ORDINANCE NO. 701

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, CREATING PAYSON'S HOUSING ADVISORY COMMISSION BY ADDING SECTIONS 33.75 THROUGH 33.79 TO CHAPTER 33 OF THE CODE OF THE TOWN OF PAYSON.

WHEREAS, the Town of Payson has numerous standing Boards, Committees, and Commissions that act in an advisory capacity to the Town Council; and

WHEREAS, it is the intention of the Town of Payson to create a Housing Advisory Commission by adding Sections 33.75 through 33.79 to Chapter 33 of the Code of the Town of Payson relating to Town Boards, Committees, and Commissions; and

WHEREAS, the Town of Payson has found that the adoption of this Ordinance Number 701 is necessary and appropriate to protect the health, safety, and welfare of the citizens of the Town of Payson as a lawful exercise of police power vested in the Town by the State of Arizona,

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY ORDAIN AS FOLLOWS:

Section 1. Sections 33.75 through 33.79 (Housing Advisory Commission) of Chapter 33 of the Code of the Town of Payson set forth in Resolution 2235 was heretofore declared to be a public record by such Resolution, and all the provisions thereof are hereby referred to and added to the Code of the Town of Payson and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance Number 701.

Section 2. That at least three copies of Sections 33.75 through 33.79 (Housing Advisory Commission) of Chapter 33, as adopted by this Ordinance Number 701 shall be filed in the Office of the Town Clerk of the Town of Payson and the same shall be maintained and kept available for public use and inspection.

Section 3. Pursuant to Section 33.02 of the Code of the Town of Payson, the Housing Advisory Commission shall have seven members.

Section 4. In order for the members of the Housing Advisory Commission to have staggered terms, of the first members to be appointed, three (3) shall be appointed for three (3) years, two (2) shall be appointed for two (2) years, and two (2) shall be appointed for one (1) year.

Section 5. All ordinances and parts of ordinances in conflict with the provisions of this Ordinance Number 701 are hereby repealed to the extent of such conflict.

Section 6. If any section, subsection, sentence, clause, phrase or portion of this Ordinance Number 701 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 of this Ordinance Number 701. The Mayor and Common Council of the Town of Payson declares that it would have adopted this Ordinance Number 701 and each section,

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subsection, sentence, clause, phrase or portion thereof despite the fact that any one or more sections, subsections, sentences, clauses, phrases or portions would be declared invalid or unconstitutional.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this _____ day of _____, 2007, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

_____
F. Robert Edwards, Mayor

ATTEST:

_____
Silvia Smith, Town Clerk

APPROVED AS TO FORM:

_____
Samuel I. Streichman, Town Attorney

MEMO

TO: Mayor and Council

THROUGH: Fred Carpenter, Town Manager

FROM: Jerry Owen, Community Development Director

DATE: February 1, 2007

SUBJECT: Housing Advisory Commission

The attached ordinance and resolution would create the Housing Advisory Commission for the Town of Payson as recommended in the Affordable Housing Task Force Report approved by the Town Council in November. The Commission would be established in a manner similar to other town boards and commissions and work to address the duties and responsibilities outlined in § 33.76 (attached). The Task Force believes the Commission is necessary to formalize the Town's efforts to address the variety of housing opportunities available in the community. Staff supports the creation of this Commission.