

ORDINANCE NUMBER 1240

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING TITLE 15 BY CREATING A NEW CHAPTER 37 WHICH CHAPTER CREATES AN HISTORIC PRESERVATION COMMISSION; CREATING ORGANIZATION, OFFICERS, RULES FOR MEETINGS; SETTING OUT POWERS AND DUTIES OF COMMISSION; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ESTABLISHING A PENALTY; ALLOWING PUBLICATION BY SUMMARY;

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PAYETTE, IDAHO;

Section 1. Title 15 of the Payette City Code is hereby amended with the creation of a new Chapter 37, which chapter shall read as follows:

CHAPTER 37

HISTORIC PRESERVATION COMMISSION

SECTION:

- 15.37.010: Historic Preservation Commission
- 15.37.020: Organization; Officers; Rules; Meetings
- 15.37.030: Powers & Duties of Commission

15.37.010: HISTORIC PRESERVATION COMMISSION: There is hereby created and established an Historic Preservation Commission which shall consist of seven (7) members who shall be appointed by the Mayor with the advice and consent of the Council. Members of the Commission shall be appointed with due regard to the proper representation of such fields as history, architecture, urban planning, archeology and law. Initially two (2) members shall be appointed for a term of one (1) year, two (2) members shall be appointed for a term of two (2) years and three (3) members shall be appointed for a term of three (3) years. Thereafter all appointments shall be made for a term of three (3) years, the members of said Commission being eligible for reappointment. If a vacancy occurs, the Mayor with the consent of the Council shall appoint a member to fill the unexpired term. The members of the Commission shall serve without pay but shall be reimbursed by the City for pre-approved necessary expenses incurred in connection with their duties. The members of the Commission shall serve at the pleasure of the Mayor and Council and may be removed for any reason.

15.37.020: ORGANIZATION; OFFICERS; RULES; MEETINGS: At their first meeting, the appointed Commissioners shall elect officers who shall serve for terms of one (1) year. The

Commission may establish any rule necessary for the orderly conduct of its business. All meetings of the Commission shall be open to the public and subject to the open meeting laws of the State of Idaho. The Commission shall keep a record of its resolutions, proceedings and actions.

- 15.37.030: POWERS AND DUTIES OF COMMISSION: The Commission shall be authorized to:
- A. Conduct a survey of local historic properties and landmarks;
 - B. Recommend contracting with the State or Federal government, or any agency of either, or with any other person, firm, corporation, or organization, to accomplish the purposes of this Chapter;
 - C. Cooperate with the Federal, State and local governments in the pursuit of the objectives of historic preservation;
 - D. Participate in the conduct of land use, urban renewal and other planning processes undertaken by the County, the City or any other entity;
 - E. Recommend ordinances and otherwise provide information for the purposes of historic preservation to the City;
 - F. Promote and conduct an educational and interpretative program on historic properties with the jurisdiction of the City; and
 - G. Apply for grants and any other aid which may be available from any public or private source.

Section 2. This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

Section 3. Any ordinances or resolutions which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 4. If any portion of this Ordinance should be found be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall constitute Ordinance Number 1240.

Section 5. Any violation of this ordinance shall be a misdemeanor punishable in accordance with the misdemeanor statutes of the State of Idaho.

Dated this 16 day of ^{May}~~March~~, 2005.

J.P.F.

CITY OF PAYETTE

By *Mark L. Heber*
Mayor

ATTEST: *John P. Franks*
City Clerk