

8-10-93

ORDINANCE NO. 093-139

AN ORDINANCE CREATING A PLANNING AND ZONING COMMISSION FOR THE VILLAGE OF VINTON, TEXAS.

**BE IT ORDAINED BY THE VILLAGE COUNCIL FOR THE VILLAGE OF VINTON, TEXAS, THAT:**

I.

**PLANNING AND ZONING COMMISSION**

The Vinton Planning and Zoning Commission is hereby created for the purpose of researching and establishing building codes, zoning codes, subdivision planning, and all other relevant building standards for construction and reconstruction within the Vinton municipal limits.

II.

**MEMBERS, TERMS**

**Members**

The Planning and Zoning Commission shall consist of seven (7) members who shall serve for terms of two (2) years. No members of the Village Council may serve on the Planning and Zoning Commission.

The terms of appointment and initial terms of the members of the Planning and Zoning Commission shall be as follows:

The members of the Planning and Zoning Commission shall be appointed by the Mayor and Village Representatives Places 1, 2, 3, 4, and 5.

It is the intent of this Ordinance to further provide for staggered terms of the membership. Therefore, during the initial terms of the members, those members appointed as Mayor's appointment A and by Village Representative Places 1, 3, and 5, shall serve for a period of two (2) years. Those members appointed as Mayor's appointment B and by Village Representative Places 2 and 4 shall serve for a term of one (1) year.

Appointed members shall not be eligible to appointment or transfer to fill another Planning Commission place until the term of their originally appointed place expires.

At the end of each initial term, all future members shall be appointed for two (2) year terms.

### **Terms**

The initial terms shall begin on the date of the final enactment of this Ordinance. The anniversary date of the final enactment of this Ordinance shall be the date established for the beginning of and ending of terms.

Each member appointed to the Planning and Zoning Commission shall continue to serve on the Commission beyond his or her term until that member is reappointed or a new member is appointed by the Mayor or Village Representatives.

### **Removal**

The appointing authority may remove a Commission member for cause on a written charge after a public hearing which shall include, but is not limited to:

a) three consecutive absences by a Commission member which absences are unexcused by a Commission vote; and/or

b) Council shall consider removal upon proper recommendation by the majority of Commission members.

## **III.**

In accordance with Chapter 211 of the Texas Local Government Code, such commission known as the Vinton Planning and Zoning Commission shall have such power to recommend the boundaries of the various original districts and appropriate regulations to be enforced therein, in addition to recommending building codes and subdivision planning for all construction and reconstruction within the Vinton Village limits.

## **IV.**

In exercising its powers as conferred by Chapter 211 of the Texas Local Government Code and by this Village Council, the Village does hereby authorize the expenditure of public funds from the municipal treasury for the compiling of statistics, conducting studies, and formulating plans relative to the Village's future growth and development of codes and plans by such Planning and Zoning Commission.

A proposed budget shall be prepared and presented by the Planning and Zoning Commission to the Village Council in a timely fashion for inclusion in the Village's budget hearings and procedures each year.

V.

In complying with those duties set out in this Ordinance, the Planning and Zoning Commission is specifically granted the following duties, powers and authority:

a) To recommend the employment of engineers, clerks, secretaries, field personnel and administrative personnel as are necessary to formulate, prepare and design an organized master plan and building codes for the areas designated and the construction and reconstruction occurring therein.

b) To prepare, formulate and design an organized master plan and building codes for the Village, including but not limited to, highway design, street layout, park layout, schooling areas, residential areas, business areas, commercial areas, industrial areas and water reservoir areas, for the orderly growth of the areas, with such plan and codes to be approved by the Village Council only after public hearing.

c) To make aerial photographs, land surveys, and topography studies to facilitate such planning.

d) To keep and maintain a complete record of all activities, meetings, expenditures, and plans.

e) To make regular reports of income, expenditures, accounts, and progress reports to the Village Council.

f) To make all records, minutes, books, accounts and meetings open to the public for attendance and/or examination.

g) To prepare and submit to the Village Council an annual audit of all accounts, expenditures, funds and monies coming to the Planning and Zoning Commission.

h) To make all reports, accounts and records as may be required by the Village Council with such reports being due and coming on the second or fourth Tuesdays of each month as the Village Council convenes in regular or on called special meetings.

i) To perform any other duties or provide any other reports to the Village Council which the Village Council may request by resolution or ordinance.

VI.

The Planning and Zoning Commission shall make preliminary reports and hold public hearings thereon before submitting its final report to the Village Council. The Village Council shall not hold its public hearings or take action until it has received the final written report of the Planning and Zoning Commission, provided however the Village Council and the Planning and Zoning Commission may hold joint public hearings after public notice is given by publication, but in no instance may the Village Council take action until it has received the final written report from the Planning and Zoning Commission.


VII.

The Village Council reserves the power to reduce or expand the Planning and Zoning Commission's powers, by ordinance duly enacted, whenever the need or situation requires.

VIII.

This ordinance was duly enacted with all the requisites and formalities incident thereto the enactment of ordinances, and such is evidenced by the below signature.

SIGNED this 10<sup>th</sup> day of Aug, 1993.

  
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SAMUEL MONRREAL  
Mayor, Village of Vinton

ATTEST:

  
\_\_\_\_\_  
IRMA RODRIGUEZ  
Village Clerk

APPROVED:

\_\_\_\_\_  
RICHARD CONTRERAS  
Village Attorney

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First Reading: 7/13/92

Second Reading: 8/10/92