

# ORDINANCE NO 1070

**AN ORDINANCE OF THE CITY OF ROSLYN, WASHINGTON AMENDING ROSLYN MUNICIPAL CODE CHAPTER 18.290, PLANNING AND HISTORIC PRESERVATION COMMISSION, BY AMENDING SECTION 18.290.020 TO REDUCE THE SIZE OF THE PLANNING AND HISTORIC COMMISSION; AMENDING CHAPTER 18.290 BY ADDING A NEW SECTION REGARDING QUORUMS; AMENDING CHAPTER 18.290 BY MOVING CHAPTER 18.290, PLANNING AND HISTORIC PRESERVATION COMMISSION, TO CHAPTER 2.17, PLANNING AND HISTORIC PRESERVATION COMMISSION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, RMC Section 18.290.020 currently provides for a planning and historic preservation commission that consists of seven (7) members that may be increased up to nine (9) members; and

**WHEREAS**, the current planning and historic preservation commission currently has three (5) members; and

**WHEREAS**, the City has a number of important policy issues and development applications that need to be addressed; and

**WHEREAS**, the City wants to continue to conduct business and avoid the cancellation of planning and historic preservation commission meetings on the basis of a lack of a quorum; and

**WHEREAS**, the Council desires to move Chapter 18.290, Planning and Historic Preservation Commission, from Chapter 18.29 and place the same in a new Chapter 2.17, Planning and Historic Preservation Commission

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ROSLYN, WASHINGTON, DO ORDAIN AS FOLLOWS:**

**Section 1. RMC Section 18.290.020 Amended.** Section 18.290.020, Membership, of the Roslyn Municipal Code is hereby amended as follows:

**Section 18.3290.020 Membership.**

The Roslyn planning and historic preservation commission shall consist of ~~seven~~ five members appointed by the mayor and confirmed by the city council for four-year terms; provided, that the mayor may increase the membership from time to time up to a maximum of ~~nine~~ seven members, with each additional member serving a four-year term. The original terms shall be ~~staggered as specified in Ordinance 1042~~ as follows.

Position 1: Andrea Sweet - Original Term Expires December 31, 2014

Position 2: Andy Januskiewicz – Original Term Expires December 31, 2014

Position 3: Janine Brodine – Original Term Expires December 31, 2011

Position 4: Myke Woodwell – Original Term Expires December 31, 2012

Position 5: Tony Craven – Original Term Expires December 31, 2012

Subsequent terms shall be for a four-year period. Terms shall expire on the thirty-first day of December.

**Section 2. RMC Chapter 18.290 Amended by adding a new section 18.290.040.** Chapter 18.290, Planning and Historic Preservation Commission, of the Roslyn Municipal Code is hereby amended by adding a new section 18.290.040 to read as follows:

18.290.040 Quorum. A quorum of the planning and historic preservation commission shall be required in order to take official action. A quorum shall not be required to adjourn or continue a meeting. A quorum shall consist of a majority of the members currently seated on the commission but shall never be less than three (3) members. The chairperson is included in the quorum count. Should a member recuse themselves from participation on a matter before the commission, that member may be included in the quorum count. Notwithstanding the foregoing, the provisions in RCW 42.36.090 shall still apply. To take action on any item shall require a majority or three (3) members, whichever is more.

**Section 3.** Chapter 18.290, Planning and Historic Preservation Commission, as amended by this Ordinance is transferred from Chapter 18 and the same is placed in a new Chapter 2.17 Titled Planning and Historic Commission.

**Section 4. Severability.** Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

**Section 5. Effective Date.** This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

**ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 8<sup>th</sup>  
DAY OF FEBRUARY 2011.**

CITY OF ROSLYN

  
\_\_\_\_\_  
Mayor Jeri Francisco-Porter

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
Amber Shallow, City Clerk

Approved as to form:

  
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Margaret King, City Attorney

Filed with the City Clerk: 2-9-2011  
Passed by the City Council: 2-8-2011  
Date of Publication: 2-12-2011  
Effective Date: 2-17-2011