



**OPEN THE PUBLIC HEARING FOR LAND USE MANAGEMENT ORDINANCE TEXT AMENDMENT – PROPOSED CHANGES TO SECTIONS 8.3 AND 8.4 REGARDING ADVISORY BOARD OFFICER TERM LIMITS; CONSIDER ENACTING OTHER TOWN CODE AMENDMENTS REGARDING TERM LIMITS FOR TOWN ADVISORY BOARD OFFICERS**

**STAFF REPORT**

TOWN OF CHAPEL HILL PLANNING DEPARTMENT  
 Judy Johnson, Interim Director  
 Becky McDonnell, Planner II  
 Anya Grahn, Senior Planner  
 Amy Harvey, Deputy Town Clerk, Communications and Public Affairs

<p><b>AMENDMENT REQUEST</b></p> <p>Amend the Officer section of the Historic District Commission and Board of Adjustment sections of the Land Use Management Ordinance to refer to the Advisory Board Membership Policy, which allows advisory board members to serve as a Vice-Chair for a maximum of two consecutive years and also be eligible to serve as a Chair for a maximum of two consecutive years (with no officer serving more than four consecutive years).</p> <p>Amend Sections of the Town Code to make similar changes for other Town Advisory Boards (no formal public hearing required).</p>	<p><b>DATE</b></p> <p>January 8, 2020</p>
<p><b>STAFF RECOMMENDATION</b></p> <p>That the Council open the public hearing on the Land Use Management Ordinance text amendment, receive public comment, close the hearing, and enact amendments to the LUMO and Town Code (Ordinances A and B).</p>	
<p><b>PROCESS</b></p> <p>The Council must consider whether one or more of the <b>three findings</b> for enactment of the Land Use Management Ordinance Text Amendment applies:</p> <ol style="list-style-type: none"> <li>1. To correct a manifest error in the chapter; or</li> <li>2. Because of changed or changing conditions in a particular area or in the jurisdiction generally; or</li> <li>3. To achieve the purposes of the Comprehensive Plan.</li> </ol>	<p><b>OVERVIEW</b></p> <ul style="list-style-type: none"> <li>• The <a href="#">Parks, Greenways, and Recreation Commission petitioned</a><sup>1</sup> the Town Council to permit current officers to serve an additional year as an officer.</li> <li>• The Council Committee on Boards and Commissions recommended amending the Advisory Board Membership Policy to resolve this issue for all boards and commissions, and on <a href="#">November 13, 2019</a><sup>2</sup> the Council amended the Policy.</li> <li>• This amendment request would create consistency between the recently updated Policy and applicable sections of the Town Code and the LUMO.</li> </ul>
<p><b>DECISION POINTS</b></p> <p>The Land Use Management Ordinance text amendments (Ordinance A) would update Board of Adjustment (Section 8.3) and Historic District Commission (Section 8.4) of the Land Use Management Ordinance so that any reference to board officer length of term policies would refer back to the Advisory Board Membership Policy.</p> <p>The Town Code text amendments (Ordinance B) would update the relevant sections of the Town Code similarly for other advisory boards and also make other minor technical corrections to errors identified by Council members and staff.</p>	
<p><b>ATTACHMENTS</b></p>	<ol style="list-style-type: none"> <li>1. Draft Staff Presentation</li> <li>2. Resolution of Consistency A (for proposed Land Use Management Ordinance amendment)</li> <li>3. Ordinance A (Enactment of Land Use Management Ordinance Text Amendment Proposal)</li> <li>4. Resolution B (Deny Land Use Management Ordinance Text Amendment Proposal)</li> <li>5. Ordinance B (Enactment of Change to Broader Town Code Sections)</li> </ol>

<sup>1</sup> <https://chapelhill.legistar.com/LegislationDetail.aspx?ID=4149001&GUID=979BD6A6-6597-4853-A7A7-AB233584EC4E&Options=&Search=>

<sup>2</sup> <https://chapelhill.legistar.com/LegislationDetail.aspx?ID=4224803&GUID=A8B50079-510D-4915-A602-DCB60A70BB2D&Options=&Search=>