



TOWN OF JEROME

POST OFFICE BOX 335, JEROME, ARIZONA 86331
(928) 634-7943 FAX (928) 634-0715

Founded 1876
Incorporated 1899

ORDINANCE NO. 410

AN ORDINANCE TO AMEND SECTIONS 104 C., 105 C. AND 106 D. OF THE TOWN OF JEROME ZONING ORDINANCE TO PROVIDE THAT CHAIRS AND VICE CHAIRS OF THE PLANNING AND ZONING COMMISSION AND DESIGN REVIEW BOARD MAY ONLY SERVE TWO CONSECUTIVE ONE-YEAR TERMS AS CHAIR OR VICE CHAIR AND TO MAKE THOSE SECTIONS GENDER NEUTRAL, AND AMENDING SECTION 106 B. REGARDING MEMBERSHIP OF THE DESIGN REVIEW BOARD.

WHEREAS, the Mayor and Council have recommended an amendment to the Jerome Zoning Ordinance to provide that Chairs and Vice Chairs of the Planning and Zoning Commission, Board of Adjustment and Design Review Board may only serve two consecutive one-year terms;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, AS FOLLOWS:

Section 1. Paragraph C, "Selection of Officers," of Section 104, "Planning and Zoning Commission," of the Town of Jerome Zoning Ordinance is hereby amended as follows (additions in UNDERLINED CAPITAL LETTERS, deletions [in brackets]):

The Commission shall elect a Chair[man] and Vice Chair[man] from among its own members, who shall serve for one (1) year and until their successors are elected and qualified. NO INDIVIDUAL MAY SERVE CONSECUTIVELY AS CHAIR, OR CONSECUTIVELY AS VICE CHAIR, FOR MORE THAN TWO ONE YEAR TERMS. The Chair[man] shall preside at all meetings and exercise all the usual rights, duties and prerogatives of the head of any similar organization. The Chair[man] shall have the power to administer oaths and to take evidence. The Vice Chair[man] shall perform the duties of the Chair[man] in the latter's absence or disability. Vacancies created by any cause shall be filled for the unexpired term by a new election.

Section 2. Paragraph C, "Selection of Officers," of Section 105, "Board of Adjustment," of the Town of Jerome Zoning Ordinance is hereby amended as follows (deletions [in brackets]):

The Board shall elect a Chair[man] and Vice Chair[man] from among its own members, who shall serve for one (1) year and until their successors are elected and qualified. The Chair[man] shall preside at all meetings and exercise all the usual rights, duties and prerogatives of the head of any similar organization. The Chair[man] shall have the power to administer oaths and to take evidence. The Vice Chair[man] shall perform the duties of the Chair[man] in the latter's absence or disability. Vacancies created by any cause shall be filled for the unexpired term by a new election.

Section 3. Paragraph B, "Composition; Terms of Members; Vacancies; Compensation of Members," of Section 106, "Design Review Board," of the Town of Jerome Zoning Ordinance is hereby amended as follows (additions in UNDERLINED CAPITAL LETTERS), deletions in [brackets]):

The Design Review Board of the Town of Jerome shall be composed of five (5) members. The membership shall consist of a Town Planning and Zoning Commission member and four (4) residents of Jerome, who shall be persons qualified by design background, training or experience, to be appointed by the Town Council. The member of the Planning and Zoning Commission shall [serve on the Board for as long as he or she serves on the Commission] BE DESIGNATED ANNUALLY BY THE COMMISSION, AND MAY NOT SERVE AS CHAIR OF THE DESIGN REVIEW BOARD CONCURRENTLY WITH SERVING AS CHAIR OF THE PLANNING AND ZONING COMMISSION. IN THE EVENT OF A VACANCY IN THE SEAT HELD BY THE MEMBER OF THE PLANNING AND ZONING COMMISSION, THE COMMISSION SHALL APPOINT ANOTHER MEMBER TO SERVE ON THE DESIGN REVIEW BOARD FOR THE REMAINDER OF THAT YEAR. The four (4) public members shall serve for a term of three (3) years. Members may, after a public meeting, be removed by the Council for inefficiency, neglect of duty, or unethical conduct in office. Three (3) absences, without prior notification during a year from any regular or special meeting shall be grounds for termination at the will and pleasure of the appointing authority and such action shall be final. In the event of death or resignation, or removal from the Board, the vacancy shall be filled by the Council for the unexpired term. All members shall serve without pay. However, members of the Board may be reimbursed for actual expenses incurred in connection with their duties upon authorization or ratification by the Board and approval of such expenditures by the Town Council.

Section 4. Paragraph D, "Selection of Officers," of Section 106, "Design Review Board," of the Town of Jerome Zoning Ordinance is hereby amended as follows (additions in UNDERLINED CAPITAL LETTERS), deletions in [brackets]):

The Board shall elect a Chair[man] and Vice Chair[man] from among its own members, who shall serve for one (1) year and until their successors are elected and qualified. NO INDIVIDUAL MAY SERVE CONSECUTIVELY AS CHAIR, OR CONSECUTIVELY AS VICE CHAIR, FOR MORE THAN TWO ONE YEAR TERMS. The Chair[man] shall preside at all meetings and exercise all the usual rights, duties and prerogatives of the head of any similar organization. The Chair[man] shall have the power to administer oaths and to take evidence. The Vice-Chair[man] shall perform the duties of the Chair[man] in the latter's absence or disability. Vacancies created by any cause shall be filled for the unexpired term by a new election.

Section 5. Any person serving as Chair or Vice Chair of a Board or Commission who has served longer than two consecutive years in that position as of the effective date of this ordinance shall immediately relinquish his or her position as Chair or Vice Chair, and a new Chair and/or Vice Chair shall be appointed by the Board or Commission at their next meeting.

Section 6. Following its adoption, this Ordinance shall be published by the Town Clerk in accordance with the requirements of A.R.S. § 39-203 *et seq.*

Section 7. All ordinances or parts of ordinances that are in conflict with the provisions of this Ordinance are hereby repealed to the extent of their inconsistency herewith.

Section 8. Should any section or provision of this Ordinance be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance, any provision incorporated by reference and any other provision of the Town Code as a whole or any part thereof other than the part so declared invalid.


PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, THIS 8 DAY OF July 2014.




 Nikki Check, Mayor

ATTEST:

APPROVED AS TO FORM:



 Candace Gallagher, Town Manager/Clerk



 William J. Sims, Esq.
 Town Attorney

Date of First Reading: 3/11/2014	Date of Adoption: 7/8/14			
	Ayes	Nays	Absent	Abstain
	5	0	0	0
Date Published: 7/16; 7/23				
Date Posted: N/A				