

**ALMONT TOWNSHIP
LAPEER COUNTY, MICHIGAN**

ORDINANCE NO. 55

ALMONT TOWNSHIP PLANNING COMMISSION ORDINANCE

AN ORDINANCE continuing the Almont Township Planning Commission established by resolution on May 9, 1966 which Planning Commission is for the purpose of having planning and zoning in Almont Township, to enumerate powers and duties; membership requirements; compensation and removal of members; methods for filling vacancies; meeting requirements; and appropriation of funds to provide for the orderly and efficient operation of the Planning Commission, and to repeal any and all Ordinances and/or Resolutions in conflict therewith.

**THE TOWNSHIP BOARD OF THE TOWNSHIP OF ALMONT, LAPEER
COUNTY, MICHIGAN, ORDAINS:**

Section 1. Established Planning Commission Continued.

In accordance with the Michigan Planning Enabling Act, MCL 125.3843, et seq., the Almont Township Planning Commission established by resolution on May 9, 1966 is hereby continued, with the powers and duties set forth in this Ordinance.

Section 2. Membership.

The Planning Commission shall consist of seven (7) members who are qualified electors and property owners of the Township of Almont, to be appointed by the Township Supervisor with the approval of the Township Board; provided one (1) of such seven (7) members shall be a member of the Township Board. The membership of the Planning Commission shall be representative of important segments of the community such as economic, governmental, educational and social development of Almont Township, in accordance with the major interests as they exist in Almont Township, such as agriculture, natural resources, recreation, education, public health, government, transportation, industry and commerce. An employee of the Township shall not be a member of the Planning Commission.

Section 3. Terms of Members.

The term of the ex-officio member shall correspond to their term of office on the Board of Trustees. Each appointed member shall serve for three (3) years. Members shall be eligible for reappointment for any number of terms. Current members shall serve until their term expires, unless they are removed in accordance with Section 5 or they resign.

Section 4. Compensation.

Members of the Planning Commission shall be compensated for their services as provided by the Township Board.

Section 5. Removal of Members.

Any member of the Planning Commission may, after written charges and a public hearing, be removed by the Township Board for nonfeasance, misfeasance or malfeasance in office. Failure to disclose a potential conflict of interest as defined in the Bylaws of the Planning Commission may be considered malfeasance. Failure to repeatedly attend Planning Commission meetings may be considered non-feasance.

Section 6. Vacancies on the Planning Commission.

Vacancies occurring for any reason whatsoever shall be filled for the unexpired term in the manner provided in Section 3 of the original selection of members of the Planning Commission.

Section 7. Meetings.

The Planning Commission shall meet each month, if there exists business to be conducted at a Planning Commission meeting. The Planning Commission shall hold not less than four (4) regular meetings each year. The majority of the Commission shall constitute a quorum for the transaction of ordinary business. All questions which shall arise at Planning Commission meetings shall be determined by a vote of the majority of the members of the Planning Commission present, except for approval of a proposed master plan which shall be by affirmative vote of a majority of all Planning Commission members.

Section 8. Finances.

The Township Board shall annually appropriate the funds necessary, in its judgment, for the conduct of the Planning Commission's work for the ensuing fiscal year.

Section 9. Powers and Duties.

The Planning Commission shall possess and retain all of the powers and duties set forth in the Michigan Planning Enabling Act, MCL 125.3843 et seq., as amended, and the Michigan Zoning Enabling Act, MCL 125.3101, et seq., as amended. The Planning Commission shall adopt bylaws for transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations all which shall be a public record.

Section 10. Repeal of Conflicting Provisions

All Resolutions, Ordinances or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict, hereby repealed.

Section 11. Severability.

If any section, paragraph, clause or provision of this Ordinance is for any reason held to be invalid or unconstitutional, the invalidity or unconstitutionality of such section, paragraph, clause or provision shall not effect any of the remaining provisions of this Ordinance.

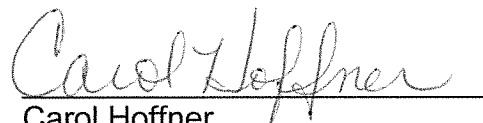
Section 12. Publication.

A true copy of this Ordinance or a Summary thereof, shall be published in a newspaper of general circulation in Almont Township.

Section 13. Effective Date.

This Ordinance shall take effect sixty three (63) days from, and after publication of the Ordinance or a Summary thereof as provided in Section 12.

The undersigned Clerk of the Township of Almont hereby certifies that this Ordinance was duly adopted by the Almont Township Board on the 8th day of December, 2008 and was published in the Tri-City Times on the 17th day of December, 2008. This ordinance shall take effect sixty-three (63) days after said date of publication.



Carol Hoffner
Almont Township Clerk

Affidavit of Publication

IN THE MATTER OF:

Almont Township

STATE OF MICHIGAN

COUNTY OF Lapeer

Delores Heim

Being duly sworn, deposes and says the annexed copy of a notice was taken from The Tri-City Times community newspaper published and circulated in said State and County and that said notice was published in said newspaper on the

December 17

A.D. 2008, that he/she is the Publisher (and or with authority of publisher) of said newspaper and know well the facts stated herein.

Delores Heim

Subscribed and sworn to before me this 17 day of December A.D. 20 08

Rose Mary Ruby
Notary Public in and for said County

My Commission expires November 14 2012

ROSE MARY RUBY
NOTARY PUBLIC-LAPEER COUNTY MICH.
MY COMMISSION EXPIRES, 11-14-2012

ALMONT TOWNSHIP

NOTICE OF ADOPTION

Notice is hereby given that at their meeting of December 8, 2008 the Almont Township Board of Trustees adopted Ordinance No.55 Planning Commission. The Ordinance is summarized as follows:

The purpose of the Ordinance is to continue the Almont Township Planning Commission, established by resolution of the Township Board on May 9, 1966. The Ordinance is required by Public Act 33 of 2008 and reaffirms the existing Planning Commission already in place.

Copies of the adopted ordinance text are available for inspection at the Township Hall during regular business hours.

The Ordinance will become effective sixty-three (63) days after publication.

Carol Hoffner
Almont Township Clerk
51-1