

AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.67 (HISTORIC LANDMARK PRESERVATION), TO AMEND SECTION 20.67.050 TO INCREASE THE NUMBER OF MEMBERS AND DEFINE A QUORUM; TO AMEND SECTION 20.67.080 TO CORRECT A CITATION OF TEXAS STATE LAW; TO DELETE SECTIONS 20.67.100(D), 20.67.105(J), 20.67.110(D), TO AMEND SECTION 20.67.180 (APPEAL TO CITY COUNCIL) TO CLARIFY WHO MAY MAKE AN APPEAL.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT Title 20 (Zoning), Chapter 20.67 (Historic Landmark Preservation) of the City Code is hereby amended as follows:

1. A. The first sentence of Section 20.67.050.A. is amended to read:
 - A. There is created a commission to be known as the Historic Landmark Commission of the city, hereinafter called the Commission, consisting of seventeen members appointed by the Mayor and the City Representatives. Each Representative shall have two appointments, and the Mayor shall have one. A quorum is hereby defined as one more than half of the number of members currently appointed.
 - B. The membership provisions, currently numbered 1-8, shall be renumbered, by adding, as number 8 the following, and renumbering the present number 8 as number 9:
 8. At least one person with a mobility impairment, provided, however, that if an individual appointed in accordance with one of the professional designations listed above in numbers 1-7 also has a mobility impairment, then an additional mobility impaired individual shall not be required and any otherwise qualified individual may fill this slot.
2. The references in Section 20.67.080 (A) to "Article 1011f, Vernon's Annotated Texas Statutes" is hereby changed to:

"Section 211.007, Texas Local Government Code".
3. Section 20.67.100 is amended as follows:

The subsection numbered as "F. Appeal." is deleted in its entirety.
4. Section 20.67.105(J), titled "Appeal", is deleted in its entirety.
5. Section 20.67.110(D), delineating procedures for appeal, is deleted in its entirety, and the current Section 20.67.110(E) is renumbered as Section 20.67.110(D).
6. Section 20.67.180, Appeal to City Council, is replaced in its entirety by the following:

Any applicant, or the owner of any property located within three hundred feet of any landmark, or the owner of any property within the same historic district as the subject of the appeal, who is aggrieved by a ruling of the commission concerning that landmark under the provisions of this section may, within sixty days after the ruling of the commission, appeal to the City Council by filing written notice of such appeal with the City Clerk. Following a public hearing to be held within sixty days of the filing of such notice of appeal, the City Council may, by a simple majority vote, uphold or overturn any ruling of the commission made pursuant to this Chapter.

7. Except as herein amended, Title 20 (Zoning), Chapter 20.67 (Historic Landmark Preservation) shall remain the same and in full force and effect.

PASSED AND APPROVED THIS 7th DAY OF December, 1993.

THE CITY OF EL PASO


MAYOR

ATTEST:


CITY CLERK

APPROVED AS TO FORM:



APPROVED AS TO CONTENT:

