

ORDINANCE NO. 720 N.S.

MUNICIPAL CODE AMENDMENT OF THE CITY OF EL PASO DE ROBLES
 AMENDING CHAPTER 2.20 OF THE MUNICIPAL CODE
 REGARDING THE TERMS OF SERVICE FOR THE PLANNING COMMISSION
 (CITY OF PASO ROBLES)

WHEREAS, the City of Paso Robles has initiated a Municipal Code Amendment with regards to the terms of office of the Planning Commission; and

WHEREAS, the terms of office and related provisions regarding the Planning Commission are found in Chapter 2.20 of the Municipal Code; and

WHEREAS, public notice of a hearing to consider an Amendment to Chapter 2.20 of the Municipal Code was published in accordance with applicable requirements; and

WHEREAS, a public hearing was conducted by the City Council on January 7, 1997 to consider facts as presented in the staff report and to accept public testimony regarding this proposed code amendment, and

WHEREAS, at its meeting of January 7, 1997, the City Council gave first reading to this ordinance, and

WHEREAS, at its meeting of January 21, 1997, the City Council gave second reading to this ordinance, and

WHEREAS, this ordinance shall go into effect on February 20, 1997.

NOW, THEREFORE, BE IT KNOWN that the Paso Robles City Council, based upon the substantial evidence presented at the above referenced public hearing, including oral and written staff reports, finds the above stated facts of this ordinance are true and correct.

NOW, THEREFORE, the City Council of the City of El Paso de Robles does ordain as follows:

Chapter 2.20 of the Paso Robles Municipal Code is hereby amended to read as contained in the attached Exhibit "A".

Section 1. Publication. The City Clerk shall cause this ordinance to be published once within fifteen (15) days after its passage in a newspaper of general circulation, printed, published and circulated in the City in accordance with Section 36933 of the Government Code.

Section 2. Effective Date. This ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the 31st day after its passage.

Section 3. Inconsistency. To the extent that the terms or provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance(s), motion, resolution, rule, or regulation governing the same subject matter thereof, such inconsistent and conflicting provisions of prior ordinance, motions, resolutions, rules and regulations are hereby repealed.

Section 4. Severability. If any section, subsection, sentence, clause, or phrase of the Ordinance is, for any reason, found to be invalid or unconstitutional, such finding shall not affect the remaining portions of this Ordinance.

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The City Council hereby declares that it would have passed this Ordinance by section, subsection, sentence, clause, or phrase irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases are declared invalid or unconstitutional.

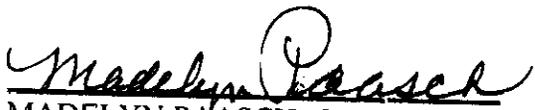
Introduced at a regular meeting of the City Council held on 7 January 1997, and passed and adopted by the City Council of El Paso de Robles on the 21st day of January, 1997, by the following roll call vote, to wit:

AYES: Baron, Iversen, Macklin, Swanson
NOES: None
ABSENT: Picanco



TOM BARON, MAYOR PRO TEM
City of El Paso de Robles

ATTEST:



MADELYN PAASCH, CITY CLERK

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Chapter 2.20 Planning Commission

Sections:

2.20.010	Established
2.20.020	Membership and Qualifications
2.20.030	Appointments and vacancies
2.20.040	Organization
2.20.050	Regular Meetings
2.20.060	Absence and absence for cause
2.20.070	Duties and functions

Exhibit "A"

Authority - See California Government Code Title 7, division 1, Article 3.; Zoning - See Title 21 of this code; Platting - See Title 22 of this code; Prior ordinance History: Ord. 192, Ord. 520

2.20.010 Established.

There is hereby reestablished, recreated, and reorganized a Planning Commission, which shall succeed unbrokenly the Commission previously existing under the provisions of this section, pursuant to the provision of Chapter 3, Title 7 of the Government Code of the State of California, and said Planning Commission will have the powers and duties described herein. Two of the four terms that expire on December 31, 1997 shall expire on December 31, 1997, and two of the four terms shall expire on December 31, 1998. The three terms appointed December 18, 1996 shall serve terms expiring December 31, 1999.

2.20.020 Membership and qualifications.

The Planning Commission shall consist of seven (7) members and they shall be either qualified electors or having a vested interest in the City. (Ord 520 N.S. (part), 1986)

2.20.030 Appointments and vacancies.

The members shall be appointed by the Mayor with approval of the City Council for terms of three (3) years. The term of three years shall be effective with the three Planning Commissioners selected December 18, 1996. If vacancies occur, other than by expiration of term, such vacancies shall be filled by appointment for the unexpired portion of the term. Members of the Planning Commission shall serve at the pleasure of the City Council.-(Ord 520 N.S. (part), 1986)

2.20.040 Organization.

The Planning Commission shall elect its Chairman from among its appointed members for a term of one (1) year. In addition, the Planning Commission may elect a Vice-Chairman from among its members for a term of one year and, subject to other provisions of law, may create and fill such other offices as it may determine. The Director

of Community Development shall serve as Commission Secretary. The Chairman shall preside at meetings, appoint appropriate committees, and direct the affairs of the Commission. In the absence of the Chairman, if the Planning Commission elected to appoint a Vice-Chairman, the duties of the Chairman shall be performed by the Vice-Chairman. In the absence of both the Chairman and the Vice-Chairman, the remaining members shall choose one of their numbers to act as Temporary Chairman. (Ord 520 N.S. (part), 1986)

2.20.050 Regular meetings.

A regular meeting as provided for by law or by rule of the Planning Commission, or any regularly advertised public hearing shall be deemed a regular meeting. (Ord 520 N.S. (part), 1986)

2.20.060 Absence and absence for cause.

If a member of the Planning Commission is absent from three (3) consecutive regular meetings of the Planning Commission without cause, the office of such member shall be deemed to be vacant and the term of such member terminated and the Planning Commission shall immediately inform the City Council of such termination. An absence due to illness or unavoidable absence from the City and written notice thereof to the Planning Commission on or before the day of any regular meeting by the Planning Commission, shall be deemed absence for cause. (Ord 520 N.S. (part), 1986)

2.20.070 Duties and functions.

The Planning Commission shall perform the duties and have all of the rights, powers and privileges specified and provided for in the Municipal Code or by State law. The functions of the Planning Commission, while not inclusive, shall be as follows:

- (a) To prepare, or cause to be prepared, a General Plan and appropriate attachments;
- (b) To prepare, or cause to be prepared, Specific Plans as may be necessary to implement the General Plan;
- (c) To formulate and recommend policies and standards for development of land uses;
- (d) To perform authorized duties related to development review;
- (e) To annually review the capital improvement program of the City for consistencies with the General Plan; and
- (f) To perform such other functions as the City Council may direct. (Ord 520 N.S. (part), 1986)