

## ORDINANCE 3591

A City of Missoula initiated ordinance amending Title 20, Missoula Municipal Code, the City Zoning Ordinance, Sections 20.90.030B. (Membership) and E. (Voting).

Be it ordained that Sections 20.90.030B. and E. are hereby amended and enacted as follows:

### 20.90.030 Historic Preservation Commission

#### B. Membership

The Historic Preservation Commission is a nine member board, consisting of 7 regular members and 2 alternates, and must have the following composition:

1. There must be a Historic Preservation Commission member from the downtown geographic region designated on the Historic Preservation Commission Geographic Region Map on file at Development Services. This member may either reside or work in that region and be appointed by the City Council.
2. There must be three “at-large members” of the Historic Preservation Commission, who may reside in either the city or the unincorporated county and be appointed by the City Council.
3. There must be three “professional members” of the Historic Preservation Commission. Professional members may reside in either the city or the unincorporated county and be appointed by the City Council. All professional members must possess professional experience in such fields as architecture, history, architectural history, landscape architecture, archeology, city planning, preservation law, historic preservation, American studies, cultural geography, or cultural anthropology or a closely related field. Professional members must, to the extent possible, meet the Secretary of Interior’s Professional Qualification Standards found at 36 C.F.R. 61 and the standards listed in the Montana Certified Local Government Manual.
4. There must be two “at-large alternate members” of the Historic Preservation Commission and be appointed by the City Council with the designation of Alternate 1 or Alternate 2. Alternate members are eligible and encouraged to apply for vacant positions on the board for which they qualify. Alternate members will be called with Alternate 1 being called first and Alternate 2 being called second to serve as a regular voting commission member under the following circumstances:
  - a. In the absence of any commission member; or,
  - b. In the event of a board vacancy whereupon the board member chooses not to continue until a successor is appointed by City Council.
  - c.

#### E. Voting

A quorum of the Historic Preservation Commission requires the presence of at least four members. Unless stated otherwise, action by the Historic Preservation Commission requires a simple majority vote of those commission members present and voting.

**Effective date.** The provisions of this ordinance shall be effective in 30 days after adoption.

**Severability.** If any selection, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase and words thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or words have been declared invalid or unconstitutional, then the remaining ordinance provisions will be in full force and effect.

PASSED by a vote of:

First reading and preliminary adoption: 10 ayes, Emily Bentley, Michelle Cares, John DiBari, Annelise Hedahl, Jordan Hess, Gwen Jones, Marilyn Marler, Bryan von Lossberg, Heidi West, Jon Wilkins; 0 nays; 0 abstain; and 2 absent, Julie Armstrong, Ruth Ann Swaney.

Second and final reading: 11 ayes, Julie Armstrong, Emily Bentley, Michelle Cares, John DiBari, Jordan Hess, Gwen Jones, Marilyn Marler, Ruth Ann Swaney, Bryan von Lossberg, Heidi West, Jon Wilkins; 0 nays; 0 abstain; and 1 absent, Annelise Hedahl.

APPROVED by the Mayor this 15th day of May, 2015.

ATTEST:

APPROVED:

/s/ Martha L. Rehbein

/s/ John Engen

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Martha L. Rehbein  
Legislative Services Director/City Clerk

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John Engen  
Mayor

(SEAL)