

ORDINANCE NO. 2010-08-01

AN ORDINANCE OF THE TOWN OF TUSAYAN, ARIZONA, CREATING A MUNICIPAL PLANNING AND ZONING COMMISSION.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF TUSAYAN, ARIZONA:

Section 1: Pursuant to Arizona Revised Statutes Sections 9-461.01 and 9-461.02, the Mayor and Town Council for the Town of Tusayan hereby create a planning agency for the Town of Tusayan. Such planning agency shall include a planning and zoning commission, which is hereby created and established (hereinafter referred to as the "P&Z Commission").

Section 2: The P&Z Commission shall be formed of seven (7) members, all of whom must be residents of the Town of Tusayan. The P&Z Commission may set its own meeting schedule, but meetings will be held at least quarterly, or at the request of the Mayor, a Councilmember, or an applicant. The P&Z Commission will elect within itself a chairperson. The P&Z Commission may adopt its own rules of procedure, but the rules must include *Robert's Rules of Order*. The P&Z Commission has the duty to diligently perform all the duties allocated to the P&Z Commission by Arizona law or Town ordinance.

Section 3: Upon the adoption of this ordinance, each Councilmember will select one (1) individual to serve as a member of the initial P&Z Commission. Additionally, each Councilmember will nominate one (1) additional individual for possible selection by the Town Council. The Town Council will select by lot two (2) individuals from the five (5) additional nominations and appoint such selected individuals as members of the initial P&Z Commission.

Section 4: Upon the selection of the initial seven (7) members of the initial P&Z Commission, the selected members will draw by lot to select four (4) members who will serve an initial term of three (3) years. The remaining three (3) members will serve an initial term of six (6) years.

Section 5: After the creation and establishment of the initial P&Z Commission, thereafter, each member of the P&Z Commission will be appointed to a six (6) year term, unless filling a vacancy appointment (in which case the term is the balance of the term of the person replaced). Any vacancy on the P&Z Commission will be filled by an appointment by the Town Council.

Section 6: If a member of the P&Z Commission (1) is absent from three regular meetings of the P&Z Commission, consecutively or within a calendar quarter, and the chair thereof recommends removal, or (2) ceases to be a qualified elector and resident of the town, that office shall become vacant upon the declaration of Town Council. The Town Council may, for good cause or upon recommendation of the Chair of the P&Z Commission, determine that a vacancy has not been created.

Section 7: 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.

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Tusayan, Arizona, this 24th day of September, 2010.

APPROVED:

Pete Shearer
Pete Shearer, Mayor

ATTEST:

[Signature]
Pam Parsons, Town Clerk

APPROVED AS TO FORM:

Russell A. Kolsrud
Russell A. Kolsrud, Town Attorney

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at the General Store, Red Feather Lodge, and the Best Western Squire Inn in Tusayan Arizona in accordance with the statement filed by the Tusayan Town Council.

Posted at 4:30 p.m. this 13th day of September 2010.



Pam Parsons, Town Clerk

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