

ORDINANCE NO. 2010.36

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, AMENDING CHAPTER 2, ARTICLE V, DIVISION 5, OF THE TEMPE CITY CODE RELATING TO THE AVIATION COMMISSION BY AMENDING SECTIONS 2-215 AND 2-220 RELATING TO ITS ESTABLISHMENT, COMPOSITION AND POWERS AND DUTIES .

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, as follows:

Section 1. That Section 2-215 of the Tempe City Code is hereby amended to read as follows:

Sec. 2-215. Established; composition.

(a) There is hereby established the Tempe aviation commission to be composed of ~~thirteen (13)~~ ELEVEN (11) members.

(b) In addition to the terms of office as specified in § 2-182 of this article, terms shall be staggered so that the term of no more than five (5) members shall conclude in any given year.

(c) There shall be commission members from neighborhoods located in ~~the LDN 65 noise contour and from other noise impacted~~ geographic areas throughout the community THAT ARE IMPACTED BY AIRCRAFT OPERATIONS INCLUDING AREAS WITHIN THE LDN 65 NOISE CONTOUR FOR THE PHOENIX SKY HARBOR INTERNATIONAL AIRPORT.

(d) The city manager or his designee shall serve the aviation commission in an advisory capacity.

Section 2. That Section 2-220 of the Tempe City code is hereby amended to read as follows:

Sec. 2-220. Powers and duties.

The aviation commission shall have the following powers and duties:

- (1) To advise the mayor and city council and assist city departments regarding the impacts of aircraft ~~noise on Tempe residents~~ AND AIRPORT OPERATIONS on Tempe residents;
- (2) To advise the mayor and city council and assist city departments in the monitoring, implementation and enforcement of agreements made between the City of Phoenix

and THE CITY OF Tempe concerning the operations of Sky Harbor INTERNATIONAL Airport;

- (3) To advise the mayor and city council and assist city departments in studies conducted of ~~Sky Harbor Airport and its~~ LOCAL AIRPORTS AND THEIR DEVELOPMENT, WITH REGARD TO POTENTIAL impacts on Tempe RESIDENTS; AND
- (4) To advise the mayor and city council and assist city departments on land use measures that could mitigate the impact of aircraft noise AND AIRPORT OPERATIONS.
- (5) ~~To the extent feasible, to review all relevant documents prior to adoption by the city council; and~~
- (6) ~~To advise the mayor and city council and assist city departments on any topic the commission feels is appropriate regarding aircraft noise and related matters in Tempe.~~

Section 3. Pursuant to City Charter, Section 2.12, ordinances are effective thirty (30) days after adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, this _____ day of _____, 2010.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney