

ORDINANCE NO. 09-11 (THIRD AMENDED)

HISTORIC PRESERVATION COMMISSION

Appointment and Initial Purpose of Commission

WHEREAS, the Common Council of the City of West Lafayette, Indiana, declares that the protection, maintenance, restoration, rehabilitation, reconstruction, or development of historic districts is in the public interest; and,

WHEREAS, it is the intent of this ordinance to provide a means to promote the cultural, economic, and general welfare of the public through the preservation and protection of structures and areas of historic and cultural interest within the City of West Lafayette; and,

WHEREAS, it is the intent of this ordinance to initiate a comprehensive program of historic preservation by the appointment of a Historic Preservation Commission; and

WHEREAS, upon appointment, the initial purpose of the Historic Preservation Commission is to solicit public input and recommend to the Common Council an Historic Preservation Ordinance for its consideration which shall be in compliance with IC 36-7-11.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE THAT:

a. **Establishment.**

There is hereby established the Historic Preservation Commission of the City of West Lafayette, Indiana (hereinafter referred to as the "Commission").

b. **Composition; Appointment.**

The Commission shall consist of nine (9) voting members. The voting members shall be appointed by the Mayor subject to the approval of the City Council and shall be residents of the City who are interested in the preservation and development of historic areas. The members of the Commission should include professionals in architectural history, planning, and other disciplines related to historic preservation, to the extent that those professionals are available in the community. Up to one (1) voting member of the Commission may include a member of the Common Council. Up to three (3) nonvoting, advisory member(s) may be appointed to the Commission by the Mayor with approval by the City Council. Commission members shall serve without compensation, except for reasonable expenses incurred in the performance of their duties.

c. **Term.**

Voting members shall each serve for a term of three (3) years; however, the terms of original voting members shall be for one (1) year, two (2) years, and three (3) years in order for the terms to be staggered. The term for nonvoting, advisory members shall be for three (3) years. A vacancy shall be filled within ninety (90) days for the duration of the term.

d. **Commission Administrator.**

A City administrator designated by the Mayor shall serve as the ex-officio administrator of the Commission. The administrator shall provide staff assistance to the Commission.

e. **Officers.**

The Commission shall elect from its members a President, Vice-President, and Secretary who shall serve for one (1) year and who may be re-elected no more than three (3) consecutive times for the same position.

f. **Meetings.**

Commission meetings must be open to the public in accordance with Indiana's Open Door Law and a public record shall be kept of the Commission's resolutions, proceedings, and actions.

g. **Initial Purpose of Commission.**

Upon appointment, the Commission shall meet for the purpose of soliciting public input and formulating a draft of an Historic Preservation Ordinance for recommendation and submission to the Common Council for its consideration and action. The Commission shall meet as necessary in order to perform expeditiously its initial purpose.

h. **Information to be Considered by Commission.**

In achieving its initial purpose, the Commission shall give due consideration to the following:

- A. Public input;
- B. Expert input;
- C. The legal requirements of IC § 36-7-11;
- D. Model Ordinances and Ordinances in effect in other Indiana municipalities;
- E. West Lafayette Common Council Ordinance No. 9-11 (Second Amended); and
- F. Other input as considered necessary or helpful by the Commission.