

ORDINANCE NO. 2019-03

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, AMENDING CHAPTER 3 OF THE PEORIA CITY CODE BY AMENDING SECTION 3-18 PERTAINING TO THE DESIGN REVIEW BOARD ESTABLISHMENT AND MEMBERSHIP AND PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

THEREFORE, it is ordained by the Mayor and Council of the City of Peoria as follows:

SECTION 1. Chapter 3 of the Peoria City Code (2017 edition) is amended by amending Section 3-18 pertaining to the establishment and membership of the Design Review Board; which shall read as follows:

[City Code – Chapter 3 (“Boards and Commissions”)]

Sec. 3-18. - Design Review Board; Establishment and Membership.

- (a) *Establishment.* The Design Review Board is established as set forth in this section and any amendments.
- (b) *Membership.* The Design Review Board shall be composed of seven (7) regular members and one alternate member, all members who shall be appointed by the Mayor with the approval of the City Council in accordance with the provision of this code. The members of the Board shall consist of:
 - (1) One member shall be a registered architect. ~~residing in the city or maintaining an office in the City of Peoria.~~
 - (2) One member shall be a registered Landscape Architect.
 - (3) One member shall be a registered professional engineer.
 - (4) One member with a background or experience in land planning and/or urban design.
 - (5) Three private citizens who are residents of the City.
 - (6) One alternate member meeting any of the qualifications contained in subsections (b)(1)—(b)(5).
- (c) All members shall serve without pay. However, members may be reimbursed their actual expenses incurred in connection with their duties upon authorization or ratification by the Council.
- (d) Members shall be appointed in accordance with Section 3-6 of this Code, with the initial terms being staggered to meet the requirements of that section.
- (e) Members of the Board appointed as alternates shall be able to participate in all proceedings, but shall not be able to vote, except in accordance with the provisions of this section. Upon a determination by the Chairman that a regular

member(s) of the Board is disqualified from participating in a matter or is absent, the Chairman shall designate the alternate member present to sit in place of the absent or disqualified regular member. The designated alternate member shall exercise all powers and duties granted to a regular member during the meeting that they are so designated, except to be nominated to the position of chairman or vice chairman. In the event a matter before the board during which an alternate member is designated is continued to a subsequent meeting, the alternate member shall participate in all subsequent proceedings involving the matter.

- (f) Alternate Board members shall not automatically succeed to the seat of a vacant board member, unless appointed by the Mayor with the approval of the Council in the manner provided by this Code.

(Ord. No. 2017-25, § 18, 6-13-17)

SECTION 2. If any section, subsection, sentence, clause or phrase 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 of this Ordinance.

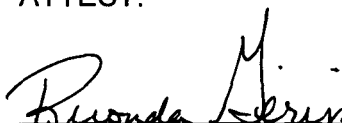
SECTION 3. This Ordinance shall become effective in the manner provided by law.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Maricopa County, Arizona this 5th day of February, 2019.


Cathy Carlat, Mayor

2-11-19
Date Signed

ATTEST:


Rhonda Geriminsky, City Clerk



APPROVED AS TO FORM:


Vanessa P. Hickman, City Attorney

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