

2000-0088

INTRODUCED BY: ALBERT D. LAQUE
PARISH PRESIDENT
(DEPT. OF PLANNING & ZONING)

ORDINANCE NO. 00-2-7

An ordinance of the parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, State of Louisiana, be amended through the addition of subpart "II.5-34 International Matex Tank Terminals." The ordinance shall add International Matex Tank Terminals to the listing of formally recognized "industrial areas" in St. Charles Parish

WHEREAS, International Matex Tank Terminals has submitted an application and supporting documentation to the Department of Planning & Zoning requesting an area of the Parish of St. Charles, State of Louisiana be declared an Industrial Area and be granted the privileges and immunities appertaining thereto under the terms and conditions of Act 406 of 1964, as amended by Act Number 505 of 1966, of the Louisiana Legislature (R.S. 33:130-11, et seq.); and,

WHEREAS, the requested Industrial Area has been fully described on an accurate legal description of which is attached hereto as Exhibit "A" and on an accurate legal survey of which is attached hereto as Exhibit "B", and,

WHEREAS, International Matex Tank Terminals owns an interest of not less than 51% of the land in the request for Industrial Area Status; and,

WHEREAS, all of the land in the request for Industrial Area Status is outside the boundaries of any municipal corporation of the Parish of St. Charles; and,

WHEREAS, the St. Charles Parish Council has determined that the land proposed for Industrial Area Status is primarily suited for industrial development and that such determination of feasibility was positively made by the St. Charles Parish Planning & Zoning Commission and the Department of Planning and Zoning as set forth in the Code of Ordinances; and,

WHEREAS, the St. Charles Parish Council has held one public hearing after notifying the citizenry and all interested parties by means of publication of the notice of said public hearing, a copy of which is attached hereto as Exhibit "C" in a newspaper of general circulation throughout St. Charles Parish at a time not less than ten days prior to the date of the hearing, and that after the deliberations of the said public hearing and due proceeding of this St. Charles Parish Council, all in accordance with the Law.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS, that Chapter 11.5 of the Code of Ordinances is hereby amended through the addition of the following subpart.

Sec. 11.5-33. International Matex Tank Terminals

- (a) Created: The following land, is hereby designated as an industrial area under the terms and conditions of and with all the privileges and immunities granted by Act 406 of 1964, as amended by Act Number 505 of 1966, of the Louisiana Legislature (R.S. 33.130.11, et seq): A CERTAIN TRACT OF LAND, together with all the buildings and improvements thereon; and all the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. Charles, State of Louisiana, on the left descending bank of the Mississippi River at about seven and a half leagues above the City of New Orleans, measuring TWO THOUSAND TWO HUNDRED AND SEVEN and seven tenths (2207.7') FEET front on the Mississippi River and TWO THOUSAND TWO HUNDRED AND THIRTEEN AND 78/100 (2213.78') FEET front along the Public Road, by a depth of FOURTEEN THOUSAND ONE HUNDRED AND SEVENTY (14,170') FEET on its upper line by a depth of FOURTEEN THOUSAND NINE HUNDRED AND NINETY-FIVE and 9/10 (14,995.9') FEET on its lower line and by a width in the rear on a diagonal line of ONE THOUSAND, THREE HUNDRED AND THIRTY-EIGHT and 9/10 (1,338.9') FEET, containing FOUR HUNDRED AND NINETY-SIX and 49/100 (496.49) ACRES and is comprised between the letters A., B., C., and D., on a plan made by Frank T. Payne, Civil Engineer, dated Gretna, La., December 31st 1920 Said above described property forms part of Cedar Grove Plantation and also the lower half of Lot No One (1) and all of Lot No Twenty-three (23) of Pecan Grove Plantation Subdivision, situated in the Parish of St. Charles, State of Louisiana, and the property comprises all of Section 48 and parts of Sections 8, 45 and 46 in T 12 S., R 9E, and parts of Sections 40 and 41 in T. 13 S., R. 9 E., Southeastern District of Louisiana, East of the Mississippi River. The above property is also shown on a survey map of Ballard Land Surveyors dated May 15, 1974, revised October 12, 1974 and June 12, 1975, a copy of which is annexed hereto and made part hereof, according to which said property is described and shown as follows, to-wit Beginning at a point designated as Point A, which said point bears Louisiana Lambert Plane coordinates, South Zone, X=2,318,138.44 and Y=463,518.52 thence N 16° 31' 40" W a distance of 6,346.75 feet to a point A-1; thence N 16° 29' 43" W a distance of 8,163.75 feet to point B; thence N 07° 09' 27" E a distance of 1,337.25 feet to point C; thence S 23° 48' 55" E, a distance of 2273.49 feet to point C-1; thence S 23° 44' 22" E, a distance of 4973.57 feet to point C-2, thence S 23° 48' 34" E a distance of 1663.10 feet to point D, thence S 21° 01' 59" E a distance of 7,077.93 feet to point E, thence along the average low water plane of the east bank of the Mississippi River S 73° 28' 20" W, a distance of 371.32 feet to point F; thence along said low water plane N 77°

