



Community Development Department

DATE: June 11, 2024

FROM: Ben Ehreth, Community Development Director

ITEM: Ordinance 6582

REQUEST:

Amendment to Section 07-08-01 of the City Code of Ordinances relating to the Renaissance Zone Authority.

BACKGROUND INFORMATION:

The Bismarck Renaissance Zone Program was renewed for a 1-year period on January 3, 2024. As a condition of their ongoing support, the Burleigh County Commission requested revisions to the terms and procedures of the Renaissance Zone program and the Bismarck City Commission agreed to make these revisions in a Letter of Intent dated November 15, 2023.

Chapter 7-08 of the Bismarck Code of Ordinances establishes the Renaissance Zone Authority. Changes to this ordinance are necessary to allow other political subdivisions to appoint members to the Bismarck Renaissance Zone Authority, as stipulated in the Letter of Intent.

If the City Commission calls for a public hearing on this ordinance amendment request, a revised Renaissance Zone Development Plan will also be presented concurrently during that hearing. This is the document that contains the majority of program standards and procedures.

RECOMMENDED CITY COMMISSION ACTION:

Review attached Ordinance 6582 and call for a public hearing for the June 25, 2024 regular meeting of the Board of City Commissioners.

STAFF CONTACT INFORMATION:

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ATTACHMENTS:

1. Ordinance 6582

CITY OF BISMARCK

ORDINANCE NO. 6582

<i>First Reading</i>	_____
<i>Second Reading</i>	_____
<i>Final Passage and Adoption</i>	_____
<i>Publication Date</i>	_____

AN ORDINANCE TO AMEND SECTION 07-08-01 OF THE CODE OF ORDINANCES OF THE CITY OF BISMARCK, NORTH DAKOTA, AS AMENDED, RELATING TO THE RENAISSANCE ZONE AUTHORITY .

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA:

Section 1. Amend. Section 07-08-01 of the Code of Ordinances of the City of Bismarck, North Dakota, relating to the Renaissance Zone Authority, his hereby enacted to read as follows:

07-08-01. Local Zone Authority.

1. A Local Zone Authority ~~appointed~~ designated by the City Commission pursuant to NDCC Chapter 40-63 shall be called the Bismarck Renaissance Zone Authority. The constitution of said authority and the administration of the Bismarck Renaissance Zone program shall be governed by the adopted Bismarck Renaissance Zone Development Plan. The Authority and shall have all of the powers and authorities contained in NDCC Chapter 40-63 that chapter except:
 - a. The Board of City Commissioners shall make the final decision as to whether or not a project or application should be approved.
 - b. The Board of City Commissioners may authorize City staff to aid the Bismarck Renaissance Zone Authority as directed by the Board of City Commissioners.
 - c. The Bismarck Renaissance Zone Authority may utilize consultants or other professionals to aid it in investigating any matter before it.
 - d. Any misrepresentation by an applicant to the Bismarck Renaissance Zone Authority or the City will be considered material and may result in the denial of an application or the

discontinuance of a granted exemption, and the applicant must repay any monies already received together with interest at the statutory rate.

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Section 2. Severability. If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent remaining portions of this ordinance.

Section 3. Repeal. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 4. Effective Date. This ordinance shall take effect after final passage, adoption and publication.