

The following ordinance was offered for adoption by _____ and seconded by

_____:

ORDINANCE NO. 2018-21

An ordinance creating Zachary Commons Economic Development District, in accordance with and as authorized by Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended; defining the boundaries thereof; and providing for other matters in connection therewith.

WHEREAS, in order to accomplish the funding of economic development projects, including various public infrastructure improvements, in accordance with Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9038.31 through 33:9038.42, inclusive) (the "Act"), the City Council of the City of Zachary (the "Governing Authority"), desires to create an economic development district within the City of Zachary, Louisiana (the "City"), to be known as "Zachary Commons Economic Development District" (the "District"); and

WHEREAS, there has been published two times in the *Advocate*, the official journal of the City, a notice in the form attached hereto as **Exhibit A**, describing the boundaries of the District and informing citizens of the City of the date of consideration of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Zachary, acting as the governing authority of the City, that:

SECTION 1. There is hereby created an economic development district within the City, to be named "Zachary Commons Economic Development District", having the geographical boundaries set forth in **Exhibit B** attached hereto, which **Exhibit B** is hereby incorporated in and made a part of this Ordinance, all pursuant to the Act. As provided by the Act, the District shall be a political subdivision of the State of Louisiana and shall possess such powers and authority and have such duties as provided in the Act and other law, and the Governing Authority of the City shall be the governing authority of the District.

SECTION 2. The domicile of the District shall be the same as that of the City; the District shall obtain an official seal, hereby approved, with the word "SEAL" on the inside and surrounded by the official name of the District; the official journal shall be the initial official journal of the District; the fiscal agent bank of the City shall be the initial fiscal agent bank of the District unless and until the District names its own fiscal agent bank; and the fiscal year of the District shall be the same as that of the City.

SECTION 3. The Mayor and the Clerk are hereby authorized to do any and all things necessary and incidental to carry out the provisions of this Ordinance.

SECTION 4. All other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

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

SECTION 6. This Ordinance shall be effective immediately upon its final approval by the Mayor of the City, or if not so approved, on the earliest date permitted by the Home Rule Charter of the City.

This ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:

NAYS:

ABSENT:

And the ordinance was declared adopted on this, the 23rd day of October, 2018.

 /s/ Dana LeJeune

Clerk

 /s/ David Amrhein

Mayor

EXHIBIT A

CITY OF ZACHARY, STATE OF LOUISIANA OFFICIAL NOTICE

NOTICE IS HEREBY GIVEN that the City Council of the City of Zachary (the "City Council") proposes to consider the creation of an economic development district to be called the "Zachary Commons Economic Development District" (the "Proposed District"), pursuant to the authority of Part II, Chapter 27, Title 33 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 33:9038.31 through 9038.42, inclusive). The public is further notified that the City Council plans to consider the creation of the Proposed District and related matters at its regular meeting to be held at 6:30 p.m. on October 23, 2018, at which time the public will be afforded an opportunity to comment upon the creation of the Proposed District.

The legal description of the proposed boundaries of the Proposed District are:

One (1) certain tract or parcel of ground designated as "Lot 4-A", containing 8.145 Ac. (354,801 Sq. Ft.) being a portion of Zachary Commercial Park, together with all improvements thereon, located in Section 31, T-4-S, R-1-E, Greensburg Land District, East Baton Rouge Parish, Louisiana, and more particularly described as follows:

Commence at a point and corner at the intersection of the southerly right-of-way of Montegudo Boulevard with the easterly right-of-way of Bob Odom Drive, said point also being the Point of Beginning;

Thence, along the southerly right-of-way of Montegudo Boulevard, along the arc of a curve to the left having a radius of 850.00 feet, an arc length of 292.79 feet and a chord which bears N 73°49'30" E a distance of 291.34 feet to a point and corner; thence, N 63°57'25" E a distance of 141.85 feet to a point and corner; thence, along the arc of a curve to the right having a radius of 750.00 feet, an arc length of 188.15 feet and a chord which bears N 71°08'38" E a distance of 187.66 feet to a point and corner; thence, departing the right-of-way of Montegudo Boulevard, S 09°06'55" W a distance of 726.50 feet to a point and corner, said point being on the northerly right-of-way of future Emmie Drive; thence, along said right-of-way, S 66°28'03" W a distance of 359.50 feet to a point and corner; thence, N 80°53'05" W a distance of 170.88 feet to a point and corner, said point being the intersection of the easterly right-of-way of Bob Odom Drive with the northerly right-of-way of future Emmie Drive; thence, along the right-of-way of Bob Odom Drive, N 07°52'17" E a distance of 247.47 feet to a point and corner; thence, along the arc of a curve to the left having a radius of 1025.00 feet, an arc length of 230.02 feet and a chord which bears N 01°48'07" E a distance of 229.54 feet to a point and corner; thence, N 04°37'18" W a distance of 155.64 feet to the Point of Beginning.

EXHIBIT B

LEGAL DESCRIPTION

One (1) certain tract or parcel of ground designated as "Lot 4-A", containing 8.145 Ac. (354,801 Sq. Ft.) being a portion of Zachary Commercial Park, together with all improvements thereon, located in Section 31, T-4-S, R-1-E, Greensburg Land District, East Baton Rouge Parish, Louisiana, and more particularly described as follows:

Commence at a point and corner at the intersection of the southerly right-of-way of Montegudo Boulevard with the easterly right-of-way of Bob Odom Drive, said point also being the Point of Beginning;

Thence, along the southerly right-of-way of Montegudo Boulevard, along the arc of a curve to the left having a radius of 850.00 feet, an arc length of 292.79 feet and a chord which bears N 73°49'30" E a distance of 291.34 feet to a point and corner; thence, N 63°57'25" E a distance of 141.85 feet to a point and corner; thence, along the arc of a curve to the right having a radius of 750.00 feet, an arc length of 188.15 feet and a chord which bears N 71°08'38" E a distance of 187.66 feet to a point and corner; thence, departing the right-of-way of Montegudo Boulevard, S 09°06'55" W a distance of 726.50 feet to a point and corner, said point being on the northerly right-of-way of future Emmie Drive; thence, along said right-of-way, S 66°28'03" W a distance of 359.50 feet to a point and corner; thence, N 80°53'05" W a distance of 170.88 feet to a point and corner, said point being the intersection of the easterly right-of-way of Bob Odom Drive with the northerly right-of-way of future Emmie Drive; thence, along the right-of-way of Bob Odom Drive, N 07°52'17" E a distance of 247.47 feet to a point and corner; thence, along the arc of a curve to the left having a radius of 1025.00 feet, an arc length of 230.02 feet and a chord which bears N 01°48'07" E a distance of 229.54 feet to a point and corner; thence, N 04°37'18" W a distance of 155.64 feet to the Point of Beginning.

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

I, the undersigned Clerk of the City Council of the City of Zachary (the "Governing Authority"), acting in its capacity as the governing authority of the City of Zachary, Louisiana (the "Issuer"), do hereby certify that the foregoing pages constitute a true and correct copy of an ordinance adopted by said Governing Authority on October 23, 2018, creating Zachary Commons Economic Development District, in accordance with and as authorized by Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended; defining the boundaries thereof; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature on this, the 23rd day of October, 2018.

Clerk