

ORDINANCE NO. 975-A

Introduced by Commissioner

AN ORDINANCE CONTINUING THE PLANNING COMMISSION FOR THE CITY OF WARRENTON; PRESCRIBING ITS DUTIES; AND REPEALING ORDINANCE 847-A

THE City of Warrenton ordains as follows:

Section 1. CONTINUATION OF THE PLANNING COMMISSION.

There is continued a City Planning Commission, referred to in this ordinance as "Commission", for the City of Warrenton.

Section 2. Powers and Duties of the Commission.

Except as otherwise provided by the City Commission, the Planning Commission shall have the power and duty to:

(1) Recommend and make suggestions to the City Commission and other public authorities concerning the laying out, widening, extending, parking and locating of public thoroughfares; parking of vehicles; relief of traffic congestion; betterment of housing and sanitation conditions; and establishment of districts for limiting the use, height, area bulk, and other characteristics of buildings and structures related to land development.

(2) Protection and assurance of access to wind for potential future electrical generation or mechanical application. "Wind" means the natural movement of air at an annual average speed measured at a height of 10 meters or at least eight miles per hour.

(3) Protection and assurance of access to incident solar radiation. "Incident solar radiation" means solar energy falling upon a given surface area.

(4) Recommend to the City Commission and other public authorities plans for regulating the future growth, development and beautification of the city in respect to its public and private buildings and works, streets, parks, grounds and vacant lots, and plans consistent with future growth and development of the city in order to secure to the city and its inhabitants sanitation, proper service of all public utilities and telecommunications utilities, including appropriate public incentives for overall energy conservation and transportation facilities.

(5) Recommend to the City Commission and other public authorities plans for promotion, development and regulation of industrial and economic needs of the community in respect to private and public enterprises engaged in industrial pursuits.

(6) Make economic surveys of present and potential industrial needs.

(7) Study needs of existing local industries with a view of strengthening and developing local industries and stabilizing employment conditions.

(8) Do and perform all other acts and whatever maybe necessary or proper to carry out the revisions of this ordinance.

(9) Recommend to the City Commission those ordinance intended to carry out the purposes, principles and proposals expressed in the comprehensive plan.

(10) Make recommendations to the City Commission for the adoption of a Comprehensive plan of the City, or any part or element thereof. The official comprehensive plan shall be effective on or after its formal adoption by the City Commission.

(11) Recommend to the City Commission those ordinance(s) intended to carry out the purposes, principles and proposals expressed in the Warrenton Comprehensive Plan.

(12) Advise and cooperate with other planning agencies within the state, and upon request, or on its own initiative, furnish advice or reports to any City, County officer or department on any problem regarding city planning.

(13) Promote public interest in and understanding of the comprehensive plan and of planning and zoning in general.

(14) Instruct the Planner/Zoning Administrator to report to the City Commission as needed, on the status of planning and zoning within its jurisdiction.

(15) Make recommendations to the City Commission with regard to orderly development of territory within the City.

(16) Perform all other acts and/or whatever may be necessary or proper to carry out the provisions of ORS 227.010 to 227.170, 227.175 and 227.180 and other duties as may be prescribed by ordinance or order of the City Commission.

(17) All recommendations and suggestions made to the City Commission by the Planning Commission, shall be in writing.

(18) The Planning Commission shall have no authority to make expenditures on behalf of the City or to obligate the City for the payment of any sums of money, except as herein provided and then only after the City Commission shall have first authorized the expenditures by appropriate ordinance (or resolution), which ordinance (or resolution) shall provide the administrative method by which the funds shall be drawn and expended.

Section 3. Membership.

(1) The Planning Commission shall consist of seven voting members appointed by the City Commission, and not more than two of whom may be non-residents of the City.

(2) The Planning Commission may designate advisory, nonvoting members to provide technical advice to the voting members.

(3) A term of office on the Planning Commission shall be four years.

(4) Vacancies shall be filled by City Commission appointment for the remainder of the unexpired term of the predecessor in office.

(5) A member may be removed by the City Commission during his or her term for misconduct or non-performance of duty, which may include but not be limited to missing three consecutive meetings without an excuse. After a review the City Commission may declare the position vacant.

(6) No more than two voting members of the Commission may engage principally in the buying, selling or developing of real estate for profit as individuals, or be members of any partnership, or officers or employees of any corporation, that engages principally in the buying, selling or developing of real estate for profit. No more than two members shall be engaged in the same kind of occupation, business, trade or profession.

Section 4. General Procedures.

(1) The Planning Commission shall adopt rules and procedures for the transaction of business and shall keep a record of resolutions, transactions, findings, recommendations and determinations, which record shall be a public record.

(2) The Planning Commission shall select a secretary, who need not be a member of the commission. The secretary shall keep an accurate record of all commission proceedings.

(3) The Planning Commission shall elect from its voting membership a chairperson and a vice-chairperson to serve for one year terms.

(4) Five members of the commission shall constitute a quorum. The Commission may make and alter rules and regulations for its government and procedure consistent with the laws of this state and the City Charter and ordinances. It shall meet at least once a month.

(5) A member of the Planning Commission shall not participate in any commission proceeding or action in which any of the following as a direct or substantial financial interest: the member or the spouse, brother, sister, child, parent, father-in-law, mother-in-law of the member, any business in which the member is then serving or has served within the previous two years, or any business with which the member is negotiating for or has an arrangement or understanding concerning prospective partnership or employment. Any actual or potential interest shall be disclosed at the meeting of the Planning Commission where the action is being taken.

Section 5. Repeal.

(1) Ordinance No. 847-A, adopted May 3, 1989, is repealed. This repeal shall not invalidate any action taken by the City Commission under 847-A, and should be considered a continuation of that ordinance. Members appointed and presently serving under the terms of that ordinance shall continue to serve their present terms of office.

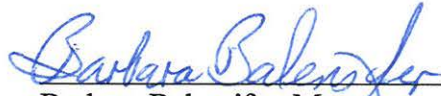
(2) Provisions of this ordinance are severable if any section, sentence, clause or phrase of this ordinance is adjudged by court of competent jurisdiction to be invalid and such decision shall not affect the validity of the remaining portions of this ordinance.

First Reading January 15, 1997

Second Reading February 5, 1997

PASSED by the City Commission of the City of Warrenton, this 5th day of Feb, 1997.

APPROVED by the Mayor of the City of Warrenton, Oregon, this 5th day of Feb, 1997.


Barbara Balensifer, Mayor

ATTEST:


Gilbert Gramson, City Manager/Auditor