

FREDERICK

APPROVED: April 5, 1973.

RESOLUTION 4-73

A RESOLUTION to propose an amendment to Article XV of the Charter, entitled "Planning and Zoning", Sections 176 and 186 by repealing Sections 176 and 186 and placing in lieu thereof a new Section 176 and 186.

SECTION I: BE IT RESOLVED, ENACTED AND ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF FREDERICK, that the Charter of the City of Frederick, as the same was enacted by the General Assembly of Maryland in Chapter 539 of the laws of 1951, be amended by repealing Article XV, Sections 176 and 186 in their entirety and placing in lieu thereof the following:

Article XV. Planning and Zoning.

SEC. 176. PLANNING COMMISSION - COMPOSITIONS; APPOINTMENT; TERM; REMOVAL; COMPENSATION.

THERE SHALL BE A PLANNING COMMISSION WHICH SHALL CONSIST OF FIVE MEMBERS, NAMELY, A MEMBER OF THE BOARD OF ALDERMEN, AND FOUR PERSONS, ALL RESIDENTS OF THE CITY OF FREDERICK, WHO SHALL BE APPOINTED BY THE MAYOR WITH THE ADVICE AND CONSENT OF THE BOARD OF ALDERMEN. THE TERM OF THE EX OFFICIO MEMBER SHALL CORRESPOND TO HIS OFFICIAL TENURE. THE TERM OF EACH MEMBER SHALL BE FIVE YEARS OR UNTIL HIS SUCCESSOR TAKES OFFICE, EXCEPT, THAT THE RESPECTIVE TERMS OF THE FIVE MEMBERS FIRST APPOINTED SHALL BE ONE, TWO, THREE, FOUR AND FIVE YEARS. THE PRESENT MEMBERS OF THE PLANNING COMMISSION SHALL CONTINUE TO SERVE AS MEMBERS UNTIL THIS RESOLUTION BECOMES EFFECTIVE, AFTER WHICH THE PLANNING COMMISSION SHALL BE APPOINTED WITHIN THIRTY DAYS IN ACCORDANCE HERewith. THE COMMISSION SHALL APPOINT ONE OF ITS MEMBERS AS CHAIRMAN. THE COMPENSATION OF MEMBERS OF THE PLANNING COMMISSION SHALL BE DETERMINED BY THE BOARD OF ALDERMEN. MEMBERS MAY BE REMOVED BY THE BOARD OF ALDERMEN AFTER A HEARING, FOR INEFFICIENCY, NEGLECT OF DUTIES OR MALFEASANCE IN OFFICE. [THE MAYOR WITH THE ADVICE AND CONSENT OF THE BOARD OF ALDERMEN MAY APPOINT SUCH ALTERNATE MEMBERS AS MAY BE REQUIRED FROM TIME TO TIME.]

SEC. 186. ZONING BOARD OF APPEALS - COMPOSITION; APPOINTMENT; TERM; REMOVAL; VACANCIES; COMPENSATION.

THERE SHALL BE A ZONING BOARD OF APPEALS WHICH SHALL CONSIST OF FIVE MEMBERS TO BE APPOINTED BY THE MAYOR WITH