

ORDINANCE NO. 13-86  
CITY OF CENTERVILLE, OHIO

Sponsored by Councilman J. V. Stone on the  
21st day of July, 1986.

AN ORDINANCE ESTABLISHING A PLANNING COMMISSION FOR THE CITY OF CENTERVILLE, OHIO IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 713 OF THE OHIO REVISED CODE. THIS ORDINANCE REPEALS ORDINANCE NO. 2-39, TO CREATE A CITY PLANNING COMMISSION FOR THE VILLAGE OF CENTERVILLE, MONTGOMERY COUNTY, OHIO, AS AMENDED BY ORDINANCE NO. 6-60, ORDINANCE NO. 25-69, ORDINANCE NO. 51-69, ORDINANCE NO. 16-74, ORDINANCE NO. 76-75, AND ALL AMENDMENTS THERETO.

Whereas the Centerville City Council, pursuant to the provisions of Chapter 713 of the Ohio Revised Code and the Charter of the City of Centerville, Ohio, deems it necessary to create a Planning Commission, therefore;

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. Establishment of the Planning Commission

A. Creation

In order to execute the purposes declared in the Ohio Revised Code, the Charter of the City of Centerville, Ohio, the City Zoning Ordinance, Subdivision Ordinances, and all other applicable ordinances of this municipality, there is hereby created a commission to be called the Planning Commission.

B. Number of Members

The Planning Commission shall consist of seven (7) members that are appointed by City Council.

C. Residency

In considering appointments or reappointments to the Planning Commission, the City Council shall consider only those applicants residing within the City of Centerville.

**D. Term of Office**

A member of the Planning Commission serving an unexpired term of office under an ordinance repealed by this ordinance shall automatically be appointed by this ordinance to fulfill that unexpired term of office. The term of office for each newly appointed member of the Planning Commission shall be four (4) years.

**E. Compensation**

Members of the Planning Commission shall serve without compensation.

**F. Vacancies**

City Council shall appoint a new member to fill the unexpired term of any Planning Commission member whose place has become vacant.

**G. Removal from Office**

Removal from office shall be in accordance with the provisions of the Charter of the City of Centerville, Ohio.

**Section 2. Rules of Procedure for the Planning Commission****A. Officers**

A chairperson shall be appointed by City Council from the members of the Planning Commission. The vice-chairperson shall be elected by the Planning Commission from their own members.

**B. Terms of Officers**

The chairperson and vice-chairperson shall serve a one (1) year term of office.

**C. Meetings**

The members of the Planning Commission shall hold as many meetings as necessary to carry out their duties.

**D. Quorum**

1. Four (4) members of the Planning Commission shall constitute a quorum for the transaction of business.
2. Five (5) members of the Planning Commission shall constitute a quorum to recommend to City Council amendments to the City Zoning Ordinance.

**E. Minutes of the Meetings**

The Planning Commission shall keep a record, which shall be open to the public, of its resolutions, proceedings, substantive arguments, and actions.

**F. Public Meetings**

All meetings of the Planning Commission shall be open to the public. Persons attending a meeting of the Planning Commission shall be given the opportunity to speak for or against any application before the Planning Commission.

**G. Conflict of Interest**

No member of the Planning Commission shall vote or participate in the discussion of any question before the Planning Commission in which he or she has a personal or pecuniary interest. All members of the Planning Commission are subject to the City of Centerville Code of Ethics.

**H. Additional Rules of Procedure**

The Planning Commission shall adopt additional rules of procedure as they deem necessary to conduct their business.

**Section 3. Duties and Powers of the Planning Commission**

**A. Powers and Duties, General**

The Planning Commission shall have all the duties and powers prescribed by the Ohio Revised Code, the Charter of the City of Centerville, Ohio, and all other applicable Ordinances of this Municipality.

**B. Recommend Ordinances to the City Council**

The Planning Commission shall have the power to draft a new ordinance, or an amendment to an existing ordinance. The Planning Commission shall recommend action to the City Council on a new ordinance or an amendment to an existing ordinance.

**C. Hiring of a Consultant**

The Planning Commission, with the approval of the City Manager or the City Council, may in special instances temporarily retain the services of a consultant to assist the Planning Commission in performing its duties.

**D. Establish Rules of Procedure**

The Planning Commission shall have the power to adopt Rules of Procedure as may be necessary to perform their duties.

**E. Additional Powers**

The Planning Commission shall have all additional powers granted by the City Council.

**Section 4. Staff Assistance to the Planning Commission**

The City Manager shall designate staff member(s) as necessary to assist the Planning Commission.

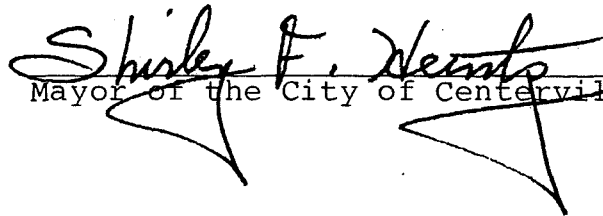
**Section 5. Repeal of the Existing Planning Commission Ordinance**

Ordinance No. 2-39, To Create a City Planning Commission for the Village of Centerville, Montgomery County, Ohio, as Amended by Ordinance No. 6-60, Ordinance No. 25-69, Ordinance No. 51-69, Ordinance No. 16-74, Ordinance No. 76-75, and all Amendments thereto is hereby repealed.


**Section 6. Effective Date of Ordinance**

This ordinance shall become effective the 16th day of September, 1986.

PASSED THIS 21st DAY OF July, 1986.

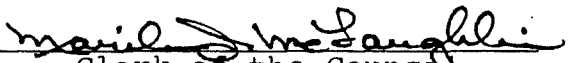
  
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Mayor of the City of Centerville, Ohio

ATTEST:

  
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Clerk of the Council  
City of Centerville, Ohio

**CERTIFICATE**

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 13-86, passed by the Council of the City of Centerville, Ohio, on the 21st day of July, 1986.

  
Clerk of the Council

Approved as to form, consistency with existing ordinance, the charter and consitutional provisions.

Department of Law  
Robert N. Farquhar  
Municipal Attorney