

**AN ORDINANCE AMENDING CHAPTER 151: “HISTORIC
PRESERVATION AND PROTECTION DISTRICTS” OF THE FORT
WAYNE CODE OF ORDINANCES**

WHEREAS, in August 2022, the Fort Wayne Common Council passed a resolution requesting consideration on a more equitable division of board and commission appointments between the Mayor and the Common Council; and

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

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

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

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

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

SECTION 1. Delete and Amend §151.020 to read:

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

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

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

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20 _____
21 Russell Jehl, Council Member
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23 APPROVED AS TO FORM AND LEGALITY

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25 _____
26 Joseph G. Bonahoom, City Council Attorney