

VILLAGE OF AUGUSTA
KALAMAZOO COUNTY, MICHIGAN

ORDINANCE CREATING PLANNING COMMISSION

ORDINANCE No. 132

An Ordinance to establish a Village Planning Commission as authorized by law and to give it powers and duties as set forth by statute.

THE VILLAGE OF AUGUSTA
KALAMAZOO COUNTY, MICHIGAN

ORDAINS:

SECTION I

CREATION OF PLANNING COMMISSION

Pursuant to MCLA 125.31 (MSA 5.2991, et seq), a planning commission is hereby created and established for the Village of Augusta, effective this date. The planning commission shall have the powers and duties as set forth in the above cited statute and as provided by Michigan law.

SECTION II

The planning commission shall consist of nine member who shall be residents of the Village and insofar as possible, shall represent different professions or occupations, who shall be appointed by the President of the Village, subject to the approval of a majority vote of the members elect of the Village Council. The term of each member shall be three years except that the first commission to be so appointed shall consist of three members appointed for a term of one year, three for a term of two years and three for a term of three years. All members shall hold office until their successors are appointed.

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Members may, after a public hearing, be removed by the President for inefficiency, neglect of duty or malfeasance in office, with the approval of the Village Council.

If deemed desirable by the Council, the planning commission may include the President of the Village, one of the administrative officials of the Village selected by the President, one member of the Village Council to be selected by the Council as member and six persons who shall be appointed by the President as herein provided, subject to the approval of a majority vote of the members elect of the Village Council.

Planning commission members may be compensated at a rate to be determined by the Village Council. The terms of members shall correspond to their respective official tenures, except that the term of the administrative official selected by the President shall terminate with the term of the President selecting him. The term of each appointed member, where six are appointed, shall be three years or until his successor takes office except that the respective terms of two of the members first appointed shall be for one year and two for two years. Members other than the members selected by the Council may, after public hearing, be removed by the Mayor for inefficiency, neglect of duty, or malfeasance in office. The Council may, for like cause, remove the members selected by it.

Vacancies occurring otherwise than through the expiration of the term shall be filled for the unexpired term by the President in the case of members selected or appointed by him and by the Council in the case of the member appointed by the Council.

SECTION III

The planning commission shall proceed to make and adopt a master plan for the physical development of the Village as authorized by the above cited statute. Said plan, including maps, plats, charts and

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descriptive matter will show the recommendation of the planning commission for the development of the Village. The commission may adopt the plan as a whole by a single resolution or may, by successive resolutions, adopt successive parts of the plan as authorized by the above cited statute. However, before adopting the plan or any part, the planning commission shall hold the required public hearing and give the required notices and publications as required by said statute. The adoption of the plan or of any part or amendment or extension or addition shall be by resolution of the commission carried by the affirmative votes of not less than six members of the commission. An attested copy of the plan or part thereof shall be certified to the Council and to the County Register of Deeds as required by statute.

SECTION IV

Public works shall be submitted to the commission and shall be approved by the commission before being constructed by the Village, subject to authority of the Village Council to overrule the disapproval of the commission by recorded vote of not less than 2/3 of the members of the council. Furthermore, if the commission does not act within sixty days from and after the date of official submission to the commission of any proposed public works, the approval of the commission shall be presumed. Future development in the Village and the development of public works within the Village shall be in accordance with the plan after adoption.

This Ordinance shall take effect immediately. Any ordinances or parts of ordinances in conflict herewith are hereby repealed.


Richard D. McGee, President


Marcea C. Schwartz, Clerk

CERTIFICATE

I, MARCEA SCHWARTZ, Clerk of the Village of Augusta, do hereby certify that the above Ordinance was adopted by roll call vote of the Village Council on January 23, 1978, at which the following members were present and voted as follows:

Kelly -- yes	Bauserman -- Yes
Martina -- yes	Angell -- Yes
Noteboom -- Yes	Bostwick -- No

The undersigned certifies that copies of the above Ordinance were posted at three public places within the Village and a copy of the Ordinance together with a Notice to the public was published once in the Galesburg Argus on January 26, 1978.

Dated: January 23, 1978


Marcea Schwartz, Village Clerk