

TITLE 13

PLANNING

Chapters:

- 13.04 Planning Commission
- 13.08 Board of Adjustment
- 13.12 Comprehensive Plan for the City
- 13.16 Falls Sinclair General Store Preservation Committee

CHAPTER 13.04

PLANNING COMMISSION

Sections:

- 13.04.01 Commission created
- 13.04.02 Terms of members
- 13.04.03 Election of officers; rules
- 13.04.04 Rules and regulations
- 13.04.05 Employment of assistance, expenditures
- 13.04.06 Powers and duties

13.04.01 Commission created There is hereby created a Planning Commission.

The Pottsville Planning and Zoning Commission, after passage of this Ordinance, shall be composed of five (5) members with three (3) members constituting a quorum. (Ord. No. 2016-1, Sec. 1.)

At least two-thirds (2/3) of said Commission shall not hold any other elected or appointed municipal office or appointment except membership in the Board of Adjustments or a joint planning agency; (however, the City Council shall serve in the interim until the establishment of said Planning Commission for a period of time not to exceed three (3) months.) However, one (1) member of the current City Council to be nominated by the Mayor and/or any City Council member and confirmed by a majority vote by the City Council. That the Planning Commission shall designate one (1) of its members as a Chairman, preferably that member of the City Council and elect a Vice-Chairman and other such officers as it may require. (The position of Secretary shall not constitute a member of the Commission.) The remainder of membership of the Commission may be nominated by the Mayor or any member of the City Council and confirmed by a majority quorum vote of the then existing City Council. (The temporary functioning by the

City Council as the Planning Commission shall be self-terminating and existing without further actions.) Members shall serve without compensation unless otherwise approved by a majority vote of the City Council. (Ord. No. 94-2, Sec. 1.)

13.04.02 Terms of members The original members of the Planning Commission shall be appointed to a term of one (1), two (2), three (3), four (4) or five (5) years. When the term of any member shall expire, the Mayor shall make a nomination to fill the vacancy for a period of five (5) years. When a vacancy shall otherwise occur, the Mayor shall nominate a person to serve the remainder of that term. (Ord. No. 94-2, Sec. 2.)

13.04.03 Election of officers At a time and a place to be designated by the Mayor, the Planning Commission shall meet and organize by electing from its members a chairman, vice-chairman and a secretary unless otherwise herein set forth. (Ord. No. 94-2, Sec. 3.)

13.04.04 Rules and regulations The Planning Commission shall make and adopt such rules and regulations as to govern its proceedings, which shall provide for a regular meeting date at least once each three (3) months and more often if prescribed by the Commission. (Ord. No. 94-2, Sec. 4.)

13.04.05 Employment of assistance, expenditures The Planning Commission is authorized to employ such assistance as it deems necessary in carrying out its duties and responsibilities. It cannot expend or encumber city funds without prior appropriation and approval by the City Council. (Ord. No. 94-2, Sec. 5.)

13.04.06 Powers and duties The Commission is vested with all powers and duties as prescribed. (Ord. No. 94-2, Sec. 6.)

CHAPTER 13.08

BOARD OF ADJUSTMENT

Sections:

- | | |
|----------|-------------|
| 13.08.01 | Established |
| 13.08.02 | Duties |

13.08.01 Established A Board of Adjustment is hereby created which shall be comprised and be the Planning Commission and shall sit as the Board of Adjustment. (Ord. No. 94-3, Sec. 4.)

13.08.02 Duties The Board of Adjustment shall have all functions, duties and responsibilities as identified in Arkansas law. (Ord. No. 94-3, Sec. 4.)

CHAPTER 13.12

COMPREHENSIVE PLAN FOR THE CITY

Sections:

13.12.01 Adoption of a Comprehensive Plan

13.12.01 Adoption of a Comprehensive Plan The City Council hereby adopts Comprehensive Plan for the City of Pottsville, which is attached hereto as Exhibit "A" and incorporated herein by reference. (Ord. No. 2022-1, Sec. 1)

This Comprehensive Plan shall serve as broad guidance for enacting orderly growth and development policies for the City, and as an official policy statement of the City of Pottsville for directing growth and development within its municipal limits and its adopted planning area. This comprehensive plan is not intended to direct specific land use arrangements, nor shall it be interpreted as a zoning ordinance. (Ord. No. 2022-1, Sec. 2)

CHAPTER 13.16

FALLS SINCLAIR GENERAL STORE PRESERVATION COMMITTEE

Sections:

- 13.16.01 Commission Created
- 13.16.02 Purpose and Duties
- 13.16.03 Members
- 13.16.04 Appointment of Committee Members & Terms
- 13.16.05 Officers
- 13.16.06 Meetings

13.16.01 Commission Created The City of Pottsville hereby establishes a committee entitled the Falls Sinclair General Store Preservation Committee.(Ord. No. 2022-4, Sec. 1)

13.16.02 Purpose and Duties The general purpose of the Falls Sinclair General Store Preservation Committee shall be to: (1) research and gather information on available grants to preserve the general store and (2) provide the City Council with recommendations on grants and preservation projects as they relate to the Falls Sinclair General Store.

The Falls Sinclair General Store Committee shall make periodic reports to the Mayor and City Council covering their transactions, grant and project status, recommendations, and other reports related thereto as it may deem proper or as requested by the Mayor or City Council. (Ord. No. 2022-4, Secs. 2 & 7)

13.16.03 Members The Falls Sinclair General Store Preservation Committee shall consist of four (4) members. Committee members shall be nominated by the Mayor and approved by a majority vote of the City Council. Committee member shall live within the corporate limits of the municipality. (Ord. No. 2022-4, Sec. 3)

13.16.04 Appointment of Committee Members & Terms The following individuals are appointed to the Falls Sinclair General Store Committee for the term initial terms forth below:

Position 1: Pam Duvall Scarber, initial term of 3 years ending June 30, 2025

Position 2: Tonya Oats, initial term of 3 years ending June 30, 2025

Position 3: Kara Bowers, initial term of 2 year, ending June 30, 2024

Position 4: Gary Penman, initial term of 2 years, ending June 30, 2024

After each committee members' initial term, the term for each position shall be for a (3) year term and shall expire on July 1st of such year.

Any member of the Falls Sinclair General Store Committee may be removed by a majority vote of the City Council at any time for good cause shown. Any committee member whose term has expired shall continue to serve until his or her successor is confirmed by the City Council. Any vacancy on the Committee due to the death, resignation or removal shall be filled for the unexpired portion of the term remaining by nomination of the Mayor and confirmation by the City Council. The City recorder/treasurer shall keep a list of the committee members along with the beginning and ending dates of their terms. (Ord. No. 2022-4, Sec. 4)

13.16.05 Officers The initial chairperson of the Falls Sinclair General Store Committee shall be Pam Duvall Scarber. After Mrs. Scarber's initial term, the committee shall annually designate one of its members as its chairperson and select a vice-chairperson and other officers as it may require. (Ord. No. 2022-4, Sec. 5)

13.16.06 Meetings Regular meeting dates shall be established providing for at least one (1) regular meeting to be held in each quarter of each calendar year. Special meetings may be called, subject to notification required by law, by the Chairperson or by a majority of the membership. The commission shall keep a public record of all business, resolutions, transactions, findings, and determinations. Three (3) members shall constitute a quorum, and an affirmative vote of a majority of the committee's authorized membership shall be required for passage of any motion. Records of all meetings of the Committee shall be maintained at Pottsville City Hall. (Ord. No. 2022-4, Sec. 6)

(Pages 143-145 Intentionally left blank)