

ORDINANCE NUMBER 1379

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, AMENDING CHAPTER 2.37 OF TITLE 2 OF THE PERRIS MUNICIPAL CODE RELATING TO THE CITY'S PLANNING COMMISSION

WHEREAS, the City of Perris established a Planning Commission pursuant to Government Code § 65100;

WHEREAS, the City's Planning Commission currently consists of seven members;

WHEREAS, the City Council desires to reduce the membership of the Planning Commission from seven to five.

WHEREAS, in transitioning to a five-member Planning Commission, the City Council desires to allow the current members of the Planning Commission to serve as a seven-member Planning Commission until June 30, 2019, and therefore desires to set the effective date of this Ordinance as June 30, 2019. However, the City Council intends to appoint (or reappoint) members to the five-member Planning Commission prior to June 30, 2019.

THE CITY COUNCIL OF THE CITY OF PERRIS DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Recitals Incorporated. The City Council finds the above recitals are true and correct and incorporated herein by this reference.

Section 2. Amendment to Section 2.37.020. Section 2.37.020 of Chapter 2.37 of Title 2 of the Perris Municipal Code is hereby amended as follows (~~strikethrough~~ represents deleted language while **bold italics** represents new language):

“The planning commission shall consist of ~~seven~~ **five** members.”

Section 3. Amendment to Section 2.37.050. Section 2.37.050 of Chapter 2.37 of Title 2 of the Perris Municipal Code is hereby amended as follows (~~strikethrough~~ represents deleted language while **bold italics** represents new language):

“Sec. 2.37.050. - Terms of office.

(a) The terms of office for members of the planning commission, ~~other than those appointed to complete unexpired terms,~~ shall be four years or until their successors ~~shall be~~ **are** appointed ~~and qualified.~~ **For example, a member whose term expires on June 30 would continue to serve in July and thereafter until a successor is appointed. The successor may be the same member if reappointed. The terms for members of the**

planning commission who are appointed to complete an unexpired term shall run until the end of their respective unexpired terms or until their successors are appointed.

(b) Seats on the planning commission shall be numbered one through ~~seven~~ **five**. Seats one, two and three shall expire on ~~December 31, 2003~~ **June 30, 2021**, and on ~~December 31~~ **June 30** every four years thereafter. Seats four, **and five**, ~~six and seven~~ shall expire on ~~December 31, 2005~~ **June 30, 2023**, and on ~~December 31~~ **June 30** every four years thereafter.

(c) Notwithstanding Sections 2.37.050(a) and 2.37.050(b), the term of any member of the planning commission who was appointed prior to February 26, 2019, shall expire on June 30, 2019.”

Section 4. Amendment to Section 2.37.090(b). Subsection (b) of Section 2.37.090 of Chapter 2.37 of Title 2 of the Perris Municipal Code is hereby amended as follows (~~striketrough~~ represents deleted language while **bold italics** represents new language):

“Special meetings of the commission may be called at any time by the chairperson or ~~four~~ **three** members thereof by written notice served as required by law, or otherwise provided in the Ralph M. Brown Act.”

Section 5. Amendment to Section 2.37.100. Section 2.37.100 of Chapter 2.37 of Title 2 of the Perris Municipal Code is hereby amended as follows (~~striketrough~~ represents deleted language while **bold italics** represents new language):

“~~Four~~ **Three** members of the planning commission shall constitute a quorum, but a lesser number may adjourn from time to time.”

Section 6. Severability. If any subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is for any reason held to be unconstitutional or otherwise unenforceable, such decision shall not affect the validity of the remaining portion of this Ordinance or any part thereof. The City Council hereby declare that they would have passed each subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more subsection, subdivision, paragraph, sentence, clause, or phrase be declared unconstitutional or otherwise unenforceable.

Section 7. Effective Date. This Ordinance shall take effect on June 30, 2019.

Section 8. Certification. The City Clerk shall certify as to the passage and adoption of this Ordinance and shall cause the same to be posted at the designated locations in the City of Perris.

ADOPTED, SIGNED and **APPROVED** this 26th day of February, 2019.

Mayor, Michael M. Vargas

ATTEST:

City Clerk, Nancy Salazar

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, DO HEREBY CERTIFY that the foregoing Ordinance Number 1379 was duly introduced by the City Council of the City of Perris at a regular meeting of said Council held on the 12th day of February, 2019 and was duly adopted by the City Council of the City of Perris at a regular meeting of said Council held on the 26th day of February, 2019, and that it was so adopted by the following vote:

AYES: MAGAÑA, CORONA, VARGAS
NOES: ROGERS, RABB
ABSENT: NONE
ABSTAIN: NONE

City Clerk, Nancy Salazar