which the incremental increases in such sales taxes and hotel
12 occupancy taxes shall be deposited and loaned, granted, donated, or pledged in
13 furtherance of economic development projects as defined in the Act; and
14

15
16
17 WHEREAS, in accordance with the Act, particularly La. R.S. 33:9038.32(B)
18 and La. R.S. 33:9038.39, and Resolution No. R12-15 adopted on August 14, 2012, the
19 City has given notice of its intention to create the District, and notice that it will hold a
20 public hearing relative to the proposed creation of the District and the proposed levy of
21 the sales and use tax and hotel occupancy tax therein, including a description of the
22 boundaries of the District and containing a map showing the boundaries of the District,
23 which notice has been published once a week for two weeks in the City's official journal,
24 the first publication having appeared at least fourteen days before the public hearing
25 mentioned therein; and
26
27
28
29
30
31
32
33
34
35
36
37
38
39

1 **ORDINANCE NO. 3663**
2 **ITEM NO. 12-08-2957**
3 **PAGE 3**

4 WHEREAS, on this date, prior to the adoption of this ordinance, this
5 governing authority did hold a public hearing pursuant to the aforesaid notice of
6 intention, at which public hearing no objections were received with respect to the
7 creation of the District or the levy of a one percent (1.00%) sales and use tax and a two
8 percent (2.00%) hotel occupancy tax therein.
9
10
11

12 NOW THEREFORE, BE IT HEREBY ORDAINED by the Council of the City
13 of Slidell, State of Louisiana, acting as the governing authority of the City of Slidell,
14 State of Louisiana, that:
15
16

17 SECTION 1. All of the above "Whereas" clauses are adopted as part of this
18 ordinance.
19

20 SECTION 2. Creation of District. Under the authority of La. R.S. 33:9038.32
21 there is hereby created an economic development district within the City, to be named
22 the "Camellia Square Economic Development District, State of Louisiana," having the
23 geographical boundaries set forth in Exhibit A attached hereto, which Exhibit A is
24 hereby incorporated in and made a part of this Ordinance, all pursuant to the Act. As
25 provided by the Act, the governing body of the District shall be this City Council. As
26 provided by the Act, the District shall be a political subdivision of the State of Louisiana
27 and shall possess such powers and authority and have such duties as provided in the
28 Act and other law.

29 SECTION 3. Creation of Trust Fund. Under the authority of La. R.S.
30 33:9038.34(O), there is hereby created a special trust fund, to be named the "Camellia
31 Square Economic Development District Trust Fund" (the "Trust Fund") the purpose of
32 which will be to fund economic development projects selected by the District in the
33 manner provided by the Act. The Trust Fund shall be established by the Director of
34 Finance of the City and maintained as a separate fund, apart from other funds and
35 accounts of the City or other entities, and shall be used strictly for the purposes set forth
36 herein and in the Act.

37 SECTION 4. Authorization of Officers. The Mayor, President of the City Council
38 and Council Administrator are hereby authorized, empowered and directed to do any
39 and all things necessary and incidental to carry out the provisions of this ordinance.

1 **ORDINANCE NO. 3663**
2 **ITEM NO. 12-08-2957**
3 **PAGE 4**

4 SECTION 5. Severability. If any provision of this ordinance shall be held to be
5 illegal or invalid, such illegality or invalidity shall not affect any other provision of this
6 ordinance, but this ordinance shall be construed and enforced as if such illegal or invalid
7 provisions had not been contained herein. Any constitutional or statutory provision
8 enacted after the date of this ordinance which validates or makes legal any provision of
9 this ordinance which would not otherwise be valid or legal, shall be deemed to apply to
10 this ordinance.

11 SECTION 6. Repealer. All ordinances or resolution, or parts thereof, in conflict
12 herewith are hereby repealed.

13 SECTION 7. Publication; Effective Date. This ordinance shall be published one
14 time in the official journal of the City, and, as provided by Section 2-11 of the Slidell City
15 Charter, shall become effective upon approval by the Mayor.

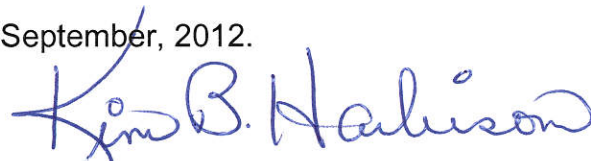
16 I the undersigned, hereby certify that the foregoing ordinance was duly adopted
17 following a roll call vote:

18 YEAS: 8

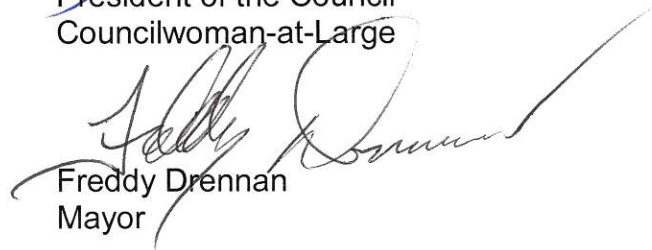
19 NAYS: 1 (Abney)

20 ABSENT: 0

21
22
23 **ADOPTED** this 12th day of September, 2012.

