

**CITY OF JOSHUA, TEXAS**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, AMENDING SUBSECTION (B)(1) OF SECTION 6.16.3, "HERITAGE PRESERVATION COMMITTEE," OF SECTION 6.16, "HP-HERITAGE PRESERVATION OVERLAY DISTRICT," OF CHAPTER 6, "ZONING DISTRICTS," IN THE CITY'S ZONING ORDINANCE, FOUND IN CHAPTER 14, "ZONING," OF THE CODE OF ORDINANCES OF THE CITY OF JOSHUA, TEXAS, BY AMENDING PROVISIONS RELATED TO THE MEMBERSHIP OF THE HERITAGE PRESERVATION COMMITTEE; MAKING FINDINGS RELATIVE THERETO; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Council wishes to address the membership of the Heritage Preservation Committee to provide for business or property owners within the City to be eligible for appointment to said Committee; and

**WHEREAS**, the Planning and Zoning Commission of the City of Joshua and the City Council of the City of Joshua, in compliance with the laws of the State of Texas, have given the requisite notices and have concluded that such will promote the public health, safety and welfare of the citizens of the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, THAT:**

**SECTION 1**

All of the above premises are hereby found to be true and correct and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

**SECTION 2**

From and after the effective date of this Ordinance, Subsection (B)(1) of Section 6.16.3, "Heritage Preservation Committee," of Section 6.16, "HP-Heritage Preservation Overlay Committee," of Chapter 6, "Zoning Districts," of the City's Zoning Ordinance, found in Chapter 14, "Zoning," of the Code of Ordinances of the City of Joshua, Texas, is hereby amended to read as follows:

**"6.16.3 HERITAGE PRESERVATION COMMITTEE**

**\* \* \***

**B. Membership.**

1. The Committee shall consist of five (5) members appointed by the City Council. The members will consist of three (3) members who shall be either

owners of a property or business located within the Heritage Preservation Overlay District or owners of a property or business located within the City of Joshua. One (1) member shall be a representative from City Council and one (1) member shall be a representative from the Planning and Zoning Commission.

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### **SECTION 3**

If any word, section, article, phrase, paragraph, sentence, clause, or portion of this Ordinance or application thereto to any person or circumstance is held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portion of this Ordinance; and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity which remaining portions shall remain in full force and effect.

### **SECTION 4**

This Ordinance shall take effect and be in full force from and after its passage and publication, as provided by the laws of the State of Texas.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, THIS THE 17TH DAY OF NOVEMBER, 2022.**

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Scott Kimble, Mayor

**ATTEST:**

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Alice Holloway, City Secretary

**APPROVED AS TO FORM:**

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Terrence S. Welch, City Attorney