

ORDINANCE NO. 98---

AN ORDINANCE CONTINUING A PLANNING COMMISSION FOR THE CITY OF DUNES CITY; PRESCRIBING ITS DUTIES; REPEALING ORDINANCE NO. 42.

Dunes City ordains as follows:

Section 1. Continuation of Planning Commission.

There is continued a city planning commission, referred to in this ordinance as "commission," for the city of Dunes City.

Section 2. Powers and Duties of Commission. Except as otherwise provided by the city council, the commission shall have the power and duty to:

(1) Recommend and make suggestions to the council and other public authorities concerning the laying out, widening, extending, parking and locating of public thoroughfares; parking of vehicles; relief of traffic congestion; betterment of housing and sanitation conditions; and establishment of districts for limiting the use, height, area, bulk, and other characteristics of buildings and structures related to land development.

(2) Recommend to the council and other public authorities plans for regulating the future growth, development and beautification of the city 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, and harbor, shipping and transportation facilities.

(3) Recommend to the council and 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) Make an economic survey of present and potential possibilities of the city with a view to ascertaining its industrial needs.

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

(6) Do and perform all other acts and things necessary or proper to carry out the provisions of this ordinance.

(7) 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 six miles adjacent thereto.

(8) Make recommendations to the council for the adoption of a comprehensive plan for the city, or any part or element thereof. The official comprehensive plan shall be effective only after its formal adoption by the council.

(9) Recommend to the council ordinances intended to carry out the purposes, principles and proposals expressed in the comprehensive plan.

(10) Advise and cooperate with other planning agencies within the state, and upon request, or on its own initiative, furnish advice or reports to any city, county, officer or department on any problem comprehended in city planning.

(11) Promote public interest in and understanding of the comprehensive plan and of planning and zoning in general.

(12) Make recommendations and an annual report on October 1 of each year to the council concerning the operation of the commission and of the status of planning and zoning within its jurisdiction.

(13) Make recommendations to the council with regard to the orderly development of the territory within the city.

(14) Perform all other acts and things necessary or proper to carry out the provisions of ORS 227.010 to 227.180, and other duties as may be prescribed by ordinance or order of the council.

Section 3. Membership.

(1) The commission shall consist of five voting members, each of whom shall be a resident of the city and appointed by the council.

(2) The council may designate advisory, nonvoting members to provide technical advice to the voting members.

(3) A term of office on the commission shall be three years and no member shall serve for more than two consecutive terms. The term of office shall commence on January 1 and expire on December 31.

(4) Vacancies shall be filled by council appointment for the remainder of the unexpired term of the predecessor in office.

(5) A member may be removed by the council during his or her term for misconduct or non-performance of duty after a public hearing before the council.

(6) Members shall serve without compensation other than reimbursement for duly authorized expenses.

(7) No two or more voting members of the commission shall have the same occupation. However, business persons engaged in different kinds of business shall not be prevented by this subsection from serving, and being retired shall not be considered an occupation within the meaning of this subsection.

Section 4. General Procedures.

(1) The commission shall adopt rules and procedures for the transaction of business and shall keep a record of its resolutions, transactions, findings, recommendations and determinations, which record shall be a public record.

(2) The planning director shall be the secretary of the commission and shall provide staff services and recommendations and determinations.

(3) The commission shall select from its voting membership a chairperson and vice-chairperson to serve for one year terms. No member shall be eligible for more than two consecutive terms as chairperson or vice-chairperson.

(4) Any discussion, other than one made at a public hearing of the commission, that concerns a specific case scheduled or likely to come before the commission and that is between a voting member and an applicant, an applicant's representative, or any other person with a direct interest in the matter, shall be made known and the substance of the discussion entered into the record by the member at the beginning of the commission's public hearing on the case.

(5) A member of the commission shall not participate in any commission proceeding or action in which any of the following has a direct or substantial financial interest: the member or the spouse, brother, sister, child, parent, father-in-law, mother-in-law of the member, any business in which the member is then serving or has served within the previous two years, or any business with which the member is negotiating for or has an arrangement or understanding concerning prospective partnership or employment. Any actual or potential interest shall be disclosed at the meeting of the commission where the action is being taken.

(6) The commission shall complete its action on all applications and requests coming before it under the zoning and subdivision ordinances, building code, and master road plan, within 60 days of the filing thereof, unless a shorter time is provided by order or ordinance.

Section 5. Repeal. Ordinance No. 42, enacted March 13, 1975, is repealed. This repeal shall not invalidate any action taken by the commission under Ordinance No. 42, and

should be considered a continuation of that ordinance. Members appointed and presently serving under the terms of that ordinance shall continue to serve their present terms of office.

Passed by the City Council of Dunes City, Lane County, Oregon, this 11th day of December, 19 86, by the following vote:

Aye 6 May 0 Absent 1

Approved by the Mayor this 15th day of December, 19 86.


JAMES E. BAUNEISTER, Mayor
Dunes City, Oregon

ATTEST:


BETTY STOCKING, City Recorder