16' 44" W, a distance of 286 53 feet to point G, thence continuing along said low water plane S 64° 43' 34" W, a distance of 131.53 feet to point H; thence continuing along said low water plane S 74° 18' 09" W a distance of 690 07 feet to point I, thence continuing along said low water plane S 75° 40' 29" W, a distance of 780.58 feet to point A, the point of beginning, all of which contains 525.31 acres. SEVEN CERTAIN TRACTS OF LAND, together with all improvements thereon, all rights, ways, servitudes and appurtenances thereunto belonging or in anywise appertaining, situated in St Rose, Parish of St. Charles, Louisiana on the left bank of the Mississippi River, at a distance of about twenty-three (23) miles above the City of New Orleans, measuring eleven (11) arpents, more or less, front on the Mississippi River, by seventy-five (75) arpents, more or less in depth, converging to a point, said tracts of land form a part of and are designated as lots 1, 2, 3, 4, 5, 7 and 8 on a plan of subdivision of the "Pecan Grove Plantation" made by Frank T. Payne under date of December 31, 1904, a copy of which is annexed hereto. TWO (2) CERTAIN PARCELS OR PORTIONS OF GROUND, being a portion of the Crespo Subdivision, all as shown on one certain map of said subdivision bearing certification of Frank T. Payne, Civil Engineer and being outlined in red thereon, designated As Exhibit "A", together with approximately 5.35 acres of batture being located immediately to the front of the Crespo Subdivision property

- (1) The Secretary of the parish council is instructed to file certified copies of the legal description, the survey of the industrial area, and this section with the clerk of the district court in both the mortgage and conveyance records; and,
- (2) The Secretary of the parish council is directed to furnish a certified copy of this section to petitioner, International Matex Tank Terminals and to the assessor, and to ask that the said assessor duly note the action of the parish council in the records of his office; and,
- (3) The Secretary of the parish council is instructed to provide a certified copy of this section to the State Department of Economic Development, Baton Rouge, Louisiana, and the State Department of Public Works, Baton Rouge, Louisiana, and,
- (4) No portion of the industrial area may be included within a special service district hereafter created for the purpose of construction and cleaning streets, provided the industries located within the industrial area, individually, or as a group, furnish and maintain such service as needed, and file an affidavit with the secretary of the parish council so stating. The service provided for in this paragraph shall not apply to public streets and public roads within the industrial area; and,

- (5) No portion of this industrial area may be included within a special service district hereafter created for the purpose of street lighting, provided the industries located within the industrial area, individually or as a group, furnish and maintain such service as needed, and file an affidavit with the secretary of this parish council so stating; and,
 - (6) No portion of the industrial area may be included within a special service district hereafter created for the purpose of sewers and sewerage works, provided the industries located within the industrial area individually, or as a group, furnish and maintain such service as needed and file an affidavit with the secretary of this parish council so stating, and,
 - (7) No portion of the industrial area may be included within a special service district hereafter created for the purpose of fire protection, provided the industries located within the industrial area, individually or as a group, furnish and maintain such service as needed and file an affidavit with the secretary of this parish council so stating, and,
 - (8) No portion of the industrial area may be included within a special service district hereafter created for the purpose of garbage and refuse collection and disposal, provided the industries located within the industrial area, individually or as a group, furnish and maintain such service as needed, and file an affidavit with the secretary of the parish council so stating.
- (b) Administrative requirements:
- (1) No industry located or in progress of being located within the boundaries of this industrial area shall have any of the privileges and immunities set forth in Act Number 406 of 1964, as amended by Act Number 505 of 1966, or this section unless and until that industry files with the secretary of the parish council a duly executed agreement to notify the parish council in writing immediately upon the discontinuance of the furnishing and/or maintenance of any one of all of the services to themselves which had been previously set forth in an affidavit filed by the industry with the parish council and to allow inspection by the parish council and to allow inspection by the parish council or any designee thereof, of the premises on which the industries claim, by affidavit duly filed, that they shall furnish and maintain any or all of the above enumerated services. Such inspection shall be made at reasonable times and the intervals and shall be limited to observation of the areas and/or facilities pertinent to the services which the industries claim, by duly filed affidavit, to be furnishing, and,
 - (2) The Secretary of the parish council is directed to file certified copies of all agreements filed with the secretary by companies in the industrial area with the assessor, and,
 - (3) This section shall, in no way, impair or restrict any agreement between industries located in this industrial area and the parish council and/or any municipality or municipalities situated therein, for mutual fire protection in grave emergencies

- (4) This section shall in no way, impair or restrict the parish council and/or any municipality or municipalities situated therein, from the enforcement of buffer zone requirements as contained in any zoning or land use base Code provision

The foregoing Ordinance having been submitted to a vote, the vote thereon was as follows.

