

## Chapter 4.12 Recognized Neighborhood Associations

### Article I. In General

#### Section 4-12-1. Purpose

The purpose of the Recognized Neighborhood Association ordinance is to assist Amarillo's redeveloping neighborhoods through official recognition of those associations that are voluntarily organizing and actively engaged in improving the quality of life in their neighborhoods.

A Recognized Neighborhood Association program will:

- A. Formalize and clarify the ongoing implementation partnership between the City and neighborhoods with adopted plans;
- B. Assist other older neighborhoods without adopted plans organize and become more civically engaged;
- C. Increase access to the various departments of the City for Recognized Neighborhoods and to improve the flow of information between these groups and the City;
- D. Provide a forum for collaboration among neighborhoods to address common challenges; and,
- E. Develop more specialized resources and programs to enhance the livability of Amarillo neighborhoods.

**Neighborhood organizations are encouraged to work cooperatively among their own membership and with any adjacent or overlapping neighborhood organizations to determine positions on issues affecting the neighborhood and to conduct business in an organized, representative and fair manner, which is designed to obtain informed participation from as many neighborhood citizens as possible. Neighborhoods are also encouraged to cultivate neighborhood participation that reflects the ethnic and socio-economic composition of the neighborhood they represent. Recognition of organizations with overlapping boundaries is not allowed.**

#### Section 4-12-2. Definitions

“Adopted Neighborhood Plan” refers to those neighborhoods that coordinated with the City to create a Neighborhood Plan, which was adopted as an amendment to the Amarillo Comprehensive Plan by the City Council.

“Neighborhood” means a geographically contiguous area within a designated boundary which is characterized by a substantial commonality of interest and identification as a neighborhood separate from others within the City of Amarillo.

“Neighborhood Association or Organization” means a voluntary association or organization formed by persons within a neighborhood for the purpose of considering and acting on issues affecting the livability and quality of life in their neighborhood. An association is open to all members within the boundaries of the neighborhood without bias and has as a regulated and predictable meeting pattern which is advertised

in an appropriate manner to all members of the community. An association must have an organizing document ratified by the group.

“Neighborhood Planning Initiative” means the interlocal agreement created in 2016 between the City and Potter County to develop neighborhood plans as a revitalization tool for Amarillo’s distressed neighborhoods.

“Homeowners Association” means a mandatory organization in a subdivision, planned community or condominium that makes and enforces rules for the properties and their residents. Those who purchase property within an HOA's jurisdiction automatically become members and are required to pay dues and follow the codes, covenants and restrictions (CC&Rs) which are recorded legal documents in the county records.

“Public Improvement District” is a designated area where property owners elect to pay a special assessment for improvements and services within that area. The services must benefit the PID area only and are supplemental to any City service. PIDs are created by the authority of Chapter 372 of the Texas Local Code.

### **Section 4-12-3. Relation to the Neighborhood Planning Initiative**

Recognition is a requirement for ongoing implementation assistance for those neighborhoods with plans developed as part of the Neighborhood Planning Initiative and/or adopted as amendments to the Amarillo Comprehensive Plan, ensuring an ongoing mutual commitment on behalf of the City and the neighborhood to the plan goals.

### **Section 4-12-4. Relation to Mandatory Homeowners’ Organizations and Public Improvement Districts**

Homeowners Organizations and Public Improvement Districts are not eligible for participation.

## **Article II. Eligibility and Registration**

### **Section 4-12-5. Eligibility and Boundaries**

To be eligible for recognition as provided in this article, neighborhood associations shall meet the following eligibility standards:

- A. They shall be governed by a board of directors with a minimum number and composition as follows: three (3) resident members; two (2) non-profit/institutional members; two (2) neighborhood business members; two (2) at-large members.
- B. They shall maintain an open membership policy to any person who lives, rents, or owns any real property within the recognized boundaries of the neighborhood. The membership shall be a majority of residents and owners of real property within their prescribed boundary; other individuals or organizations may be members as further set forth in each neighborhood’s bylaws or rules and regulations.

- C. They shall be an organized entity as recognized by filing a Certificate of Incorporation with the Texas Secretary of State.
- D. They shall hold an annual meeting at which all members may vote.
- E. All meetings, including the annual meeting required, shall be open to the public;
- F. Notice of all meetings shall be posted in advance of such meeting, in public places and/or in readily obtained publications such as social media and newsletters, within their boundaries, as permitted and prescribed by law, and a record of said notice shall be maintained by the neighborhood organization;
- G. They shall have clearly stated boundaries in their bylaws. The boundary of a neighborhood association shall be determined in one of two ways: 1) identified by the adopted Neighborhood Plan; or, 2) drawn by the association membership after consultation with City staff. The boundary shall be reasonable and representative of physical and social characteristics of the neighborhood; represent a geographic area that is no smaller than four square blocks; and, have parameters that correspond with street center lines and property parcel lines. The boundaries of adjacent neighborhood organizations may overlap, and such overlapping shall not render any neighborhood organization ineligible hereunder. However, such overlapping is strongly discouraged. Further, the requirements of this section shall be met prior to registration of such overlapping neighborhood organizations.
- H. They shall not discriminate against individuals or groups on the basis of race, religion, color, sex, sexual orientation, age, disability, national origin, income, or political affiliation in any of its policies, recommendations or actions.

