

## GARIBALDI ORDINANCES

ORDINANCE NO. 96

## AN ORDINANCE CREATING CITY PLANNING COMMISSION.

The City of Garibaldi does ordain as follows:

## Section 1.

(1) A city planning commission of the City of Garibaldi is hereby created. The commission shall consist of five members, four of whom shall be residents of the city, appointed by the City Council. At the first meeting of the commission, the five appointed shall choose their term of office by lot as follows: One for one year; One for two years; One for three years; and Two for four years. Immediately thereafter, the members shall notify the City Council in writing of such allotment. Their successors shall hold office for four years. Any vacancy shall be filled by the City Council for the unexpired term of the predecessor in office. A member may be removed by the City Council, after hearing, for misconduct or nonperformance of duty.

(2) Members of the planning commission may be city officers or City Council members. No more than two voting members shall be engaged principally in the buying, selling or developing of real estate for profit as individuals or be members of any partnership or be officers or employees of any corporation that is engaged principally in the buying, selling or developing of real estate for profit. No more than two voting members shall be engaged in the same kind of business, trade or profession.

Section 2. The commission, at its first meeting, shall elect a president and vice-president, who shall be voting members and who shall hold office during the pleasure of the commission. The commission shall elect a secretary who need not be a member of the commission. The secretary shall keep an accurate record of all commission proceedings. The commission shall, on October 1 of each year, make and file a report of all its transactions with the City Council.

Section 3. Three 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 Oregon and with the City Charter and ordinances. It shall meet at least once a month. The City Council shall assign to the commission an office or headquarters, in the City Hall if possible, in which to hold its meetings, transact its business and keep its records.

Section 4. The commission may employ consulting advice on municipal problems, a secretary, and such clerks as may be necessary; and pay for their services and for such other expenses as the commission may lawfully incur, including the necessary disbursements incurred by its members in the performance of their duties as members of the commission, out of funds at the disposal of the commission, as authorized by the City Council.

Section 5. The commissioners shall receive compensation for their services as commissioners as established by the City Council, and shall be reimbursed for fully authorized expenses.

Section 6. Except as otherwise provided by law, the powers and duties of the commission shall be as follows:

(1) Recommend and make suggestions to the City Council and to all other public authorities concerning laying out, widening, extending, parking and locating of streets, sidewalks and boulevards, relief of traffic congestion, betterment of housing and sanitation conditions and establishment of zones or districts limiting the use, height, area and bulk of buildings and structures.

(2) Recommend to the City Council and all other public authorities plans for regulation of the future growth, development and beautification of the municipality 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, harbor, shipping and transportation facilities.

(3) Recommend to the City Council and all 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.

(4) Advertise the industrial advantages and opportunities of the municipality and availability of real estate within the municipality for industrial settlement.

(5) Encourage industrial settlement within the municipality.

(6) Make an economic survey of present and potential possibilities of the municipality with a view to ascertaining its industrial needs.

GARIBALDI ORDINANCES

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

(8) Study and propose in general such measures as may be advisable for promotion of the public interest, health, morals, safety, comfort, convenience and welfare of the city and of the area two miles adjacent thereto.


Section 7. The time within which the city planning commission shall report on any matter or class of matters referred to it in accordance with the provisions of the Garibaldi Zoning Code shall be in accordance with such Code; and in default of such report within such period, the planning commission shall forfeit the right further to suspend action with regard to the particular matter on which it has so defaulted. However, in any specific case, the City Council may grant such longer period as it may deem proper within which the commission may make its report.

Section 8. All subdivision plats located within the city limits, and all plans or plats for vacating or laying out, widening, extending, parking and locating streets, or plans for public buildings shall first be submitted to the commission by the applicant or other proper municipal officer, and a report thereon from the commission secured in writing before approval is given by the proper municipal official.


Section 9. Whenever a copy of a plan, plat or description is filed with the city planning commission, the commission shall, within 60 days, report to the City Council its recommendations in relation thereto. The City Council shall then consider the same and direct the city planning commission either to certify its approval thereof or to refuse to approve of the same; and the commission shall act at once in accordance with such directions.

Section 10. This act shall take effect and be in full force and effect after its passage and publication according to law.

Passed by the Council and approved by the Mayor this 17th day of November, 1980.

  
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Russell Curnutt, Mayor

ATTEST:

  
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Betty Osborne, City Recorder