YEAS: RAMCHANDRAN, HILAIRE, FABRE, ABADIE, AUTHEMENT, BLACK, MARINO, MINNICH

NAY. NONE

ABSENT. FAUCHEUX

And the Ordinance was declared adopted this 20TH day of March, 2000, to become effective five (5) days after publication in the Official Journal.

IMTT-Ind area Amended

CHAIRMAN

SECRETARY

DLVD/PARISH PRESIDENT

APPROVED

DISAPPROVED

PARISH PRESIDENT

RETD/SECRETARY

AT 3:00 PM

RECD BY

RECORDED IN THE ST. CHARLES

CLERK OF COURT OFFICE

ON 3-24-00

AS 241918

IN MORTGAGE/CONVEYANCE

NO. 747 FOLIO 298

RECORDED IN THE ST. CHARLES PARISH

CLERK OF COURT OFFICE

ON 3-24-00

AS ENTRY NO. 241918

IN MORTGAGE/CONVEYANCE

NO. 566 FOLIO 269

EXHIBIT "A"

A CERTAIN TRACT OF LAND, together with all the buildings and improvements thereon; and all the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. Charles, State of Louisiana, on the left descending bank of the Mississippi River at about seven and a half leagues above the City of New Orleans, measuring TWO THOUSAND TWO HUNDRED AND SEVEN and seven tenths (2207.7') FEET front on the Mississippi River and TWO THOUSAND TWO HUNDRED AND THIRTEEN AND 78/100 (2213.78') FEET front along the Public Road, by a depth of FOURTEEN THOUSAND ONE HUNDRED AND SEVENTY (14,170') FEET on its upper line by a depth of FOURTEEN THOUSAND NINE HUNDRED AND NINETY-FIVE AND 9/10 (14,995.9') FEET on its lower line and by a width in the rear on a diagonal line of ONE THOUSAND, THREE HUNDRED AND THIRTY-EIGHT and 9/10 (1,338.9') FEET, containing FOUR HUNDRED AND NINETY-SIX and 49/100 (496.49) ACRES and is comprised between the letters A., B., C., and D., on a plan made by Frank T. Payne, Civil Engineer, dated Gretna, La., December 31st, 1920.

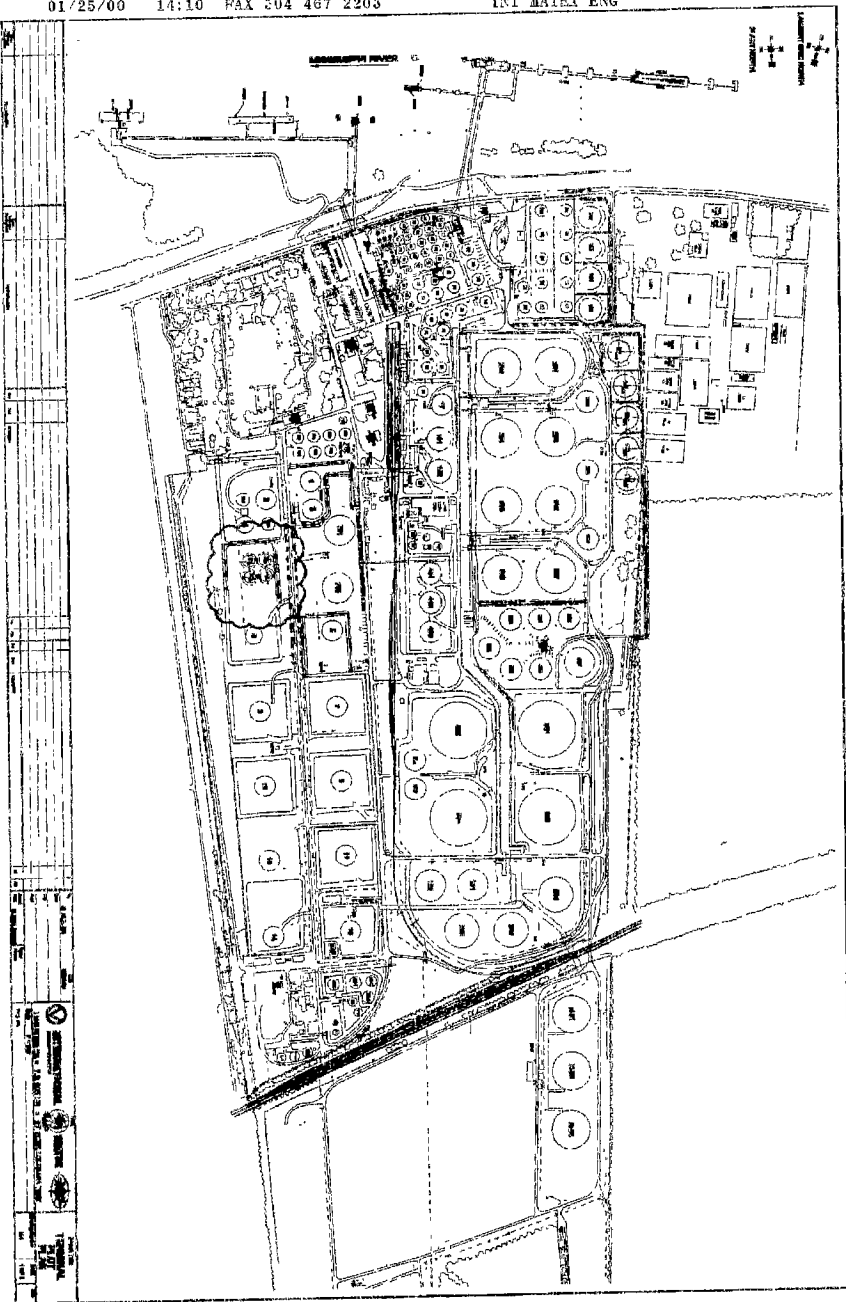
Said above described property forms part of Cedar Grove Plantation and also the lower half of Lot No. One (1) and all of Lot No. Twenty-three (23) of Pecan Grove Plantation Subdivision, situated in the Parish of St. Charles, State of Louisiana, and the property comprises all of Section 48 and parts of Sections 8, 45 and 46 in T. 12 S., R. 9 E., and parts of Sections 40 and 41 in T. 13 S., R. 9 E., Southeastern District of Louisiana, East of the Mississippi River.

