

## ADVISORY OPINION 90-2 [1990-2]

A request was made by a member of the Historic Preservation Commission (HPC) concerning a potential conflict of interest between the Commission's employment and membership on the HPC.

The Ethics Commission had been informed that HPC at that time was reviewing Historic Area Work Permit Applications for two projects located in the Kensington Historic District. While the HPC was involved in those deliberations, the requester anticipated that the Kensington Historical Society and the Town of Kensington would be submitting a grant proposal to the agency at which the Commissioner was employed. As the Commissioner's job involved commenting on any application that would require agency funds, the Commissioner was concerned about reviewing these projects under two different authorities.

The Ethics Commission decided that since there was no grant application at that time, the Commissioner was not in a conflict of interest and could participate in regular duties as an HPC commissioner without violating the law. However, if the Commissioner's employer made a grant to the Kensington Historical Society or the Town of Kensington, the Commissioner would require a waiver to participate on these projects or any other projects associated with the Kensington Historic District.

Date of Issue: May 22, 1990