

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3543

ORDINANCE COUNCIL SERIES NO. 07-

COUNCIL SPONSOR: MR. BINDER

PREPARED BY: COUNCIL OFFICE

INTRODUCED BY: MR. BURKHALTER

SECONDED BY: MR. STEFANCIK

ON THE 5<sup>TH</sup> DAY OF APRIL 2007

ORDINANCE TO EXTEND FOR AN ADDITIONAL SIX (6) MONTHS THE MORATORIUM ON ISSUANCE OF BUILDING, OCCUPANCY OR OCCUPATIONAL PERMITS OR LICENSES BY ANY PARISH DEPARTMENT OR AGENCY FOR ANY PAIN MANAGEMENT CENTER/CLINIC WHOSE PRIMARY FOCUS OR CONCENTRATION IS THE PRESCRIBING AND/OR DISPENSING OF PAIN MEDICATION TO INDIVIDUALS WITH COMPLAINTS OF CHRONIC PAIN WHICH IS UNAFFILIATED WITH ANY HOSPITAL, HOSPICE AND/OR FACILITY FOR THE TREATMENT OF THE TERMINALLY ILL IN UNINCORPORATED ST. TAMMANY PARISH

WHEREAS, on June 1, 2006, the Parish Council adopted Ordinance C.S. No. 06-1309 imposing a six (6) month moratorium on all permits or licenses relative to the operation of pain management centers or clinics not affiliated with hospital or hospice facilities and whose primary focus is prescribing and/or dispensing pain medication; and

WHEREAS, it is necessary to extend the moratorium in order to protect and preserve the life, health, safety and property interests of the citizens of St. Tammany Parish from potential hazards of the unregulated establishment of pain management centers or clinics; and

WHEREAS, additional time is required to study and implement appropriate land use measures for said uses and to establish necessary regulations and standards protecting the public health, safety and welfare.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it extends for an additional six (6) month period the moratorium on the issuance of building, occupancy or occupational permits or licenses by any parish department or agency for any pain management center or clinic whose primary focus or concentration is the prescribing and/or dispensing of pain medication to individuals with complaints of chronic pain which is unaffiliated with any hospital or hospice or facility for the treatment of the terminally ill within unincorporated St. Tammany Parish.

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon final adoption and remain in effect through November 3, 2007.

BE IT FURTHER ORDAINED that the moratorium imposed may be vacated, in whole or in part, by Resolution of this governing body pursuant to Chapter 5, Article II, Section 5-056.00 of the Parish Code of Ordinances.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.