

ORDINANCE NO. 723

AN ORDINANCE OF THE CITY OF MANOR, TEXAS, AMENDING CHAPTER 1, GENERAL PROVISIONS, OF THE CODE OF ORDINANCES OF THE CITY OF MANOR, TEXAS, TO MODIFY THE PLANNING AND ZONING COMMISSION MEMBERSHIP; TERMS OF ITS MEMBERS; PROVIDING AN EFFECTIVE DATE, SAVINGS, SEVERABILITY, AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR RELATED MATTERS.

Whereas, the City of Manor City Council (the “City Council”) passed and approved Ordinances 449 and 508, amending the City of Manor (“City”) Code of Ordinances to create the Planning and Zoning Commission and its members;

Whereas, after several regularly scheduled Planning and Zoning Commission meetings failed to meet due to a lack of a quorum, the City Council has determined that alternate members should be appointed to the Planning and Zoning Commission in the event a regular Commission member is unable or does not attend;

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

Section 1. Findings. The findings and recitations set out in the preamble of this Ordinance are found to be true and correct and that they are hereby adopted by the City Council and made a part hereof for all purposes.

Section 2. Amendment of Section 1.05.031 Membership. Section 1.05.031 of the City of Manor Code of Ordinances is hereby amended in its entirety to read as follows:

Section 1.05.031 – Membership.

The planning and zoning commission shall be composed of seven regular and two alternate members. Of the regular members, at least five shall be qualified electors of the city, and two may be residents in the extraterritorial jurisdiction. The alternate members will serve in the absence of one or more regular members. Alternate members shall be qualified electors of the city. Alternate members shall be appointed in the same manner as regular members; shall serve for the same period as a regular member; and are subject to removal in the same manner as a regular member. Vacancies among the alternate members shall be filled in the same manner as vacancies among the regular members. The city council will consider for appointment to the commission only those persons who have demonstrated their civic interest, general knowledge of the community, independent judgment, interest in planning and zoning, and availability to prepare for and attend meetings. It is the intent of the city council that members shall, by reason of diversity of their individual occupations, constitute a commission which is broadly representative of the community. A minimum of two-thirds of the members shall be citizens not directly or indirectly connected with real estate or land development.

Section 3. Amendment of Section 1.05.033 Terms of Members; Vacancies; Removal of Members. Section 1.05.033 of the City of Manor Code of Ordinances is hereby amended in its entirety to read as follows:

Sec. 1.05.033 - Terms of members; vacancies; removal of members.

The terms of four of the members and one alternate shall expire on January 1 of each odd-numbered year and the terms of three of the members and one alternate shall expire on January 1 of each even-numbered year. The members of the commission shall be identified by place numbers one through seven and alternates one and two. The odd-numbered places shall expire in the odd-numbered years; the even-numbered places shall expire in the even-numbered years. Commission members may be appointed to succeed themselves. Vacancies shall be filled for unexpired terms, but no member shall be appointed for a term in excess of two years. Newly appointed members shall be installed at the first regular commission meeting after their appointment. A majority vote of the city council may remove members at any time, with or without cause.

Section 4. Effective Date. This Ordinance shall take effect immediately from and after its passage.

Section 5. Amendment of Conflicting Ordinances. All ordinances or parts of ordinances in conflict with this Ordinance are hereby amended to the extent of a conflict herewith. In the event of a conflict between another ordinance of the City and this Ordinance, this Ordinance shall control.

Section 6. Severability. If any provision of this Ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

Section 7. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Tex. Gov't. Code.

PASSED AND APPROVED on this 18th day of Octobe 2023.

THE CITY OF MANOR, TEXAS

Dr. Christopher Harvey,
Mayor

ATTEST:

Lluvia T. Almaraz,
City Secretary