The above property is also shown on a survey map of Ballard Land Surveys dated May 15, 1974, revised October 12, 1974 and June 12, 1975, a copy of which is annexed hereto and made part hereof, according to which said property is described and shown as follows, to-wit:

Beginning at a point designated as Point A, which said point bears Louisiana Lambert Plane Coordinates, South Zone, X=2,318,138.44 and Y=463,518.52 thence N 16° 31' 40" W a distance of 6,346.75 feet to a point A-1; thence N 16° 29' 43" W a distance of 8,163.75 feet to point B; thence N 07° 09' 27" E a distance of 1,337.25 feet to point C; thence S 23° 48' 55" E, a distance of 2273.49 feet to point C-1; thence S 23° 44' 22" E, a distance of 4973.57 feet to point C-2; thence S 23° 48' 34" E a distance of 1663.10 feet to point D; thence S 21° 01' 59" E a distance of 7,077.93 feet to point E; thence along the average low water plane of the east bank of the Mississippi River S 73° 28' 20" W, a distance of 371.32 feet to point F; thence along said low water plane N 77° 16' 44" W, a distance of 286.53 feet to point G; thence continuing along said low water plane S 64° 43' 34" W, a distance of 131.53 feet to point H; thence continuing along said low water plane S 74° 18' 09" W a distance of 690.07 feet to point I; thence continuing along said low water plane S 75° 40' 29" W, a distance of 780.58 feet to point A, the point of beginning, all of which contains 525.31 acres.

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IMT

ATTACHMENT "B"

PLANNING AND ZONING

THE ST. CHARLES PARISH PLANNING & ZONING COMMISSION WILL MEET ON FEBRUARY 3, 2000, AT 7:00 P.M. IN THE COUNCIL CHAMBERS OF THE HAINVILLE COURTHOUSE TO HEAR THE FOLLOWING CASES:

EZS-2000-08 requested by **Bob & Beld Builders, Inc.** for subdivision of 1 of 7 into Lots 7A and 7B, Square 9, Ormond Country Club Estate, Section 1, St. Charles Parish, La. Zoning District R-3. Council District 3

EZS-2000-09 requested by **Bandco & Text Nod and Glasses Brand Companies, LLC** for subdivision of Lots C-1 and C-2, Home First Plantation Estates, Phase 1, into Lots C-1-A, C-1-B, C-1-C, C-1-D, & C-1, in Section 22, 1135 R20E, St. Charles Parish, La. Zoning District R-1A. Council District 1

EZS-2000-10 requested by **Robert R. Gray, Jr. for M&R T. Morley** for a zoning reclassification from R-1A to C-3 at 16241 River Road, 1st. La. Council District 1

EZSPL-2000-04 requested by **Robert R. Gray, Jr. for M&R T. Morley** for a special permit to use to have a 19,900 sq ft office/warehouse in a C-3 Zoning District. Zoning District R-1A (proposed C-3). Council District 1

EZSPL-2000-05 requested by **Delta Petroleum Company, LLC** for special permit use to receive, store and ship hazardous materials (gasoline additives) from an existing petroleum distribution at 10352 River Road, St. Rose, La. Zoning District M-1. Council District 5

EZIAS-2000-01 requested by **International Marine Tank Terminal (IMTLT)** for determination of feasibility of Industrial Area Status application for DMIT Industrial Facility at 11842 River Road, St. Rose, La. Zoning District M-2. Council District 5

EZD-2000-02 requested by **"Randy" Ramechardren, Councilman at Large, Division A** for an ordinance to amend Appendix C of the Code, St. Charles Parish Subdivision Regulations of 1981, Ordinance No. 81, & 2 to require a Traffic Impact Analysis for certain developments within St. Charles Parish.

