


TO: Ann Maxwell, Chair
Neighborhood Advisory Board Members
Seth Laughlin, Interim Neighborhood Liaison/Ombudsmen

FROM: David A. Holec 
City Attorney

DATE: April 17, 2013

SUBJECT: Draft Amendment to Neighborhood Advisory Board Ordinance

At its April 8, 2013, meeting, City Council directed that an amendment for Council consideration be prepared which would (1) add an additional requirement for a Neighborhood Association to participate as Liaison Members and Board Members of the Neighborhood Advisory Board that the Neighborhood Advisory Board is required to be inclusive and (2) delete the limitation that there be only one Neighborhood Association per neighborhood. Council also directed that this amendment is to be reviewed by the Neighborhood Advisory Board.

The amendment required is an amendment to the definition of a Neighborhood Association contained in Section 2-3-81 of the Greenville City Code.

Below is the following:

- 1) Current definition of Neighborhood Association within Section 2-3-81 of the City Code.
- 2) Draft amendment labeled as Option One which provides that residents (including residents who are property owners and residents who are renters) are to be allowed to be full and equal members of the Neighborhood Association commencing immediately when the resident starts to reside in the neighborhood. The added language is shown in red and the stricken language is shown by strike-through.
- 3) Draft amendment labeled as Option Two which provides that property owners and residents (including residents who are renters) are to be allowed to be full and equal members of the Neighborhood Association commencing immediately when the property owner assumes ownership and when the resident starts to reside in the neighborhood. The added language is shown in red and the stricken language is shown by strike-through. The language which is different in Option 2 from Option 1 is shown in green.

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CURRENT DEFINITION WITHIN SECTION 2-3-81

Neighborhood association. An organized group of residents within a specific neighborhood within the corporate limits of the city and that operates under a formal association bylaws, holds at least two board or membership meetings a year, has elected officers, maintains records of meetings, maintains an association membership roster, and has placed on file with the

Neighborhood Liaison/Ombudsman a current set of bylaws and amendments and a list of current officers. There shall be only one neighborhood association for each neighborhood.

OPTION ONE - Inclusiveness of Residents (Including Property Owners and Renters)

Neighborhood association. An organized group of residents within a specific neighborhood within the corporate limits of the city and that **is inclusive in its membership**, operates under a formal association bylaws, holds at least two board or membership meetings a year, has elected officers, maintains records of meetings, maintains an association membership roster, and has placed on file with the Neighborhood Liaison/Ombudsman a current set of bylaws and amendments and a list of current officers. **A Neighborhood Association is inclusive in its membership when it (1) allows all residents living in the neighborhood, including residents who are property owners and residents who are renters, to participate in the Neighborhood Association as full and equal members commencing immediately when the resident starts to reside in the neighborhood and (2) does not have any different standards for property owners and renters in eligibility requirements, voting rights, dues levels, or any other matter relating to membership. Notwithstanding the foregoing, a Neighborhood Association may, without adversely impacting its status of being inclusive in its membership, (1) limit membership to persons who are eighteen (18) years or older, (2) limit the right of members to vote to one (1) person or another number of persons for each dwelling unit, and/or (3) require the payment of dues, fees, and other charges by all members provided that the required total payment for a member shall be no more than \$50 annually. ~~There shall be only one neighborhood association for each neighborhood.~~**

OPTION TWO - Inclusiveness of Residents (Including Renters) and Property Owners

Neighborhood association. An organized group of residents and property owners within a specific neighborhood within the corporate limits of the city and that **is inclusive in its membership**, operates under a formal association bylaws, holds at least two board or membership meetings a year, has elected officers, maintains records of meetings, maintains an association membership roster, and has placed on file with the Neighborhood Liaison/Ombudsman a current set of bylaws and amendments and a list of current officers. **A Neighborhood Association is inclusive in its membership when it (1) allows all property owners owning property in the neighborhood and all residents living in the neighborhood, including residents who are renters, to participate in the Neighborhood Association as full and equal members commencing immediately when the property owner assumes ownership and the resident starts to reside in the neighborhood and (2) does not have any different standards for property owners and renters in eligibility requirements, voting rights, dues levels, or any other matter relating to membership. Notwithstanding the foregoing, a Neighborhood Association may, without adversely impacting its status of being inclusive in its membership, (1) limit membership to persons who are eighteen (18) years or older, (2) limit the right of members to vote to one (1) person or another number of**

persons for each dwelling unit with a resident having priority when determining who may vote, and/or (3) require the payment of dues, fees, and other charges by all members provided that the required total payment for a member shall be no more than \$50 annually. ~~There shall be only one neighborhood association for each neighborhood.~~

cc: Mayor and Council Members
Barbara Lipscomb, City Manager
Merrill Flood, Community Development Director
