

## **TITLE 13**

### **PLANNING**

#### Chapters:

13.04 Planning Commission

#### **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	Employment of assistance; expenditures
13.04.05	Powers and duties
13.04.06	Plan
13.04.07	Administering rules
13.04.08	Cooperation with city

13.04.01 Commission created. Pursuant to the provisions of Act 186 of the Acts of Arkansas for 1957, there is hereby created a City Planning Commission for the city of Bald Knob, Arkansas, to consist of five (5) members, residents of the city, and at least two-thirds (2/3) of said Commission shall not hold any other elective or appointive municipal office. The members of the Commission shall be nominated by the Mayor and confirmed by the City Council. (Ord. No. 92, Sec. 1.)

13.04.02 Terms of members. The members of said City Planning Commission shall be appointed to a term of five (5) years, commencing with the anniversary of date of said appointment. Provided that on the enactment of this ordinance one member shall be appointed initially for a term of five (5) years, one member shall be appointed initially for a term of four (4) years, one member shall be appointed initially for a term of three (3) years, one member shall be appointed initially for a term of two (2) years and one member shall be appointed initially for a term of one (1) year. When the term of any member shall expire or when a vacancy shall otherwise occur, the Mayor shall make a nomination to fill such vacancy. (Ord. No. 92, Sec. 2.)

13.04.03 Election of officers; rules. At a time and place to be designated by the Mayor which shall be within ten days after the effective date of this ordinance, the City Planning Commission shall meet and organize by electing from its members a chairman, a vice-chairman,

and a secretary. The chairman shall not hold any other municipal office or appointment.

The City Planning Commission shall make and adopt such rules and regulations to govern its proceedings, which shall provide for a regular meeting date of said commission at least once each month and oftener if prescribed by the commission, and such rules and regulations shall provide for such committees shall be prescribed by the commission. No committee may exercise duties delegated by the Acts of the State of Arkansas and this ordinance that are organic to the commission. Such rules and regulations may also provide for special meetings and the manner of their calling. (Ord. No. 92, Sec. 3.)

13.04.04 Employment of assistance; expenditures. The City Planning Commission is authorized to employ such assistance as it deems necessary in carrying out its duties and responsibilities. The City Planning Commission cannot expand or encumber city funds without prior appropriation by the City Council. (Ord. No. 92, Sec. 4.)

13.04.05 Powers and duties. The City Planning Commission as hereby created is vested with all powers and duties prescribed and set forth in said Act 186 of 1957, and particularly shall make a comprehensive study of present conditions and future growth of the city of Bald Knob, Arkansas, and its neighboring and/or adjacent territory, for the purpose of planning a coordinated, adjusted and harmonious development of the municipality and its environs which would promote, in accordance with present and future needs, the safety, morals, order, convenience, property and general welfare of its citizens; efficiency and economy in the process of development, convenience of traffic safety from fire and other dangers, adequate light and air; healthful and convenient distribution of population; provision for adequate open spaces; good civic design and arrangement; wise and efficient expenditures of public funds; adequate provision for public utilities, and for other matters pertaining to the public requirements. (Ord. No. 92, Sec. 5.)

STATE LAW REFERENCE - See A.C.A. 14-56-402, 404 and 410.

13.04.06 Plan The City Planning Commission shall formulate and maintain a plan of the territory within its planning jurisdiction in accordance with said Act 186 of 1957, which plan shall at least embrace the subjects prescribed in said acts and which shall be adopted by the commission by resolution after public hearings and notice as provided in said Acts.

When the City Planning Commission shall have approved any such plan or plans, the same shall be certified to the City Council and shall be filed in the office of the City Clerk and in the office of the Circuit Clerk of White County, Arkansas.

The City Council of the city of Bald Knob, Arkansas, and receipt of a certified copy of a plan or plans, may accept, amend, modify or reject the plans in whole or in parts. On acceptance of plan or plans by the City Council of the city of Bald Knob they shall be and become in full force and effect binding upon all person with the force of law.

Whenever a plan or plans have been adopted by the City Planning Commission, filed by record and accepted by the City Council, the same shall not be changed, altered or amended except by the procedure required by Act 186 or 1957 for the adoption of a plan as specified above.

Whenever a plan or plans have been so adopted, filed and become effective, no new street, square, park or other public way, ground or open space or any public utility, whether publicly or privately owned, shall be constructed in any section or district of the planning jurisdiction embraced within a plan or plans until the location, character, and extent thereof shall have been submitted to the City Planning Commission in the manner prescribed in said Act 186 of 1957. (Ord. No. 92, Sec. 6.)

13.04.07 Administering rules After a master street plan is adopted and filed as provided herein, the City Planning Commission shall prepare and administer rules governing the subdivision of land within its jurisdiction in accordance with said Act 186 of 1957. (Ord. No. 92, Sec. 7.)

13.04.08 Cooperation with city The City Planning commission shall have the authority to cooperate with official and unofficial planning bodies for the purpose of coordinating the preparation of plans for the city of Bald Knob and its adjacent territory. (Ord. No. 92, Sec. 8.)