TABLED CASES: **EZS-2000-02** requested by **Ray Eater** for a change in zoning classification from R-1A to R-1M at 139 Mize Lane, Parasls, La. Council District 4

EZS-2000-03 requested by **B. Bear Boudreaux** for subdivision of Parcels X and Y located in Farm Lots 19 and 20 of Ellington Plantation into Lots A, B and C, in Sections 49 & 57 T1S R21E, new Boulev, St. Charles Parish, La. Zoning District C-2. Council District 7

OLD BUSINESS/NEW BUSINESS/MINUTES/ADJOURN

To be published 1/19, 1/26, 2/2

SHERIFF'S SALE

STATE OF LOUISIANA
PARISH OF ST. CHARLES

PUBLIC NOTICE

Public Notice

Request for Scenic River Permit

PUBLIC NOTICE

Public Notice

St. Charles Parish is soliciting
proposals from contractor

PUBLIC NOTICE

NOTICE

St. Charles Parish Public Schools
uses in the email community mro-

St. Charles Parish Council Ordinances & Resolutions

ST. CHARLES PARISH COUNCIL

ORDINANCES & RESOLUTIONS
INTRODUCED FOR PUBLICATION
& PUBLIC HEARING ON MONDAY
FEBRUARY 7, 2000, 6:00 P.M.,
COUNCIL CHAMBERS, COURTHOUSE,
HAINVILLE:

- 2000-0022 (1/24/00) (Agree Finance)**
An Ordinance to amend the 2000 Consolidated Operating and Capital Budget to provide past terms and related expenses in Emergency Preparedness Subdivisions' budget for hazardous materials testing.
- 2000-0023 (1/24/00) (Agree)**
An Ordinance to approve and authorize the execution of an Intergovernmental Agreement with the Sunset Drainage District to provide for an operating subsidy to the District for fiscal year 2000
- 2000-0024 (1/24/00) (F. authorizes)**
An Ordinance to award certain streets and name certain streets in the unincorporated areas of St. Charles Parish
- 2000-0025 (1/24/00) (Agree)**
An ordinance to establish an Administrative Staff Agency for the Parish Council
- 2000-0026 (1/24/00) (Agree Planning & Zoning Dept)**
An ordinance amending Ordinance No. 99-12-6, an ordinance amending the St. Charles Parish Zoning Ordinance of 1981 and the St. Charles Parish Subdivision Regulations of 1981, to change setback requirements from property line to sidewalk line, to require a soil analysis, soil borings and geotechnical reports for all new construction, to require a traffic impact study for all major building areas to be defined on final subdivision plans.

PUBLISHED:
January 28, 29, 2000
February 2, 5, 2000

PEOP
WH
RE/AR

BET
INFO
VOT

St. Charles Parish

2000-0088

INTRODUCED BY: ALBERT D. LAQUE
PARISH PRESIDENT
(DEPT. OF PLANNING & ZONING)

FIRST VERSION
(NOT FINAL)

ORDINANCE NO. 00-2-7

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WHEREAS, the requested Industrial Area has been fully described on an accurate legal description of which is attached hereto as Exhibit "A" and on an accurate legal survey of which is attached hereto as Exhibit "B"; and,

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WHEREAS, all of the land in the request for Industrial Area Status is outside the boundaries of any municipal corporation of the Parish of St. Charles; and,

WHEREAS, the St. Charles Parish Council has determined that the land proposed for Industrial Area Status is primarily suited for industrial development and that such determination of feasibility was positively made by the St. Charles Parish Planning & Zoning Commission and the Department of Planning and Zoning as set forth in the Code of Ordinances; and,

WHEREAS, the St. Charles Parish Council has held one public hearing after notifying the citizenry and all interested parties by means of publication of the notice of said public hearing, a copy of which is attached hereto as Exhibit "C" in a newspaper of general circulation throughout St. Charles Parish at a time not less than ten days prior to the date of the hearing, and that after the deliberations of the said public hearing and due proceeding of this St. Charles Parish Council, all in accordance with the Law.

