

An Ordinance of the City of Plano, Texas, amending Ordinance No. 2014-3-7, codified as Section 16-82, Alternate members, of Article V, Board of Adjustment, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano, Texas to allow the City Council to appoint three (3) alternate members to the Board of Adjustment; and providing a repealer clause, a severability clause, a savings clause and an effective date.

WHEREAS, the City Council of the City of Plano is authorized to provide for the boards and commissions in the City of Plano; and

WHEREAS, Ordinance No. 2014-3-7, adopted on March 18, 2014 provided for two (2) alternate members for the Board of Adjustment; and

WHEREAS, the Council Liaisons determined that three (3) alternate members would be more appropriate;

WHEREAS, the City Council deems it in the best interest of the City to revise the number of alternate members to the Board of Adjustment and to amend Section 16-82, Alternate members, of Article V, Board of Adjustment, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano as provided herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. Section 16-82, Alternate members, of Article V, Board of Adjustment, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano is hereby amended to read as follows:

“Sec. 16-82. Alternate members.

City council may appoint three (3) alternate members of the board of adjustment who shall serve in the absence of one (1) or more of the regular members. The alternate members, when appointed, shall serve for the same period as the regular members, which is for a term of two (2) years expiring on October 31st of the appropriate year, and any vacancy shall be filled in the same manner as for regular members, and alternate members shall be subject to removal under the same provisions as regular members.”

Section II. All provisions of the Code of Ordinances of the City of Plano, codified or uncoded, in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Code of Ordinances of the City of Plano, codified or uncoded, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section III. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, or section of this Ordinance shall be declared unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph or section of this Ordinance.

Section IV. The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this Ordinance.

Section V. This Ordinance shall become effective immediately upon its passage.

DULY PASSED AND APPROVED this the 8th day of August, 2022.

John B. Muns, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

Paige Mims, CITY ATTORNEY