24
25 

26 Kim Harbison
27 President of the Council
28 Councilwoman-at-Large

29
30
31 

32 Freddy Drennan
33 Mayor

34 

35 Thomas P. Reeves
36 Council Administrator

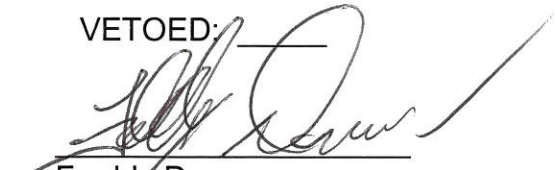
37
38
39

1 **ORDINANCE NO. 3663**
2 **ITEM NO. 12-08-2957**
3 **PAGE 5**

4 Delivered to the Mayor on Sept. 14, 2012, at 9:20 a.m.

5
6 APPROVED:

VETOED:

7
8 
9 _____
10 Freddy Drennan
11 Mayor

12 Returned to the Council Administrator on Sept. 18, 2012, at 1:15 p.m.

13
14 
15 _____
16 Thomas P. Reeves
17 Council Administrator
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39

4 **EXHIBIT A**
5 **to Creation Ordinance**

6 **BOUNDARIES AND MAP OF PROPOSED**
7 **CAMELLIA SQUARE ECONOMIC DEVELOPMENT DISTRICT**

8
9
10 ALL THAT CERTAIN TRACT OR PORTION OF LAND, together with all the buildings
11 and improvements thereon, and all the rights, ways, privileges, servitudes, appurtenances and
12 advantages thereunto belonging or in anywise appertaining, situated in Section 1, Township 9
13 South, Range 14 East, St. Tammany Parish, Louisiana, designated as LOT 4-C, SMALL'S
14 SUBDIVISION, City of Slidell, consisting of 8.4874 acres on a plan of resubdivision of the
15 former Lots 4-A-1 and 4-B-1 prepared by J. V. Burkes III, Registered Land Surveyor, dated
16 May 24, 2000, last revised August 4, 2000, a copy of which is recorded in the official records
of St. Tammany Parish, Louisiana, State of Louisiana at Map File No. 1857, and according to
said survey the said tract or parcel of land is described as follows:

17 From the section corner common to Sections 1 and 12, Township 9 South, Range 14 East, and
18 Sections 6 and 7, Township 9 South, Range 15 East of said Parish, go North 00 degrees 01
19 minute, 00 seconds West 50.0 feet to a point; thence go North 50.0 feet to a point; thence go
20 North 89 degrees 55 minutes 00 seconds West 2,657.20 feet to a point on the northerly right-
of-way of Gause Boulevard East, also the point of beginning.

21 Thence go North 00 degrees 01 minute 00 seconds West 885.43 feet to a point; thence go
22 South 88 degrees 00 minutes 09 seconds East 420.92 feet to a point; thence go South 00
23 degrees 04 minutes 55 seconds East 510.04 feet to a point; thence go South 00 degrees 05
24 minutes 03 seconds East 360.23 feet to a point on the northerly right-of-way of Gause
25 Boulevard East; thence go South 89 degrees 56 minutes 00 seconds West 421.67 feet along
said northerly right-of-way of Gause Boulevard East to the point of beginning.

26
27
28 **[MAP ON FOLLOWING PAGE]**
29
30
31
32
33
34
35
36
37
38
39


1 **ORDINANCE NO. 3663**
2 **ITEM NO. 12-08-2957**
3 **PAGE 8**

4 STATE OF LOUISIANA
5
6 PARISH OF ST. TAMMANY

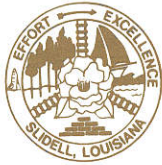
7 I, the undersigned Council Administrator of City of Slidell, State of Louisiana (the
8 "City"), do hereby certify that the foregoing seven (7) pages constitute a true and correct
9 copy of an ordinance adopted by the governing authority of the City on September 12,
10 2012, creating the "Camellia Square Economic Development District, State of
11 Louisiana;" defining the boundaries thereof from which area local sales tax and hotel
12 occupancy tax increments will be determined and used to finance economic
13 development projects in accordance with and as authorized by Part II of Chapter 27 of
14 Title 33 of the Louisiana Revised Statutes of 1950, as amended; and providing for other
15 matters in connection with the foregoing.
16
17
18
19
20
21

22 IN FAITH WHEREOF, witness my official signature and the impress of the official
23 seal of the City on this the 12th day of September, 2012.
24

25
26
27
28 (SEAL)



Thomas P. Reeves
Council Administrator



THOMAS P. REEVES
Council Administrator

Slidell City Council

P. O. Box 828 • Slidell, Louisiana 70459-0828
Telephone (985) 646-4307 • Fax (985) 643-1854

September 18, 2012

Mrs. Becky Darby
Adams and Reese LLP
701 Poydras St., Suite 4500
New Orleans, LA 70139

Re: Ordinance No. 3663

Dear Becky:

Enclosed is a signed copy of Ordinance No. 3663, an ordinance creating Camellia Square Economic Development District. Also are 5 signed certificates.

The Ordinance will be published on Friday, September 21, 2012 in the St. Tammany Newspaper. I have asked for a copy of the tear sheet and affidavit to be sent to your office.

Should you need anything else, please do not hesitate to contact my office.

Sincerely,


Thomas P. Reeves
Council Administrator

TPR/mm
Enclosure