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adopted
at PC
mtg. 2-21

No Corr.
forwarded
this was
reconsidered
3-20

Louisiana Legislature (R S 33:130.11, et seq): A CERTAIN TRACT OF LAND, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St Charles, State of Louisiana, on the left descending bank of the Mississippi River at about seven and a half leagues above the City of New Orleans, measuring TWO THOUSAND TWO HUNDRED AND SEVEN and seven tenths (2207.7) FEET front on the Mississippi River and TWO THOUSAND TWO HUNDRED AND THIRTEEN AND 78/100 (2213 78') FEET front along the Public Road, by a depth of FOURTEEN THOUSAND ONE HUNDRED AND SEVENTY (14,170') FEET on its upper line by a depth of FOURTEEN THOUSAND NINE HUNDRED AND NINETY-FIVE and 9/10 (14,995 9') FEET on its lower line and by a width in the rear on a diagonal line of ONE THOUSAND, THREE HUNDRED AND THIRTY-EIGHT and 9/10 (1,338.9') FEET, containing FOUR HUNDRED AND NINETY-SIX and 49/100 (496.49) ACRES and is comprised between the letters A., B., C., and D., on a plan made by Frank T. Payne, Civil Engineer, dated Gretna, La., December 31st. 1920 Said above described property forms part of Cedar Grove Plantation and also the lower half of Lot No. One (1) and all of Lot No. Twenty-three (23) of Pecan Grove Plantation Subdivision, situated in the Parish of St. Charles, State of Louisiana, and the property comprises all of Section 48 and parts of Sections 3, 45 and 46 in T. 12 S., R. 9E., and parts of Sections 40 and 41 in T. 13 S., R. 9 E., Southeastern District of Louisiana, East of the Mississippi River. The above property is also shown on a survey map of Ballard Land Surveyors dated May 15, 1974, revised October 12, 1974 and June 12, 1975, a copy of which is annexed hereto and made part hereof, according to which said property is described and shown as follows, to-wit: Beginning at a point designated as Point A, which said point bears Louisiana Lambert Plane coordinates, South Zone, X=2,318,138.44 and Y=463,518.52 thence N 16° 31' 40" W a distance of 6,346.75 feet to a point A-1; thence N 16° 29' 43" W a distance of 8,163.75 feet to point B, thence N 07° 09' 27" E a distance of 1,337.25 feet to point C; thence S 23° 48' 55" E, a distance of 2273.49 feet to point C-1, thence S 23° 44' 22" E, a distance of 4973.57 feet to point C-2; thence S 23° 48' 34" E a distance of 1663.10 feet to point D; thence S 21° 01' 59" E a distance of 7,077.93 feet to point E; thence along the average low water plane of the east bank of the Mississippi River S 73° 28' 20" W, a distance of 371.32 feet to point F; thence along side low water plane N 77° 16' 44" W, a distance of 286.53 feet to point G; thence continuing along said low water plane S 64° 43' 34" W, a distance of 131.53 feet to point H; thence continuing along side low water plane S 74° 18' 09" W a distance of 690.07 feet to point I; thence continuing along said low water plane S 75° 40' 29" W, a distance of 780.58 feet to point A, the point of beginning, all of which contains 331.7 acres. SEVEN CERTAIN TRACTS OF LAND, together with all improvements thereon, all rights, ways, servitudes and appurtenances thereunto belonging or in anywise appertaining, situated in St. Rose, Parish of St. Charles, Louisiana on the left bank of the Mississippi River, at a distance of about twenty-three (23) miles above the City of New Orleans, measuring eleven (11) arpents, more or less, front on the Mississippi River,

by seventy-five (75) arpents, more or less in depth, converging to a point, said tracts of land form a part of and are designated as lots 1, 2, 3, 4, 5, 7 and 8 on a plan of subdivision of the "Pecan Grove Plantation" made by Frank T. Payne under date of December 31, 1904. TWO (2) CERTAIN PARCELS OR PORTIONS OF GROUND, being a portion of the Crespo Subdivision, all as shown on one certain map of said subdivision bearing certification of Frank T. Payne, Civil Engineer and being outlined in red thereon, designated As Exhibit "A", together with approximately 5.35 acres of batture being located immediately to the front of the Crespo Subdivision property.

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(b) Administrative requirements

- (1) No industry located or in progress of being located within the boundaries of this industrial area shall have any of the privileges and immunities set forth in Act Number 406 of 1964, as amended by Act Number 505 of 1966, or this section unless and until that industry files with the secretary of the parish council a duly executed agreement to notify the parish council in writing immediately upon the discontinuance of the furnishing and/or maintenance of any one of all of the services to themselves which had been previously set forth in an affidavit filed by the industry with the parish council and to allow inspection by the parish council and to allow inspection by the parish council or any designee thereof, of the premises on which the industries claim, by affidavit duly filed, that they shall furnish and maintain any or all of the above enumerated services. Such inspection shall be made at reasonable times and the intervals and shall be limited to observation of the areas and/or facilities pertinent to the services which the industries claim, by duly filed affidavit, to be furnishing, and,
- (2) The Secretary of the parish council is directed to file certified copies of all agreements filed with the secretary by companies in the industrial area with the assessor; and,
- (3) This section shall, in no way, impair or restrict any agreement between industries located in this industrial area and the parish council and/or any municipality or municipalities situated therein, for mutual fire protection in grave emergencies.
- (4) This section shall in no way, impair or restrict the parish council and/or any municipality or municipalities situated therein, from the enforcement of buffer zone requirements as contained in any zoning or land use base Code provision

