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4 **AN ORDINANCE AMENDING CHAPTER 151: “HISTORIC**
5 **PRESERVATION AND PROTECTION DISTRICTS” OF THE FORT**
6 **WAYNE CODE OF ORDINANCES**
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8 WHEREAS, in August 2022, the Fort Wayne Common Council passed a
9 resolution requesting consideration on a more equitable division of board and
10 commission appointments between the Mayor and the Common Council; and

11 WHEREAS, many of these boards are created by State Code, and would
12 require state approval to modify the appointment structure; and

13 WHEREAS, some of the boards and commissions which exist in the City have
14 been created through the legislative process and can therefore be modified in the
15 same manner; and

16 WHEREAS, as it relates to the creation of an Historic Preservation Commission,
17 Indiana Code 36-7-11-4(a) states, “The voting members shall be appointed by the
18 executive of the unit, subject to the approval of the legislative body”; and
19

20 WHEREAS, it is imperative to good government that diverse voices are
21 considered on all matters.

22 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON**
23 **COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**
24

25 **SECTION 1.** Amend §151.020 to read:

26 (A) *Creation.* There is hereby established the Historic Preservation Commission
27 of the City of Fort Wayne, Indiana (hereinafter referred to as the
28 "Commission") subject to and in accordance with the provisions of IC 36-7-
29 11-4.
30

1 (B) *Composition.* The Commission shall consist of seven voting members. The
2 voting members shall be appointed by the Mayor and shall be subject to the
3 approval by Council before joining the board and shall be residents of the city who
4 are interested in the preservation and development of historic areas. The members
5 of the Commission should include professionals in the disciplines of architectural
6 history, planning, and other disciplines related to historic preservation, to the
7 extent that those professionals are available in the community. The credentials of
8 appointees brought before Council shall be outlined as part of the approval process.
9 Nonvoting, advisory member(s) may be appointed to the Commission by the
10 Mayor, and shall be approved by Council before any activities may be completed.
11 Commission members shall serve without compensation, except for reasonable
12 expenses incurred in the performance of their duties.

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14 **SECTION 2.** That this Ordinance shall be in full force and effect from
15 and after its passage and any and all necessary approval by the Mayor.

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19 _____
20 Russell Jehl, Council Member

21
22 APPROVED AS TO FORM AND LEGALITY

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24 _____
25 Joseph G. Bonahoom, City Council Attorney