

CITY OF BUCKLEY, WASHINGTON

ORDINANCE NO. 02-14

AN ORDINANCE OF THE CITY OF BUCKLEY, WASHINGTON, AMENDING SECTION 2.33.020 BMC CONCERNING PLANNING COMMISSION CRITERIA; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the State of Washington provides criteria in RCW 35A.63.020 for the city to create a “planning agency”; and

WHEREAS, the city created the planning commission as authorized under RCW 35A.63.020; and

WHEREAS, the existing code provision for planning commission membership exceeds the requirements of state code; and

WHEREAS, the city wants to broaden the availability of potential planning commission members;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BUCKLEY, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Section 2.33.020 is amended as follows:

2.33.020 Meetings, membership, terms.

(1) Meetings.

(a) The planning commission shall hold not less than one regular meeting in each month; provided that if no matters over which the planning commission has jurisdiction are pending upon its calendar, the meeting shall be cancelled.

(b) Said commission shall consist of a maximum of seven members, appointed by the mayor and approved by the city council.

(c) A majority of the current members of the planning commission constitutes a quorum for the transaction of business and the quorum shall never be less than three members.

(2) Membership. All members must be at least 18 years of age at the time of appointment and demonstrate proof of Washington and/or Buckley residency as appropriate through presentation of voter registration or other means.

(a) At least 60 percent of the sitting members shall be residents of the city of Buckley.

(b) One member may be a business owner who resides outside of the Buckley city limits, but who owned and operated a business within the city limits for at least one year before appointment to the planning commission and continues to own a business in Buckley while serving as a planning commissioner.

(c) One member may reside outside the city limits, but within a one-mile radius of city limits.

(3) Terms.

(a) Said members shall be appointed for terms of four years in duration.

(b) The terms shall be staggered so that no more than three terms shall expire in any year.

(c) Members of the commission may be removed by the mayor, with the concurrence of the city council, for neglect of duty, conflict of interest, malfeasance in office, other just cause, or for absence from more than three consecutive regular meetings.

(4) Election of Chair and Vice-Chair.

(a) Each year in January, the planning commission shall elect or reelect a chairperson and vice-chairperson and may, in addition, create and fill such other offices as it may determine it requires.

Section 2. Copy to the Department of Commerce. Pursuant to RCW 36.70A.106, the City Administrator is hereby authorized and directed to provide a copy of this ordinance to the State Department of Commerce within 10 days of adoption.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective date. This ordinance or a summary thereof consisting of the title shall be published in the official newspaper of the city, and shall take effect and be in full force five (5) days after publication.

APPROVED by the Buckley City Council this 11th day of February, 2014.



Mayor Pat Johnson

ATTEST:



Joanne Starr, City Clerk

APPROVED AS TO FORM:



Phil Olbrechts, City Attorney

PUBLISHED: February 19, 2014

EFFECTIVE: February 24, 2014