The foregoing Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: RAMCHANDRAN, FAUCHEUX, HILAIRE, FABRE, ABADIE,
AUTHEMENT, BLACK, MARINO
NAYS: NONE
ABSENT: MINNICH

And the Ordinance was declared adopted this 21st day of February,
2000, to become effective five (5) days after publication in the Official Journal

CHAIRMAN: [Signature]
SECRETARY: [Signature]
DLVD/PARISH PRESIDENT 2-22-00
APPROVED _____ DISAPPROVED _____
PARISH PRESIDENT [Signature]
RETD/SECRETARY 2-22-00
AT 2:30PM RECD BY [Signature]

THIS ORDINANCE WAS RECONSIDERED BY THE PARISH COUNCIL
ON MARCH 20, 2000.

EXHIBIT "A"

A CERTAIN TRACT OF LAND, together with all the buildings and improvements thereon; and all the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. Charles, State of Louisiana, on the left descending bank of the Mississippi River at about seven and a half leagues above the City of New Orleans, measuring TWO THOUSAND TWO HUNDRED AND SEVEN and seven tenths (2207.7) FEET front on the Mississippi River and TWO THOUSAND TWO HUNDRED AND THIRTEEN AND 78/100 (2213 78") FEET front along the Public Road, by a depth of FOURTEEN THOUSAND ONE HUNDRED AND SEVENTY (14,170') FEET on its upper line by a depth of FOURTEEN THOUSAND NINE HUNDRED AND NINETY-FIVE and 9/10 (14,995 9') FEET on its lower line and by a width in the rear on a diagonal line of ONE THOUSAND, THREE HUNDRED AND THIRTY-EIGHT and 9/10 (1,338.9') FEET, containing FOUR HUNDRED AND NINETY-SIX and 49/100 (496.49) ACRES and is comprised between the letters A, B, C., and D., on a plan made by Frank T. Payne, Civil Engineer, dated Gretna, La., December 31st. 1920.

Said above described property forms part of Cedar Grove Plantation and also the lower half of Lot No. One (1) and all of Lot No. Twenty-three (23) of Pecan Grove Plantation Subdivision, situated in the Parish of St. Charles, State of Louisiana, and the property comprises all of Section 48 and parts of Sections 3, 45 and 46 in T. 12 S., R. 9E., and parts of Sections 40 and 41 in T. 13. S., R. 9 E., Southeastern District of Louisiana, East of the Mississippi River.

The above property is also shown on a survey map of Ballard Land Surveyors dated May 15, 1974, revised October 12, 1974 and June 12, 1975, a copy of which is annexed hereto and made part hereof, according to which said property is described and shown as follows, to-wit:

Beginning at a point designated as Point A, which said point bears Louisiana Lambert Plane coordinates, South Zone, X=2,318,138.44 and Y=463,518.52 thence N 16° 31' 40" W a distance of 6,346.75 feet to a point A-1; thence N 16° 29' 43" W a distance of 8,163.75 feet to point B, thence N 07° 09' 27" E a distance of 1,337.25 feet to point C; thence S 23° 48' 55" E, a distance of 2273.49 feet to point C-1; thence S 23° 44' 22" E, a distance of 4973.57 feet to point C-2; thence S 23° 48' 34" E a distance of 1663.10 feet to point D, thence S 21° 01' 59" E a distance of 7,077.93 feet to point E; thence along the average low water plane of the east bank of the Mississippi River S 73° 28' 20" W, a distance of 371.32 feet to point F, thence along side low water plane N 77° 16' 44" W, a distance of 286.53 feet to point G, thence continuing along said low water plane S 64° 43' 34" W, a distance of 131.53 feet to point H, thence continuing along side low water plane S 74° 18' 09" W a distance of 690.07 feet to point I; thence continuing along said low water plane S 75° 40' 29" W, a distance of 780.58 feet to point A, the point of beginning, all of which contains 331.7 acres.

SEVEN CERTAIN TRACTS OF LAND, together with all improvements thereon, all rights, ways, servitudes and appurtenances thereunto belonging or in anywise appertaining, situated in St. Rose, Parish of St. Charles, Louisiana on the left bank of the Mississippi River, at a distance of about twenty-three (23) miles above the City of New Orleans, measuring eleven (11) arpents, more or less, front on the Mississippi River, by seventy-five (75) arpents, more or

less in depth, converging to a point; said tracts of land form a part of and are designated as lots 1, 2, 3, 4, 5, 7 and 8 on a plan of subdivision of the "Pecan Grove Plantation" made by Frank T. Payne under date of December 31, 1904.

