

On motion of **Mr. Templet**, seconded by **Mr. Walker**, the following resolution was offered:

RESOLUTION NO. 142067

A resolution requesting and authorizing the Planning Department and the Planning Advisory Board to study the text of Chapter 11 Board and Care Homes, Chapter 33 Unified Development Code, and Chapter 40 Zoning of the Code of Ordinances of Jefferson Parish, with the intent of clarifying regulations for group homes, assisted living facilities, and board and care homes; creating definitions, standards, and regulations for homeless shelters, emergency shelters, assisted living facilities, transitional housing, board and care homes, clinics, institutions, permanent supportive housing, campuses, and other related uses; establishing interim development standards during the study; and providing for related matters. (Parishwide)

WHEREAS, Resolution No. 141957 was adopted on May 17, 2023 and created the Jefferson Parish Homeless Task Force; and

WHEREAS, the purpose of the Task Force is to provide recommendations to the parish on the types of services needed to address the homeless problem and a model for the delivery of said services; and

WHEREAS, over the years there have been numerous amendments and modifications to Chapter 11 Board and Care Homes, Chapter 33 Unified Development Code, and Chapter 40 Zoning of the Code of Ordinances; and

WHEREAS, these amendments and modifications have resulted in a variety of conflicting definitions, inconsistencies in language, and practical difficulties in properly administering and interpreting these Chapters; and

WHEREAS, the definitions for *assisted living facility* and *board and care home* are outdated and need to be updated to address current development standards and development regulations with improved comprehensibility and clearer applicability; and

WHEREAS, the definition for *board and care home* in Chapter 11 is different than the ones in Chapter 33 and Chapter 40; and

WHEREAS, more precise and clearer wording is preferable in interpreting and administering legislative enactments; and

WHEREAS, an objective of the Housing Element of Envision Jefferson 2040 is to ensure that no regulations or policies unduly restrict housing options for the elderly, persons with disabilities, or other special needs groups; and

WHEREAS, interim development standards are necessary to protect public health, safety, and welfare.

NOW, THEREFORE, BE IT RESOLVED by the Jefferson Parish Council, acting as governing authority of Jefferson Parish, Louisiana:

SECTION 1. That the Planning Department and the Planning Advisory Board are hereby authorized to study the text of Chapter 11 Board and Care Homes, Chapter 33 Unified Development Code, and Chapter 40 Zoning of the Code of Ordinances of Jefferson Parish, with the intent of clarifying regulations for group homes, assisted living facilities, board and care homes; creating definitions, standards, and regulations for homeless shelters, emergency shelters, assisted living facilities, transitional housing, board and care homes, clinics, institutions, permanent supportive housing, campuses, and other related uses; establishing interim development standards during the study; and providing for related matters.

SECTION 2. That the following interim development standards are hereby established:

a) *Generally.* The following interim standards shall apply:

- 1) *Assisted living* shall mean a coordinated array of personal care health services, and other supportive services available twenty-four (24) hours per day, to residents who have been assessed to need these services by a licensed professional. Assisted living promotes resident self-direction and participation in decisions that emphasize independence, individuality, privacy, and dignity in a residential setting.

- 2) *Assisted living facility* shall mean a multi-unit residential facility providing living units and assistance for residents, who because of age or mental disability, live in a supervised environment where assistance with the daily activities of life is promised, available, accessible or managed for residents on a twenty-four-hour basis, including but not limited to, the provision of meals, activities and transportation as needed, by a licensed provider for compensation. Any structure used for residential overnight care facilities and/or housing or treating persons as a part of, condition of, or prerequisite for probation, parole or suspension of sentence; mental and psychiatric care facilities; halfway houses; community rehabilitation centers; juvenile rehabilitation centers; adult rehabilitation centers; drug and alcohol treatment centers; detoxification centers; detoxification houses; similar correctional and treatment facilities, and other related uses shall not be considered an assisted living facility.
- 3) *Board and care home* shall mean a facility which provides personal assistance or protective care and/or lodging and meals to not more than six (6) adults who are ambulatory and unrelated to the resident licensee, operator or administrator. Any dwelling, building or structure used for residential overnight care facilities and/or housing or treating persons as a part of, condition of, or prerequisite for probation, parole or suspension of sentence; mental and psychiatric care facilities; halfway houses; community rehabilitation centers; juvenile rehabilitation centers; adult rehabilitation centers; drug and alcohol treatment centers; detoxification centers; detoxification houses; and similar correctional and treatment facilities, and other related uses shall not be considered a board and care home.

SECTION 3. The interim development standard set forth in this resolution is in accordance with and by the authority of Sec. 33-2.21.5 of the Jefferson Parish Code of Ordinances, providing, in pertinent part, that when the Jefferson Parish Council initiates a study to prepare an amendment to the text or official maps of Chapter 33, Chapter 40, or the Comprehensive Plan, and pending final disposition of the study, the Jefferson Parish Council may establish interim development standards that provide for reasonable approval conditions for certain types of development applications that would otherwise be affected by the study for one (1) year, which may be extended by the Jefferson Parish Council for not longer than one (1) six (6)-month period.

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

YEAS: 6

NAYS: None

ABSENT: (1) Bonano

The resolution was declared to be adopted on this the **26th day of May, 2023.**

THE FOREGOING IS CERTIFIED
TO BE A TRUE & CORRECT COPY



EULA A. LOPEZ
PARISH CLERK
JEFFERSON PARISH COUNCIL