

ORDINANCE NO. 95-0-3

AN ORDINANCE ESTABLISHING THE COMPOSITION OF THE PLANNING AND ZONING COMMISSION OF THE CITY OF MARBLE FALLS, TEXAS; ESTABLISHING RULES OF PROCEDURE; REPEALING ORDINANCE NO. 82-0-3B; REPEALING ANY PRIOR BY-LAWS OF THE PLANNING AND ZONING COMMISSION OF THE CITY OF MARBLE FALLS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARBLE FALLS, TEXAS:

SECTION I.

- A. The Council of the City of Marble Falls hereby establishes a planning board which shall also serve as a zoning board and which shall be known as the Planning and Zoning Commission.
- B. The Planning and Zoning Commission shall consist of five (5) residents of the City who own real property within the City.
- C. The members of the Commission shall be appointed by the Council for a term of two (2) years, or until their successors are appointed and qualified. Vacancies on the Commission shall be filled for the unexpired term by the Council.
- D. The Commission shall elect a chairperson from among its appointed members. A majority of the appointed members shall constitute a quorum for the transaction of business.
- E. The Planning and Zoning Commission shall serve as an advisory board to the City Council. They shall make recommendations relating to the development and redevelopment of the City and its environs. The Planning and Zoning Commission shall have all duties imposed upon such body by Ordinance, City Charter, State Statute or other applicable law.
- F. Commission members may be removed from office for non-participation, official misconduct, gross and obvious conflict of interest, violation of a City Ordinance or Council Policy and being convicted of a crime of moral turpitude. The Council may remove a commissioner by a majority vote after a hearing has been held.
- G. Members of the Commission shall serve without compensation.

SECTION II.

Ordinance No. 82-0-3B is hereby repealed, and all other ordinances and parts of such other ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION III.

All previously approved by-laws pertaining to the Planning and Zoning Commission of the City of Marble Falls, Texas are hereby repealed.

SECTION IV.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid or unenforceable, the validity of the remaining portions of this Ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council of the City of Marble Falls in adopting, and of the Mayor in approving this Ordinance, that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality or invalidity of any other portion, provision or regulation.

SECTION V.


This Ordinance shall become effective immediately upon its passage and adoption.

READ, PASSED, and ADOPTED this 14th day of March, 1995.

ATTEST:



Andy Nesrsta, Mayor Pro Tem



Jean Collier, City Secretary