

**ORDINANCE A**

(Enacting the Land Use Management Text Amendment proposal)

**AN ORDINANCE AMENDING THE CHAPEL HILL LAND USE MANAGEMENT ORDINANCE TO AMEND THE VOTING PROCEDURES FOR THE PLANNING COMMISSION, HISTORIC DISTRICT COMMISSION, AND COMMUNITY DESIGN COMMISSION AND THE QUORUM REQUIREMENTS FOR THE PLANNING COMMISSION AND HISTORIC DISTRICT COMMISSION (2018-X-X/O-).**

WHEREAS, the Council of the Town of Chapel Hill has considered the proposed text amendment to the Land Use Management Ordinance (LUMO) to amend the voting procedures for the Planning Commission, Historic District Commission, and Community Design Commission and modify quorum for the Planning Commission and Historic District Commission and finds that the amendment, if enacted, is reasonable and in the public's interest and is warranted, to achieve the purposes of the Chapel Hill 2020 Comprehensive Plan.

NOW, THEREFORE BE IT ORDAINED by the Council of the Town of Chapel Hill as follows:

Section 1. Appendix A, Section 8.2, Planning Commission, Section 8.2.7 of the Town Code is hereby revised to read as follows:

*"8.2.7. Quorum and Voting.*

A quorum of the commission, necessary to take any official action, shall consist of ~~five (5)~~ six (6) members.

The concurring vote of 5 members shall be necessary to take any official action or conduct other business of the particular board, including making a recommendation on an application to be considered by Council, if the full membership (excluding vacant seats and persons excused from voting) of the Commission is present.

The concurring vote of 4 members shall be necessary to take any official action or conduct other business of the particular board, including making a recommendation to an application to be considered by Council, if the full membership isn't present. a simple majority of those members present shall be necessary to take any official action."

Section 2. Appendix A, Section 8.4, Historic District Commission, Section 8.4.9 of the Town Code is hereby revised to read as follows:

*"8.4.9. Quorum and Voting.*

A quorum of the commission, necessary to take any official action, shall consist of ~~five (5)~~ six (6) members.

The concurring vote of half of the membership, excluding vacant seats and persons excused from voting a simple majority of those members present shall be necessary to take any official action.

The concurring majority vote of the quorum shall be necessary to conduct other business of the particular board, including making a recommendation on an application to be considered by the Council."

Section 3. Appendix A, Section 8.5, Community Design Commission, Section 8.5.8 of the Town Code is hereby revised to read as follows:

*"8.5.8. Quorum and voting.*

A quorum of the commission, necessary to take any official action, shall consist of five (5) members.

The concurring vote of a majority (5 members) of the full membership of the Commission ~~simple majority~~ shall be necessary to take any official action.

The concurring majority vote of the quorum shall be necessary to conduct other business of the particular board, including making a recommendation on an application to be considered by the Council."

Section 4.

This ordinance shall be effective upon enactment.

This the \_ day of , 2018.