

February 8, 2015

ORDINANCE NO. 3446

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE III, DIVISION 7, SECTIONS 2-151 THROUGH 2-165, INCLUSIVE, OF THE BARTLESVILLE MUNICIPAL CODE, RELATING TO THE METROPOLITAN AREA PLANNING COMMISSION; ESTABLISHING A MUNICIPAL PLANNING COMMISSION FOR THE CITY OF BARTLESVILLE, PURSUANT TO THE PROVISIONS OF TITLE 11, ARTICLE 45, OKLAHOMA STATUTES ANNOTATED; AND DIRECTING THE MAYOR TO NOMINATE SEVEN MEMBERS TO SERVE ON SAID COMMISSION.

WHEREAS, the City of Bartlesville and Washington County have had a combined Metropolitan Area Planning Commission pursuant to the provisions of Title 19, Oklahoma Statutes Annotated, Sections 866.1 to 866.35 since 1958, which was organized and structured pursuant to a separate City-County Planning Agreement; and

WHEREAS, on January 12, 2015, the Board of Commissioners for Washington County notified the City of Bartlesville that it had chosen to not renew its participation agreement with the City of Bartlesville in the Metropolitan Area Planning Commission; and

WHEREAS, Title 11, Article 45, Oklahoma Statutes Annotated, sets forth provisions for a municipal governing body to appoint a municipal planning commission.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BARTLESVILLE, OKLAHOMA:

Section 1. That Chapter 2, Article III, Division 7, Sections 2-151 through 2-165, inclusive, are hereby amended to read in its entirety as follows:

Section 2-151. Establishment of the Planning Commission. There is hereby established a City Planning Commission for the City of Bartlesville, Oklahoma, pursuant to Title 11, Article 45, Oklahoma Statutes Annotated. The Planning Commission shall also be appointed as the Zoning Commission pursuant to Title 11, Article 43, Section 43-109, Oklahoma Statutes Annotated.

Section 2-152. Composition. Such Planning Commission shall consist of seven (7) members, all of whom shall reside within the City of Bartlesville and shall be a qualified and registered voter therein. One member of the City Council shall be appointed to serve as one of the seven members of the Commission. The members shall be nominated and confirmed pursuant to the adopted City Council procedure.

Section 2-153. Terms. Each member shall serve for a term of three (3) years, with the exception of the City Council member who shall serve for a term of two (2) years. When the commission is first appointed, the terms of two members shall be for three (3) years, two members shall be for two (2) years, and two members shall be for one (1) year. Appointments to fill vacancies shall be for the unexpired term only. Each member appointed shall serve until his or her qualified successor is appointed.

Section 2-154. Compensation. All members of the Planning Commission shall serve without pay, and no member of the commission shall receive any item, money, or thing of value for his or her services as a member of the Planning Commission.

Section 2-155. Meetings, Rules and Procedures. The members of the commission shall create the rules and procedures under and by which the commission shall function and shall determine

and elect its officers and prescribe such officer's duties. The commission shall determine all orders of business before the commission and shall set and determine dates and places of such meetings, both regular and special, as it may deem necessary. A quorum shall consist of four members of the commission and the concurring vote of a majority of those members present must be cast on each motion in order to approve any such motion.

Section 2-156. Duties. Pursuant to the full power of the City of Bartlesville to promote the public health, safety, morals, and general welfare by regulating the use of property and by controlling and directing the development of the City, the Planning Commission shall consider and make recommendations to the City Council on all matters affecting planning, zoning, subdivision, and building regulations and other matters referred to it by the City Council from time to time. All recommendations made by the Planning Commission shall take into consideration the established policies and plans adopted by the City Council concerning such matters. The Planning Commission shall also carry on City planning activities and recommend such plans for the regulation of future physical development of the City, including land use and building construction, and shall have the powers and duties given to city planning agencies generally by any Federal, State, or Local law.

Section 2-157. Removal. Any member of the Planning Commission may be removed at any time by a 4/5 vote of the City Council, with or without cause. Should any Planning Commission member fail to attend four (4) consecutive regular meetings of the Commission or fail to attend two-thirds (2/3) of all the regular and special meetings of the Commission held within a twelve (12) month period, that position shall be determined to be vacant and the Council shall reappoint a person to fill the balance of the term remaining in that member's position.

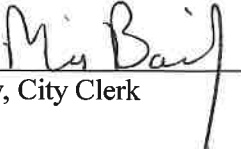
Sections 2-157 to 2-165. Reserved.

Section 2. That all ordinances and regulations adopted by the City Council heretofore in respect to planning, zoning, and subdivision regulations which are in operation on the effective date of this Ordinance, hereby are continued in force, under and by force of the authority conferred by Section 1 of this Ordinance, until altered or repealed by the City Council. Further, any reference to Metropolitan Area Planning Commission or MAPC in said regulations shall now refer to the City Planning Commission.

Section 3. The Mayor of the City of Bartlesville is hereby directed to nominate seven (7) members to serve on the City Planning Commission and to put forth such nominations for City Council confirmation.

PASSED by the City Council and **APPROVED** by the Mayor of the City of Bartlesville, Oklahoma this 20th day of January, 2015.

ATTEST:


Mike Bailey, City Clerk




Tom Gorman, Mayor

VOTE:

MS. NGUYEN	<input checked="" type="radio"/> aye	<input type="radio"/> no
VICE MAYOR COPELAND	<input checked="" type="radio"/> aye	<input type="radio"/> no
MR. KANE	<input checked="" type="radio"/> aye	<input type="radio"/> no
MR. LOCKIN	<input checked="" type="radio"/> aye	<input type="radio"/> no
MAYOR GORMAN	<input checked="" type="radio"/> aye	<input type="radio"/> no