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ORDINANCE NO. 94-3

AN ORDINANCE AMENDING THE QUORUM AND VOTING REQUIREMENTS FOR THE ORANGE COUNTY PLANNING AND ZONING COMMISSION AND THE ORANGE COUNTY LOCAL PLANNING AGENCY BY REVISING SECTION 30-34 OF THE ORANGE COUNTY CODE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA:

Section 1. Amendments to Section 30-34. Subsections 30-34(e) through (h) of the Orange County Code are hereby amended to read as follows, with the added language being shown by the underlines and the deleted language being shown by the strike-throughs, while subsections 30-34(a) through (d) shall remain unchanged:

Sec. 30-34. Planning and zoning commission
- Establishment, composition,
etc.

. . .

(e) *Officers.* The planning and zoning commission shall elect a chairman and vice-chairman from among the members of the commission. The planning and zoning commission may create and fill such other offices as it may determine. The terms of all offices shall be for one (1) year, with eligibility for reelection. ~~There must be present in order to hold a meeting at which action is taken to adopt, change, repeal, amend or alter the comprehensive plan, a quorum which shall consist of six (6) members of the planning and zoning commission. If exactly six (6) members are present, action shall be taken by a vote of five (5). If seven (7) or more members of the planning and zoning commission are present, action shall~~ be

1 taken-by-a-vote-of-six-(6)-or-more-of-these
2 members--present---In the absence of the
3 chairman, the vice-chairman shall preside
and have the same powers and duties.

4 (f) Quorum; voting. A quorum shall
5 consist of five (5) members. Assuming a
6 quorum exists at a meeting, a majority vote
7 is necessary to pass a motion. For purpose
8 of this subsection, the term "majority vote"
9 means more than half of the votes cast by
10 members entitled to vote, excluding
11 abstentions. These same quorum and voting
12 requirements shall apply to the local
13 planning agency as well.

14 (fg) *Meetings; rules of procedure.* The
15 planning and zoning commission shall hold
16 regular monthly meetings open to the public
17 at a time to be set by the planning and
18 zoning commission; shall adopt rules for the
19 transaction of its business; and shall keep
20 a record of its resolutions, transactions,
21 findings and determinations, attendance and
22 voting records of its members, which record
23 shall be a public record.

24 (gh) *Staff.* The board of county
25 commissioners may employ, and discharge,
26 such experts, inspectors, technicians,
27 attorneys and staff as may be deemed proper,
and pay their salaries and such other
expenses as are necessary to conduct the
work of the planning and zoning commission.
The employees under the provisions of this
article shall be under the control and
supervision of the chief administrative
official employed by the board of county
commissioners and to be known as the
planning and zoning director, and he shall
make recommendations to the board of county
commissioners for the employment or
discharge of such employees, an additional
administrative official, to be known as the
county planner, may be employed under such
chief administrative official to perform and
supervise all planning functions provided
for by this article.

(hi) *Departments, officials.* The board
of county commissioners may establish

1 separate planning and zoning departments to
2 carry out all planning and zoning functions
3 and procedures provided for by this
4 article. In such event, a zoning director
5 and a planning director may be designated to
6 supervise the respective departments.
7 Duties and responsibilities of such
8 officials shall be as set forth in section
9 30-41, and any and all references in this
10 article to the title "planning and zoning
11 director" shall then refer to and include
12 only the zoning director. Otherwise, if
13 only one (1) administrative official is
14 designated to supervise all planning and
15 zoning functions, his duties will include
16 all of the functions set forth and described
17 in section 30-41.

18 Section 2. Effective Date. This ordinance shall take
19 effect pursuant to general law.
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