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April 25, 2019

To: Honorable Mayor and Council Members
From: Mark Wilson, Zoning Administrator 

Re: Planning Commission Ordinance Amendment

The current attached Planning Commission Ordinance, Chapter 272, Section 272.02 Members, reads "the members of the planning commission shall include the administrative officer of the city who shall be appointed by the Mayor." The planning commission recently approved updated bylaws, which do not include the administrative officer as a member, instead allowing for seven (7) members instead of six (6). The planning commission respectfully requests updating the ordinance by removing the administrative officer and increasing the members to seven (7). Jim White, city attorney, also recommends an amendment to Section 272.06 Meetings, to reflect the previous request from council regarding allowing planning commission to determine the date, time and location of meetings as the commission deems appropriate. Attached is the proposed amended ordinance.

blm

ORDINANCE NO. 2019-03

CITY OF EVART

OSCEOLA COUNTY, MICHIGAN

AN ORDINANCE TO AMEND EVART CITY CODE, CHAPTER 272 – PLANNING COMMISSION

THE CITY OF EVART, OSCEOLA COUNTY, MICHIGAN, ORDAINS

SECTION 1: PURPOSE AND INTENT

The purpose of this Ordinance is to amend Evert City Code, Chapter 272, as it relates to the Planning Commission.

SECTION 2: Chapter 272.02 of the Evert City Code, is amended to read as follows:

272.02 MEMBERS

The Planning Commission shall consist of nine (9) members, as follows: The Mayor, one (1) councilman, who shall be appointed by the City Council, and seven (7) members, who shall be appointed by the Mayor, subject to the approval of the City Council.

SECTION 3: Chapter 272.03 of the Evert City Code, is amended to read as follows:

272.03 TERMS

The terms of office of the ex-officio members shall correspond to their official tenures. The term of office of the other members shall be for three (3) years, except that upon the first appointment three (3) members shall be appointed for three (3) years, two (2) members for two (2) years, and two (2) members for one (1) year.

SECTION 4: Chapter 272.06 of the Evert City Code, is amended to read as follows:

272.06 MEETINGS

Meetings of the Planning Commission shall be at dates and times, called by the Chairman of the Planning Commission, with notice to the City Manager, and proper posting of notice, to the public, pursuant to the Michigan Open Meeting Act.

SECTION 4: This Ordinance shall take effect immediately after publication in the newspaper as provided by the laws of the State of Michigan.

Date: May ____, 2019

John Joyce, Mayor

Heather Pattee, City Clerk

I, Heather Pattee, City Clerk for the City of Evert, hereby certify that the above Ordinance was adopted on the _____, day of May, 2019.

Heather Pattee, City Clerk

CHAPTER 272
CITY PLANNING COMMISSION

- 272.01 Commission Established.
- 272.02 Members.
- 272.03 Terms
- 272.04 Removal; Vacancies.
- 272.05 Powers.
- 272.06 Meetings.

CROSS REFERENCES

Planning Commission generally – see CHTR §6.11

Municipal Planning Commission – see M.C.L.A. §§125.31 et seq.

Amended by Ordinance 2019-_____, Adopted May ____, 2019.

272.01 Commission Established.

The City Planning Commission heretofore created pursuant to Act 285 of the Public Acts of 1931, State of Michigan, is continued. The Planning Commission shall be known as the Planning Commission of the City of Ewart, Michigan.

272.02 Members.

The Planning Commission shall consist of nine (9) members, as follows: The Mayor, one (1) councilman, who shall be appointed by the City Council, and seven (7) members, who shall be appointed by the Mayor, subject to the approval of the City Council.

272.03 Terms.

The terms of office of the ex-officio members shall correspond to their official tenures. The term of office of the other members shall be for three (3) years, except that upon the

first appointment three (3) members shall be appointed for three (3) years, two (2) members for two (2) years, and two (2) members for one (1) year.

272.04 Removal; Vacancies.

Members of the Commission may be removed in the manner and for the reasons prescribed in section 3 of Act No. 285 of the Public Acts of 1931, as amended.

Appointments to fill vacancies shall be made in the same manner as the original appointment.

272.05 Powers.

The powers of the Commission shall be those prescribed In Act No. 285 of the Public Acts of 1931, as amended.

272.06 Meetings.

Meetings of the Planning Commission shall be at dates and times, called by the Chairman of the Planning Commission, with notice to the City Manager, and proper posting of notice, to the public, pursuant to the Michigan Open Meeting Act.