

The following Ordinance was introduced by Councilman Baudier and seconded by Councilman _____:

ORDINANCE NO. _____

An Ordinance amending the Comprehensive Zoning Law of the City of Harahan, Ordinance No. 1333, adopted April 18, 2002.

WHEREAS, there is no provision in the current Comprehensive Zoning Law providing for "Level 1 Personal Care Homes" as established in Louisiana Revised Statutes Title 40:2166.5(B)(11)(a), and further defined in the Louisiana Administrative Code Title 48: Chapter 88, Section 8833; and

WHEREAS, such facilities are useful and necessary in caring for the needs of the elderly in the City of Harahan and will benefit the health, safety and general welfare of the community; and

WHEREAS, such facilities are the lowest level of residential care providers and will have the least impact of all such providers on the community.

NOW THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Harahan that:

SECTION 1. That Section III of City of Harahan Ordinance No. 1333 be amended to add the following:

***"Personal Care Home.* A facility certified, licensed and monitored by the State of Louisiana Department of Health and Hospitals under the requirements of Section 8833, Title 48 of the Louisiana Administrative Code. This definition does not include facilities which provide services for alcohol and drug abuse clients, former inmates of prisons or correctional institutions, or former patients of mental illness institutions who have been found guilty of a criminal charge by reason of insanity."**

SECTION 2. That Section V-R-1A Single Family Residential District be amended to add the following:

"12. Personal Care Homes."

SECTION 3. The Mayor of the City of Harahan is authorized and empowered to execute any and all documents necessary to fully implement this Ordinance.

SECTION 4. The severability and repeal clause as referenced in Ordinance No. 1566 is incorporated into this Ordinance.

This Ordinance having been considered section by section and as a whole, a vote was taken and the vote was as follows:

YEAS:

NAYS:

ABSENT:

ABSTENTION:

And this Ordinance was declared adopted on this _____ day of _____, 2013, to become effective immediately upon the signature of the Mayor.

**Provino Mosca
Mayor
City of Harahan**

**Nicole Lee
City Clerk
City of Harahan**