**Section 4-12-6. Recognition**

- A. Any neighborhood association may file for recognition with the Planning and Development Services Department the following information:
  - 1. Official name;
  - 2. Current boundary;
  - 3. The name, email, mailing address, and telephone number of the primary contact whom the City or a member of the public may contact;
  - 4. A roster for the board of directors including officer positions; the schedule for electing directors and officers; and board of directors composition as set forth in **Section 4-12-5 (A)**.
  - 5. The number of persons the organization represents and number of dues paying members, if any;
  - 6. Methods used to communicate with members and the neighborhood;
  - 7. A copy of the organization's articles of incorporation and/or bylaws;
  - 8. The time and place of the meetings; and,
  - 9. Agenda and minutes of the required annual general membership meeting;

10. A copy of a current work plan or strategic plan demonstrating active engagement in activities that improve the quality of life in the respective neighborhood.

B. A new and/or previously Recognized neighborhood association may file with Planning and Development Services Department on a year-round basis.

C. There is no fee for filing for Recognition.

C. If the information filed by the neighborhood association is incomplete, staff will notify the neighborhood contact within 14 days. If no revisions are submitted, the filing will be considered incomplete and the neighborhood association will not be Recognized. Neighborhoods may reapply in the same calendar year.

D. For complete submittals staff will, within 30 days, take one of the following actions:

1. Provide a recommendation to the Neighborhood Planning Oversight Committee for Recognition. The Committee will approve the recommendation and direct staff to extend official notice of Recognition, list the organization on the City's website, and prepare a resolution for City Council approval; or
2. Deny registration by providing written notice of the denial and including in the notice the reason for denial. Neighborhood associations may re-apply for Recognition the following year.

#### **Section 4-12-7. Annual Renewal**

Recognized Neighborhood Associations shall file the following renewal materials by March 15 each year to maintain their status:

1. Number of members for the previous year;
2. The name, email, mailing address, and telephone number of the primary contact whom the City or a member of the public may contact;
3. A roster for the board of directors including current officers;
4. Date, time and location of board and general membership meetings;
5. Agenda and minutes of the required annual general membership meeting;
6. Current bylaws or rules and regulation, if such bylaws or rules and regulation have been amended in the prior year; and,
7. A copy of a current work plan or strategic plan demonstrating active engagement in activities that improve the quality of life in the respective neighborhood.

#### **Section 4-12-8. De-listing and Re-listing**

Any Recognized Neighborhood Association which does not meet, or ceases to meet, the eligibility standards of section V, the responsibilities of section X, or which does not apply for renewal as required by section VII. shall be considered non-compliant. Non-compliant neighborhoods shall receive a written letter stating necessary steps to achieve compliance. If those steps are not achieved within six months, neighborhoods will be de-activated for a period of one year during which time the duties outlined in Section 4-12-9 shall not be required. After one year of non-compliance, neighborhoods will be recommended for removal from the list of Recognized Neighborhoods by the City Council.

## **Article III. Duties, Benefits and Responsibilities**

### **Section 4-12-9. Duties of Planning and Development Services**

Planning and Development Services shall have the following duties in connection with all Recognized Neighborhood Associations:

- A. To maintain a current map of the boundaries and a current list of the official names, boundaries, officers, and primary contact persons of all Recognized Neighborhood Associations on the City's official website;
- B. To provide regular email communication about City-related events, policies, land use proposals, and projects to the officers of each Recognized Neighborhood Association;
- C. To notify all Recognized Neighborhood Associations each January of their requirement to renew their status by March 15;
- D. To collaborate with neighborhood leadership during development of planning for City-related projects including cost estimating, scheduling, and other feasibility items.
- E. To administer Recognized Neighborhood Association specific programs as outlined in Department policies such as welcome signs, street sign toppers, community crosswalks and other projects related to the beautification and enhancement of neighborhoods.

### **Section 4-12-10. Recognized Neighborhood Association Responsibilities**

Recognized Neighborhood Organizations commit to the following responsibilities:

- A. Organize and undertake activities, projects, or programs which foster a sense of community and improve livability within the neighborhood;
- B. Work in collaboration with City staff and other partners to mutually further the goals of adopted neighborhood plans;
- C. Comply with their adopted bylaws or rules and regulations;
- D. Establish and utilize an orderly and democratic process for making representative decisions;
- E. Recognized Neighborhood Associations may also establish and follow a clear method for reporting to the City actions which accurately reflect the Recognized Neighborhood Association's position on a matter that is the subject of a pending City agenda item and identify whether the decision was reached by the board, a survey of the general membership, or by a vote at a general membership meeting, and the vote for and against the position.