

# MONONGALIA COUNTY COMMISSION

COURTHOUSE  
MORGANTOWN, WEST VIRGINIA 26505

Robert "Bob" Bell, Commissioner  
Asel Kennedy, Commissioner  
John W. Pyles, Commissioner

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## COUNTY COMMISSION OF MONONGALIA COUNTY

### AMENDMENT TO THE ORDINANCE DATED MARCH 18<sup>th</sup>, 1999

### CREATING THE MONONGALIA COUNTY PLANNING COMMISSION

**WHEREAS**, the Monongalia County Commission, in accordance with West Virginia Code 8-24, et, seq, created the Monongalia County Planning Commission by ordinance dated March 18<sup>th</sup>, 1999;

**WHEREAS**, the March 18<sup>th</sup>, 1999 ordinance appears to limit the County's planning program to specific areas within the County;

**WHEREAS**, the March 18<sup>th</sup>, 1999 ordinance provided provisions for the creation of certain planning districts and planning district advisory boards; and,

**WHEREAS**, it appears to be advantageous to the welfare of Monongalia County, that amendments to the March 18<sup>th</sup>, 1999 ordinance have become necessary to ensure the comprehensive and continuous countywide planning program created therein.

**NOW, THEREFORE**, be it **RESOLVED** and **ORDERED** by the County Commission of Monongalia County, West Virginia to hereby reaffirm the creation of the current Monongalia County Planning Commission, its current members, and their current terms and to provide that the March 18<sup>th</sup>, 1999 ordinance creating same shall now be governed as follows:

#### **ARTICLE I – Legislative Authority**

This ordinance provides for the creation of a Planning Commission in accordance with the provisions of Article 24, Chapter 8 of the Code of West Virginia, as amended.

#### **ARTICLE II – Statement of Legislative Intent**

This ordinance creates a Planning Commission for the purpose of maintaining a comprehensive and continuous planning program within the unincorporated areas of Monongalia County through the establishment of planning districts. The goal of such planning will be to further the welfare of people and their communities by creating convenient, equitable, healthful, efficient, and attractive environments for present and future generations. Collaboration between residents, elected officials, and special groups will establish a vision for their community, based on an understanding of the problems, resources, and development opportunities at hand. The

planning process will analyze issues such as transportation, land use, housing, recreation, open space, natural and cultural resources, community services, physical, social, and economic aspects of the community to solve problems in a coordinated and comprehensive manner. Plans need to be reviewed, revised, and adopted by an organization or agency that is responsible for implementing the plan, using tools such as land use management and economic development strategies, and coordinating the work of groups involved. The County Commission of Monongalia County needs a County Planning Commission to assist in guiding and accomplishing coordinated and harmonious development in Monongalia County, which will, in accordance with existing and future needs, best promote the public health, safety, convenience, and welfare, as well as efficiently and economically assist development.

### **ARTICLE III – Title**

The name of the Planning Commission shall be the Monongalia County Planning Commission, hereinafter referred to as “The Planning Commission.”

### **ARTICLE IV – Objectives and Purposes**

**Section 1:** The Planning Commission is organized in accordance with Chapter 8, Article 24 of the West Virginia Code in order to improve the present health, safety, and welfare of the citizens of Monongalia County by planning to meet the needs of the future, by preparing, recommending, and implementing a comprehensive plan for the unincorporated area of Monongalia County and its planning districts.

**Section 2:** It is the function of the Planning Commission to concern itself with this objective and to serve the County Commission as an advisor.

### **ARTICLE V – Composition of Membership, Terms, Vacancies**

**Section 1: Composition.** The Planning Commission shall consist of not less than five nor more than fifteen individuals, all of whom shall be residents of Monongalia County for at least one (1) year, appointed by the County Commission in a manner to achieve geographic, business, industry, agricultural, and labor representation. One Planning Commission member shall be appointed from each planning district. One County Commissioner will serve on the Planning Commission, to be appointed by the Commission as its representative at the first regular County Commission meeting each year.

**Section 2: Terms of Original Appointments.** The first members of the Planning Commission appointed by the County Commission shall serve respectively for terms of one (1) year, two (2) years, and three (3) years, divided equally or as nearly equally as possible between terms. Thereafter, members shall be appointed for terms of three (3) years each. All members shall serve without compensation.

**Section 3: Absences, Vacancies.** Any member of the Planning Commission who misses three (3) consecutive regular meetings of the Planning Commission, and who has not had those absences excused by the Planning Commission, shall be considered to have resigned. The President of the Planning Commission shall notify the County Commission of this member's resignation and the manner of his or her resignation. The County Commission may then name a replacement to fill the remainder of the term.

### **ARTICLE VI – Officers, Meetings, and Quorum**

**Section 1: Officers.** At its first meeting of the year beginning April 1<sup>st</sup>, the Planning Commission shall elect from its members a President, Vice-President, and Secretary.

**Section 2: Meetings.** The Planning Commission shall fix the time for holding regular meetings, but it shall meet at least once in the months of April, July, October, and January.

**Section 3: Quorums.** The provisions of West Virginia Code 8-24 shall govern special meetings and quorums.

#### ARTICLE VII – Conflicts with other Ordinances

If any conflicts between this Ordinance and any other County Ordinance, or part thereof, arise, the provisions of this Ordinance shall prevail.

This ordinance shall become effective on and after passage and upon adoption by the Monongalia County Commission pursuant to West Virginia Code, Chapter 8, Article 24, et. seq.

PASSED by the County Commission of Monongalia County, West Virginia on FIRST READING this the 3<sup>rd</sup> day of September 2003.

A SECOND READING and public hearing was held on the 24<sup>th</sup> day of September, 2003, after notice of a public hearing on said ordinance was published as a Class II legal advertisement.

Following said public hearing on a motion of John Pyles, seconded by Bob Bell, the County Ordinance was passed on to the THIRD READING, set for October 1, 2003.

It is now ordered that the aforesaid Ordinance be, and is hereby approved and adopted by the County Commission of Monongalia County, West Virginia to amend the Ordinance creating the Planning Commission dated March 18<sup>th</sup>, 1999.

 Asel Kennedy President	 Robert L. Bell Commissioner	 John W. Pyles Commissioner
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ADOPTED: October 1, 2003