

**ORDINANCE NO. 23-196**

**AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF DEWEY HUMBOLDT, COUNTY OF YAVAPAI, ARIZONA, AMENDING THE CODE OF DEWEY HUMBOLDT, ARIZONA BY AMENDING CHAPTER 31, SECTION 31.21 ENTITLED PLANNING AND ZONING ADVISORY COMMISSION DECREASING THE NUMBER OF COMMISSIONS OF THE PLANNING AND ZONING ADVISORY COMMISSION TO SEVEN COMMISSIONERS.**

**WHEREAS**, the Town Council has determined that decreasing the number of members for the Planning and Zoning Advisory Commission is beneficial in order to have the best mix of the talents and abilities of the citizen who volunteer for the Commission;

**NOW THEREFORE, BE IT ORDAINED** by the Common Council of the Town of Dewey Humboldt, Arizona as follows:

**SECTION I.**

The Code of Dewey Humboldt, Arizona is hereby amended by deleting Section 31.21 of Chapter 31 replacing it with a revised Section 31.21 as follows (strike out text indicates deletions and underlined UPPERCASE text indicates ADDITIONS to text):

**§ 31.21 PLANNING AND ZONING ADVISORY COMMISSION.**

The Planning and Zoning Advisory Commission (the "P&Z Commission") shall be formed of ~~nine~~SEVEN members, all of whom must be residents of the town. Each member will be appointed to a four-year term, unless filling a vacancy appointment (in which case the term is the balance of the term of the person replaced). The P&Z Commission may set its own meeting schedule, but meetings will be held at least quarterly, or at the request of the Mayor, a Councilmember, or an applicant. The P&Z Commission may adopt its own rules of procedure, but the rules must include *Robert's Rules of Order*. The P&Z Commission has the duty to diligently perform all the duties allocated to the P&Z Commission by Arizona law or town ordinance.

**SECTION II. Providing for Repeal of Conflicting Ordinances.**

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

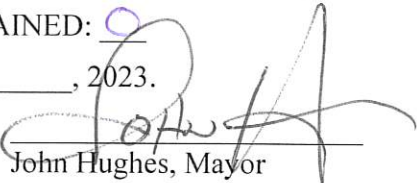
**SECTION III. Providing Severability.**

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

**PASSED AND ADOPTED** by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, this 19<sup>th</sup> day of September, 2023 by the following vote:

AYES: 7 NAYS: 0 ABSENT: 0 EXCUSED: 0 ABSTAINED: 0

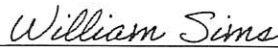
APPROVED this 19<sup>th</sup> day of September, 2023.

  
John Hughes, Mayor


ATTEST:

  
Beth Evans, Town Clerk

APPROVED AS TO FORM:

  
Bill Sims, Sims Mackin, LTD.  
Town Attorney

I, BETH EVANS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 23-196 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, ARIZONA ON THE 19<sup>th</sup> DAY OF September, 2023, WAS POSTED IN THREE PLACES ON THE 20<sup>th</sup> DAY OF September, 2023.

  
Beth Evans, Town Clerk