

City of Rio Communities, New Mexico

Ordinance No: 2016-44

**TITLE: AN ORDINANCE AMENDING ORDINANCE NO. 2013-08,
DATED: SEPTEMBER 10, 2013. CHAPTER 2:
ADMINISTRATION AND PERSONNEL**

**Amend Ordinance 2013-08 to follow Muni-Code Format: Chapter 2, Administration
and
Personnel**

Pursuant to NMSA 1978, Section 3-17-3, public notice is hereby given of the intent by the
Planning and Zoning Commission to amend the City of Rio Communities'
Ordinance 2-4-4.

**Amend Ordinance No: 2013-08, Chapter 2, Administration and Personnel by adding
Section
2-4-4(E) Attendance to read as follows:**

- E. Attendance: Commission members are expected to attend all meetings, as repeated absences can infringe on committee processes, and inconvenience the progress of the committee for members who regularly attend. Accordingly, any committee member with 3 or more unexcused absences in a 1-year period shall receive a vote of no-confidence, and shall necessitate an automatic vote for removal of that committee member. A positive majority vote by commission members, along with supporting documentation shall be forwarded to the City Council for their review for the possible removal of the offending committee member.

PASSED, APPROVED AND ADOPTED THIS 22nd DAY OF March, 2016.

City of Rio Communities Governing Body

Mark Gwinn, Mayor

William (Bill) Brown, Councilor

Margaret (Peggy) Gutjahr, Councilor

Arturo Sais, Councilor

ATTEST:

Elizabeth (Lisa) Adair, Municipal Clerk



CITY OF RIO COMMUNITIES, NM

CHAPTER 2: ADMINISTRATION AND PERSONNEL

Article 4: MUNICIPAL PLANNING AND ZONING COMMISSION

- 2-4-1 PURPOSE
- 2-4-2 PLANNING AND ZONING COMMISSION
- 2-4-3 POWERS AND DUTIES
- 2-4-4 RESPONSIBILITIES
- 2-4-5 ORGANIZATION
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AN ORDINANCE CREATING A PLANNING AND ZONING COMMISSION FOR THE CITY OF RIO COMMUNITIES, NEW MEXICO, AND PRESCRIBING THE POWERS, DUTIES AND ORGANIZATION OF SAID COMMISSION.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF RIO COMMUNITIES:

2-4-1 PURPOSE

The purpose of this Ordinance is to establish a municipal organization of appointed officials in order to promote and carry out a continuing process of comprehensive land use planning within the jurisdiction of the City of Rio Communities, hereinafter called the Municipality.

2-4-2 PLANNING AND ZONING COMMISSION

- A. Creation.** There is hereby created a Planning and Zoning Commission for the Municipality pursuant to Sections 3-19-1 through 3-19-4, NMSA 1978.
- B. Membership.** The Planning and Zoning Commission shall consist of no less than five members who shall be appointed by the Mayor with the consent of the Governing Body of the Municipality.

- C. Terms.** A majority of the members on the first Planning and Zoning Commission shall be appointed for one-year terms and the balance of the members shall be appointed for two-year terms. Each subsequent term shall be for two years or less in order to maintain the original staggering. A vacancy in the membership of the Planning and Zoning Commission shall be appointed for the remainder of the unexpired term.
- D. Removal.** After a public hearing and for cause stated in writing and made part of the public record, the Mayor with the approval of the Governing Body may remove a member of the Planning and Zoning Commission.

2-4-3 POWERS AND DUTIES

- A. Planning Process.** The Planning and Zoning Commission shall promote comprehensive community planning process with the general purpose of guiding and accomplishing a coordinated, orderly, and harmonious development of the Municipality.
- B. Reporting.** The Planning and Zoning Commission may make reports and recommendations to public officials, agencies, organizations, and citizens regarding the planning and development of the Municipality.
- C. Studies.** The Planning and Zoning Commission shall review surveys and studies of existing conditions and potential growth of the Municipality and shall make recommendations to the Governing Body on means of protecting and improving the community.
- D. Subdivision Review.** The Planning and Zoning Commission shall submit preliminary written reviews and recommendations to the Governing Body on any proposed subdivision platting or replatting.
- E. Zoning Actions.** The Planning and Zoning Commission shall have those powers and duties necessary to perform its function as stated within the provisions of the zoning ordinance of the Municipality.
- F. Project Programming.** The Planning and Zoning Commission may recommend to the Governing Body programs and projects for public improvements and their financing.
- G. Communication.** The Planning and Zoning Commission is authorized to confer with other municipal, county, regional, state or federal agencies as it deems necessary.

2-4-4 ORGANIZATION

- A. Officers.** The Planning and Zoning Commission shall elect from its members a chairman, vice-chairman and secretary for one-year terms. Officers may be re-elected for an indefinite number of terms.

- B. Conduct of Business.** The Planning and Zoning Commission shall adopt and publish such rules, regulations, and procedures for the conduct of business as seem appropriate to its members. A quorum shall be a majority of the membership of the Planning and Zoning Commission.
- C. Meetings.** The Planning and Zoning Commission shall hold regularly scheduled meetings at least once a month and such meetings will be open to the public. The Planning and Zoning Commission may hold special meetings also open to the public as may be called by the chairman or vice-chairman with at least 24 hours public notice.
- D. Records.** A public record shall be kept of all actions and considerations undertaken by the Planning and Zoning Commission. The records shall be filed with the Clerk of the Municipality and kept available for public inspection in the Office of the Clerk during normal office hours.
- E. Attendance.** Commission members are expected to attend all meetings, as repeated absences can infringe on committee processes, and inconvenience the progress of the committee for members who regularly attend. Accordingly, any committee member with 3 or more unexcused absences in a 1-year period shall receive a vote of no-confidence, and shall necessitate an automatic vote for removal of that committee member. A positive majority vote by commission members, along with supporting documentation shall be forwarded to the City Council for their review for the possible removal of the offending committee member.

2-4-5 SEVERABILITY

The provisions of this Ordinance shall be deemed to be severable, and should any part of this Ordinance be declared by the courts to be unconstitutional or invalid, such holdings shall not affect the validity of this Ordinance other than the part so declared to be unconstitutional or invalid.

2-4-6 EFFECTIVE DATE

This Ordinance shall become effective on the 10th day of September, 2013 following publication as required by law.