

**TOWN OF TRUCKEE
California**

ORDINANCE 2023-11

**AN ORDINANCE OF THE TOWN OF TRUCKEE DELETING SECTION 2.04.130 (a) FROM
THE TRUCKEE MUNICIPAL CODE REGARDING PUBLIC PARTICIPATION IN APPEAL
PROCEEDINGS**

WHEREAS, Truckee Municipal Code section 2.04.130(a) has been deemed confusing and unnecessary; and

WHEREAS, open meeting laws require that the public be provided the opportunity to have input on any item on Town Council agendas, including appeals; and

WHEREAS, staff would like make the process for appeals to Town Council more clear to staff and the public; and

The Town Council of the Town of Truckee Does Ordain as Follows:

Section 1.

The Town Council hereby removes Section 2.04.130(a) of the Truckee Municipal Code, and re-numbers the remaining sub-sections as appropriate.

Section 2.

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of the ordinance. The Town Council of the Town of Truckee hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase thereof irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases may be held invalid or unconstitutional.

Section 3.

The Town Clerk is hereby directed to publish this ordinance in accordance with the law.

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The foregoing Ordinance was introduced at a regular meeting of the Truckee Town Council held on the 22nd day of August 2023, and adopted at a regular meeting of the Truckee Town Council, on the 26th day of September, 2023; _____, moved for the adoption, the motion was seconded by _____, and was carried by the following vote:

AYES:

NOES:

ABSENT:

Lindsay Romack, Mayor

ATTEST:

APPROVED AS TO FORM:

Kelly Carpenter, Town Clerk

Andy Morris, Town Attorney