

ORDINANCE NO. (O)24-05

**AN ORDINANCE OF THE TOWN OF ORO VALLEY, ARIZONA,
AMENDING ORO VALLEY TOWN CODE ARTICLE 6-10,
HISTORIC PRESEVATION CODE, SECTION 6-10-5, HISTORIC
PRESERVATION COMMISSION, TO ALLOW THE HISTORIC
PRESEVATION COMMISSION TO MORE EASILY ACHIEVE
THE NECESSARY QUORUM REQUIRED TO HOLD MEETINGS**

WHEREAS, on September 27, 1989, the Mayor and Council adopted Ordinance (O) 89-21, adopting that certain document entitled "Oro Valley Town Code"; and

WHEREAS, on October 4, 2006, the Town Council adopted Ordinance (O)06-20 which added Article 6-10, Historic Preservation Code, including Section 6-10-5, Historic Preservation Commission; and

WHEREAS, due to recent difficulties of the Historic Preservation Commission (HPC) achieving the necessary quorum to hold a meeting, it has been determined appropriate to reduce the size of the HPC from seven members to five; and

WHEREAS, the Council has determined it appropriate to amend Oro Valley Town Code, Article 6-10, Historic Preservation Code, Section 6-10-5, Historic Preservation Commission, as shown in the Attached Exhibit "A".

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Oro Valley, Arizona that:

SECTION 1. The Oro Valley Town Code, Article 6-10, Historic Preservation Code, Section 6-10-5, Historic Preservation Commission, is hereby amended as shown in the attached Exhibit "A".

SECTION 2. In order to comply with Section 6-10-5(B)(1), it may be necessary to extend the term of some or all of the current members of the Historic Preservation Commission.

SECTION 3. All Oro Valley Ordinances, Resolutions, or Motions and part of Ordinances, Resolutions or Motions of the Council in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

SECTION 5. In compliance with ARS § 9-802, the exhibits to this Ordinance are on file at the Town Clerk's Office.

PASSED AND ADOPTED by Mayor and Town Council of the Town of Oro Valley, Arizona this 3rd day of April, 2024.

TOWN OF ORO VALLEY

E-SIGNED by Joseph C. Winfield
on 2024-04-05 16:35:53 GMT

Joseph C. Winfield, Mayor

ATTEST:

E-SIGNED by Michael Standish
on 2024-04-05 17:10:19 GMT

Michael Standish, Town Clerk

APPROVED AS TO FORM:

E-SIGNED by Tobin Sidles
on 2024-04-05 16:52:54 GMT

Tobin Sidles, Legal Services Director

Exhibit “A”

Additions are shown with BOLD CAPS and deletions are shown with strikethrough.

6-10-5

Historic Preservation Commission.

Pursuant to Ordinance Number (O)04-45, there is created a commission to be known as the Oro Valley Historic Preservation Commission.

A. Membership.

1. The Historic Preservation Commission shall be composed of ~~seven (7)~~ **FIVE (5)** members and appointed by the Town Council.
2. Prospective members should have demonstrated significant interest in and commitment to the field of historic preservation, evidenced either by involvement in a local historic preservation group, current non-conflicting or previous employment or volunteer activity in the field of historic preservation, or other serious interest in the field. To the extent possible, it is desirable that two (2) members be current or previous professionals in the areas of architecture, history, planning or archaeology.
3. Immediately prior to assumption of the duties of office, each member shall take and subscribe to the oath of office.
4. All Commission members shall serve without pay, except that members may be reimbursed for actual expenses incurred in connection with their duties, upon authorization.

B. Term of Office.

1. Membership appointment to the Commission shall be for a period of three (3) years. Terms shall be staggered so that no more than three (3) members' terms shall expire in any given year. ~~All terms shall begin on July 1st and shall end on June 30th or until a successor is appointed and qualified.~~
2. In the event of a resignation, removal or death of a member, the Council shall fill the vacancy for the unexpired term.
3. The Council may remove any member of the Commission by a majority vote of the majority of the Council, or as otherwise provided by ordinance or Town Code.
4. Repealed.