



# Ordinance

OFFICE OF THE  
MAYOR  
CITY OF SAN LUIS

No. 344

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, PERTAINING TO THE PLANNING AND ZONING COMMISSION'S REQUIREMENT AS TO THE NUMBER OF VOTES TO PASS A MOTION BY AMENDING THE SAN LUIS CITY CODE §152.026(G)(3) FROM FOUR (4) VOTES TO A MAJORITY OF A QUORUM; REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY.**

WHEREAS, the City of San Luis desires to expedite processing of land use applications before the Planning and Zoning Commission;

WHEREAS, the current regulation of the Planning and Zoning Commission require the affirmative vote of four (4) members under §152.026(G)(3) of the San Luis City Code;

WHEREAS, Four (4) members constitute a quorum of the Planning and Zoning Commission under City Code §152.026(G)(3);

WHEREAS, applications to the Planning and Zoning Commission have been delayed because even with a quorum of four (4) present, four (4) affirmative votes on a motion were not possible and a new motion had to be presented on a later date when more members could be present;

WHEREAS, the City of San Luis desires to remedy this situation by changing the required vote to a majority of the quorum to pass a motion.

**NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF SAN LUIS, ARIZONA AS FOLLOWS:**

Section 1. Section 152.026(G)(3) of the San Luis City Code is hereby amended to read as follows:

*Quorum.* Four members of the Commission shall constitute a quorum for the transaction of business. No matter may be considered by the Commission unless there are four or more members present who are eligible/qualified to vote on the matter. ~~The affirmative vote of four members shall be required to pass a motion.~~ **The affirmative vote of the majority of the members present shall be required to pass a motion.** If a member has been present for the entire presentation of an issue that member may abstain from voting only because they have a conflict of interest. If a member has a

conflict of interest, he/she shall declare the conflict of interest prior to the presentation and shall abstain from all discussion and deliberation on the matter in question.

Section 2. In the event of a conflict between the provisions of this ordinance and any other ordinance, resolution, regulation, or policy within the City of San Luis, the conflicting provisions are hereby repealed, superseded, and replaced, and the provisions of this ordinance shall govern.

Section 3. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance or said reference regulations.

**PASSED AND ADOPTED** by the Mayor and City Council of the City of San Luis, Arizona, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Gerardo Sanchez, Mayor

**ATTEST:**

\_\_\_\_\_  
Sonia Cornelio, City Clerk

**APPROVED AS TO FORM**

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Kay Marion Macuil, City Attorney