

ORDINANCE NO. 085-022

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, CREATING THE PLANNING AND ZONING COMMISSION; PROVIDING FOR THE PURPOSE AND NUMBER OF MEMBERS; PROVIDING FOR ELECTION OF CHAIRMAN AND VICE-CHAIRMAN; FIXING POWERS, DUTIES, AND AUTHORITY OF THE COMMISSION; PROVIDING FOR PENALTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance Article XX is amended to add Sec. 16 to read as follows:

Sec. 16.

The Planning and Zoning Commission shall consist of seven (7) members, each to be appointed by a majority of the City Council for a term of two (2) years and removable for cause by the City Council. Vacancies shall be filled by the appointment by the City Council of a suitable person to serve a term of two (2) years. Members may be reappointed.

SECTION 2. That the Comprehensive Zoning Ordinance Article XX is amended to add Sec. 17 to read as follows:

Sec. 17.

Members of the Commission shall serve without compensation

except they shall be entitled to reimbursement of expenses in the amount of Fifty and no/100 Dollars (\$50.00) for each meeting attended.

SECTION 3. That the Comprehensive Zoning Ordinance Article XX is amended to add Sec. 18 to read as follows:

Sec. 18.

The Commission shall hold an organizational meeting in January of each year and shall elect a Chairman and Vice-Chairman from among its members before proceeding to any other matters of business. The Commission shall elect a secretary and such other officers as it deems necessary either from its membership or from staff representatives assigned by the City Manager of the City to work with the Commission. The Commission shall meet regularly and shall designate the time and place of its meetings. The Commission and the Chairman are hereby authorized to adopt its own rules of procedure and other rules and regulations to keep a record of its proceedings consistent with the provisions of this ordinance and the requirements of law.

SECTION 4. That the Comprehensive Zoning Ordinance Article XX is amended to add Sec. 19 to read as follows:

Sec. 19.

The Planning and Zoning Commission is hereby charged with the duty and invested with the authority to:

(a) Inspect property and premises at reasonable hours where required in the discharge of its responsibilities

under the laws of the State of Texas and of the City.

(b) Formulate and recommend to the City Council for its adoption a City Plan for the orderly growth and development of the City and its environs, and from time to time recommend such changes in the Plan as it finds will facilitate the movement of people and goods, and the health, recreation, safety and general welfare of the citizens of the City.

(c) Formulate a zoning plan as may be deemed best to carry out the goals of the City Plan; hold public hearings and make recommendations to the City Council relating to the creation, amendment, and implementation of zoning regulations and districts as provided in Articles 1011a to 1011k, Revised Civil Statutes of Texas, as amended, authorizing cities and incorporated villages to pass regulations; all powers granted under said Act are specifically adopted and made a part hereof.

(d) Exercise all the powers of a Commission as to approval or disapproval of plans, plats or replats and vacations of plans, plats or replats set out in Article 974a and 970a, Revised Civil Statutes of Texas.

(e) Study and recommend on the location, extension and planning of public rights-of-way, parks or other public places, and on the vacating or closing of same.

(f) Study and recommend on the general design and

) )

location of public buildings, bridges, viaducts, street fixtures and other structures and appurtenances. Study and recommend on the design or alteration and on the location or relocation of works of art which are, or may become, the property of the City.

(g) Initiate, in the name of the City, for consideration at public hearing all proposals: (1) for the original zoning of annexed areas; and (2) for the change of zoning district boundaries on an area-wide basis. No fee shall be required for the filing of any such proposal in the name of the City.

(h) Formulate and recommend to the City Council for its adoption policies and regulations consistent with the adopted City Plan governing the location and/or operation of utilities, public facilities and services owned or under the control of the City.

(i) Keep itself informed with reference to the progress of City Planning in the United States and other countries and recommend improvements in the adopted plans of the City.

(j) Submit each year a progress report to the City Council summarizing its activities, major accomplishments for the past year, and a proposed work program for the coming year. The report shall contain for the year the attendance record of all members and the identity of

Commission officers.

SECTION 5. That the Comprehensive Zoning Ordinance Article XX is amended to add Sec. 20 to read as follows:

Sec. 20.

All meeting of the Commission shall be open to the public. The Commission shall establish the dates, time and place of meetings. All proceedings of the Commission shall be recorded in minutes of meetings, and such minutes be approved by the Commission and made a matter of public record.

SECTION 6. Any person, firm or corporation violating any of the provisions of this Ordinance, shall upon commission be deemed guilty of a misdemeanor, and shall be subject to a fine not to exceed the sum of One Thousand and no/100 Dollars (\$1,000.00) for each offense, and each day such violation continues shall constitute a separate offense.

SECTION 7. That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 8. That all ordinances of the City in Conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force

and effect.


SECTION 9. The importance of this ordinance creates an emergency and an imperative public necessity, and the ordinance shall take effect and be in force from and after its adoption.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, this the 23<sup>rd</sup> day of April, 1985.

MAYOR



ATTEST:

  
CITY SECRETARY

Published  
5-2-85