

## ORDINANCE 144

### AN ORDINANCE ESTABLISHING A COMMISSION TO PLAN FOR THE PHYSICAL DEVELOPMENT OF THE CITY AND TO RECOMMEND A ZONING PLAN

The City Council of the City of Bird Island Ordains:

#### SECTION 1. ESTABLISHMENT OF COMMISSION.

A city planning commission for the City of Bird Island is hereby established. The commission shall be the city planning agency.

#### SECTION 2.

##### Subdivision 1. Composition.

Such planning commission shall consist of six members. Five members shall be appointed by the city council and may be removed by a four-fifths vote of the council; and the council shall select one member of the commission from among its own members.

##### Subdivision 2.

Of the members of the commission first appointed, one shall be appointed for the term of one year, one for the term of two years, one for the term of three years, and two for the term of four years. Their successors shall be appointed for terms of four years. Both original and successive appointees shall hold their offices until their successors are appointed and qualified. Vacancies during the term shall be filled by the council for the unexpired portion of their term. Every appointed member shall before entering upon the discharge the duties of his office. All members shall serve without compensation.

#### SECTION 3.

##### Subdivision 1. Organization, Meetings, Etc.

The commission shall elect a chairman from among its appointed members for a term of one year; and the commission may create and fill such other offices as it may determine. The city clerk shall act as secretary of the planning commission, but he shall not be a member.

##### Subdivision 2.

The commission shall hold at least one regular meeting each month. It shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, and findings, which record shall be a public record. On or before January first of each year the commission shall submit to the city council a report of its work during the preceding year. Expenditures of the commission shall be within amounts appropriated for the purpose by the city council.

#### SECTION 4. POWERS AND DUTIES OF THE COMMISSION

The planning commission shall be the planning agency and shall have the powers and duties given such agencies generally by M.S.A. 462.351-462.364. It shall also exercise the duties conferred upon it by this ordinance.

#### SECTION 5. ZONING ORDINANCE: PUBLIC HEARINGS.

No zoning ordinances or amendment thereto shall be adopted by the council until a public hearing has been held thereon by the council upon notice as provided in M.S.A. 462.357, Subd. 3.

SECTION 6. PLATS: APPROVAL.

Any plat of land submitted to the council for approval shall, prior to final approval, be referred to the planning commission for review and recommendation. Any plat so referred shall be returned to the council by the commission within 30 days, and failure of the commission to report within such period is deemed to have satisfied the requirements of this subdivision.

SECTION 7. EFFECTIVE DATE.

This ordinance becomes effective upon its passage and publication according to law.

Passed by the council this 6<sup>th</sup> day of June, 1979

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Elmer Krueger, Mayor

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Frank T Saunders, Clerk

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