TWO (2) CERTAIN PARCELS OR PORTIONS OF GROUND, being a portion of the Crespo Subdivision, all as shown on one certain map of said subdivision bearing certification of Frank T. Payne, Civil Engineer and being outlined in red thereon, designated As Exhibit "A", together with approximately 5.35 acres of batture being located immediately to the front of the Crespo Subdivision property

STATE OF LOUISIANA

PARISH OF ORLEANS

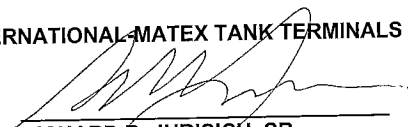
BEFORE ME, the undersigned Notary, personally came and appeared International-Matex Tank Terminals, a Delaware general partnership, appearing herein through its Chief Operating Officer, Richard B. Jurisich, Jr., who, after being duly sworn did depose and state as follows:

1. International-Matex Tank Terminals is the owner of in excess of fifty-one (51%) percent of the land in the proposed industrial area, all as described in Exhibit "A" hereto.
2. Grant of Industrial Area Status in connection with the land described on Exhibit "A" hereto shall in no way impair or restrict any agreement between any industries located in the proposed industrial area and St. Charles Parish for mutual fire protection in extreme emergencies.
3. Grant of Industrial Area Status in connection with the property described on Exhibit "A" hereto, shall in no way impair or restrict St. Charles Parish from the enforcement of buffer zone requirements as contained in any zoning or land use based code provisions.
4. International-Matex Tank Terminals covenants to afford access to the property described on Exhibit "A" by public road to any and all entrances to the premises of each and every plant in the proposed industrial area for inspection of services and furnishing and maintenance of the services set forth in paragraph 6 herein below and for the purpose of insuring that buffer zone requirements are being observed.
5. International-Matex Tank Terminals agrees to provide timely notice to St. Charles Parish, in writing of discontinuance or impossibility to continue the provision of services as set forth in paragraph 6 herein below.
6. International-Matex Tank Terminals affirms that it shall internally provide the below listed services for the entire proposed industrial area, as described on Exhibit "A" hereto, as follows:
 - a. Construction and maintenance of streets.
 - b. Street lighting.

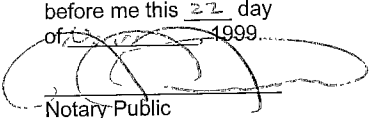
- c. Sewer and sewage system.
- d. Fire protection.
- e. Garbage and refuse collection and disposal.

FURTHER AFFIANT SAITH NOT

INTERNATIONAL MATEX TANK TERMINALS

By: 
RICHARD B. JURISICH, SR.,
Chief Operating Officer

Sworn to and subscribed
before me this 22 day
of 12 1999.



Notary Public

**CERTIFICATE OF
RESOLUTION OF THE PARTNERSHIP COMMITTEE
OF INTERNATIONAL-MATEX TANK TERMINALS
TAKEN BY UNANIMOUS CONSENT
AS OF NOVEMBER 19, 1999
BY ALL MEMBERS OF THE COMMITTEE**

I, the undersigned, **DO HEREBY CERTIFY** that set forth below is a complete, true and correct copy of certain resolutions of the Partnership Committee of International-Matex Tank Terminals ("Partnership"), a general partnership existing under the laws of the State of Delaware pursuant to Restatement of Articles of Partnership of International-Matex Tank Terminals dated August 3, 1987, executed by International Tank Terminals, Ltd., a Delaware corporation, Van Ommeren Tank Terminals Gulf Coast, Inc., a Delaware corporation, and Van Ommeren Bulk Storage Holdings, Inc., a Delaware corporation, which resolutions were duly adopted by Unanimous Consent of the Representatives of the Partnership Committee of International-Matex Tank Terminals as of November 19, 1999 and are set forth in the minutes of said meeting; that I am Secretary and keeper of the minutes and records of said Partnership Committee; and that said resolutions have not been rescinded or modified:

RESOLVED that this Partnership is hereby authorized and empowered to make application with the Parish of St. Charles for approval of an "Industrial Area Status Designation" pursuant to Louisiana R.S. 33:130.11 with regard to certain properties owned by the Partnership, all as set forth on Exhibit "A" annexed hereto.

FURTHER RESOLVED, that Richard B. Jurisich, Sr., Chief Operating Officer for this Partnership, be and is hereby authorized and directed to execute and deliver any and all documents and instruments required by the foregoing Resolution, which he may deem necessary and proper to carry out the foregoing Resolution and to include within any of said documents and instruments such terms, provisions and conditions as he shall deem appropriate and in the best interest of the Partnership, all in his sole and controlled discretion.

IN WITNESS WHEREOF, these presents were drawn up as of November 19, 1999.


Bertrand F. Artigues, Secretary