

ORDINANCE NO. 2017-1

**AN ORDINANCE AMENDING THE BOULDER ZONING ORDINANCE,
SECTION 303 (3)(d) TO CLARIFY THE TERMS OF OFFICE FOR PLANNING
COMMISSION MEMBERS**

WHEREAS, the Town and the public have an interest in further clarifying the Town's zoning ordinance and to make changes regarding the planning commission;

WHEREAS, the Boulder Town Council finds good cause to clarify the terms of office for planning commission members who are appointed to replace existing members who resign before the end of their terms; and

WHEREAS, the Boulder Town Council desires to have its written ordinances reflect such language in order to make the process easy to understand;

NOW THEREFORE, be it ordained by the Boulder Town Council as follows:

1. That the Boulder Town Zoning Ordinance, **Section 303 (3), Membership**, is hereby amended as follows:

3. Membership: Appointment, Removal, Terms, and Vacancies.

a) The Planning Commission shall be composed of five (5) members, appointed by the Mayor, with the advice and consent of the Council.

b) The Council, after finding cause, may remove any member of the Commission for a violation of this Ordinance or any policies or procedures adopted by the Commission following receipt of a written complaint filed against the member. The Council shall provide the member with a hearing, if requested.

c) Members of the Commission may be compensated on a per diem basis, based upon meetings actually attended and reasonable and necessary expenses, as determined by the Council.

d) All members of the Commission shall serve a term of five (5) years. No member shall serve more than two (2) consecutive full terms. If any member begins serving his term and then resigns, or is unable to complete his term, a replacement shall be appointed. The service of a replacement member during the remainder of an unexpired term shall not constitute a full term. Consequently, a replacement member may serve the remainder of a former member's term and then be eligible to also serve two consecutive full terms, if so appointed.

e) At an annual organizational meeting to be held the first regular meeting in January, and at other times as required, the members of the Commission shall elect one (1) of their members as chair and one (1) of their members as vice-chair. In the absence of the chair, the vice-chair shall act as chair and shall have all powers of the chair. The chair shall serve a term of two (2) years. No member shall serve as chair for more than two (2) consecutive terms.

f) The chair, or in the chair's absence the vice-chair, shall be in charge of all proceedings before the Commission, and shall take such actions as necessary to preserve order and the integrity of all proceedings before the Commission.

(Modified by Ord. # - passed 03-02-17).

2. That the town clerk or recorder is hereby ordered, in accordance with the requirements of Section 10-3-711, Utah Code Annotated, 1953, as amended, to do as follows:

A. Cause a copy of this ordinance to be deposited in the office of the town recorder; and

B. Either:

(b1) Cause a short summary of this ordinance to be published for at least one publication in _____, a newspaper of general circulation within Boulder Town;

or

(b2) Cause to be posted a complete copy of this ordinance in three (3) public places within Boulder Town.

APPROVED and **PASSED** this 1st day of June, 2017.

ATTEST:

BOULDER TOWN

Judith Davis
Judith Davis
Boulder Town Clerk

Bill Muse
Bill Muse, Mayor