

ORDINANCE NO. 137

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUCAIPA, CALIFORNIA, RESCINDING ORDINANCE NO. 13 AND ORDINANCE NO. 52, AND AMENDING CERTAIN PROVISIONS OF ORDINANCE NO. 124; AND ESTABLISHING A CITY PLANNING COMMISSION

WHEREAS, the City Council of the City of Yucaipa ("City") was incorporated on November 27, 1989, and on December 1, 1989, adopted Ordinance No. 13, establishing the City Council as the City Planning Commission; and

WHEREAS, Government Code Sections 65100 et seq. provide that the City shall by ordinance create a planning commission which shall report directly to the City Council, and assign the functions of its planning agency to a planning department, and one or more planning commissions, administrative bodies or hearing officers, as it deems appropriate and necessary; and

WHEREAS, the City now deems it necessary to create a Planning Commission, separate and apart from the City Council, as described herein and for the purposes set forth herein;

THE CITY COUNCIL OF THE CITY OF YUCAIPA DOES ORDAIN AS FOLLOWS:

Section 1. PLANNING COMMISSION CREATED.

Pursuant to California Government Code Sections 65100 et seq., a Planning Commission for the City of Yucaipa is hereby created.

Section 2. MEMBERSHIP AND TERM OF OFFICE.

The Planning Commission shall consist of seven (7) members. The City Council shall appoint one (1) member who has been recommended and nominated by each of the Councilmembers. The City Council shall appoint two (2) members to serve as members-at-large who may be recommended by any Councilmember. Each appointment shall be by majority vote of the City Council. The terms of office and the expiration of said terms shall be established by Resolution of the City Council.

Section 3. ORGANIZATION AND MEETINGS.

The time, manner and location of meetings, and the selection of Chairman and Vice Chairman of the Planning Commission shall be established by Resolution of the City Council.

Section 4. DUTIES.

Said Planning Commission shall perform the duties and shall have all the rights, powers and privileges specified and provided by the ordinances and resolutions of the City or by State law.

Section 5. COMPENSATION.

The members of said City Planning Commission shall be entitled to reimbursement for all necessary and proper expenses incurred by them in the performance of their duties as members of the Planning Commission.

Section 6. RESCINDING ORDINANCE NO. 13.

City Ordinance No. 13 is hereby rescinded.

Section 7. RESCINDING ORDINANCE NO. 52.

City Ordinance No. 52 is hereby rescinded.

Section 8. AMENDING AND RESCINDING CERTAIN PARTS OF ORDINANCE NO. 124.

Section 82.0205 of City Ordinance No. 124 is amended to read as follows:

The appointment of Planning Commissioners, their terms of office, and the expiration of said terms shall be as provided by the ordinances and resolutions of the City.

Section 82.0210 of City Ordinance No. 124 is hereby rescinded.

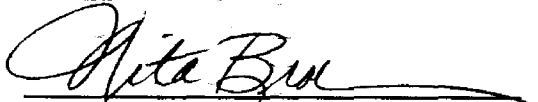
Section 9. SEVERABILITY.

It is the intention of the City Council in adopting this Ordinance that each provision, section sentence, clause and phrase shall be given effect and enforced to the extent legally possible without regard to whether any other provision, section, sentence, clause or phrase is found to be invalid or unenforceable.

PASSED, APPROVED AND ADOPTED this 23rd day of January, 1995.


William L. Semans, Mayor

ATTEST:


Juanita Brown, City Clerk

STATE OF CALIFORNIA }
COUNTY OF SAN BERNARDINO } ss.
CITY OF YUCAIPA }

I, JUANITA BROWN, City Clerk of the City of Yucaipa, do hereby certify that the aforementioned is a true and correct copy of ORDINANCE NO. 137 known as:

A ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUCAIPA, CALIFORNIA, RESCINDING ORDINANCE NO. 13 AND ORDINANCE NO. 52, AND AMENDING CERTAIN PROVISIONS OF ORDINANCE NO. 124; AND ESTABLISHING A CITY PLANNING COMMISSION

and which is on file in the Office of the City Clerk, City of Yucaipa, California.

Said Ordinance was adopted by the said City Council at a Regular meeting thereof held on the 23rd day of January 1995, by the following vote:

AYES: Council Members Crain and Drusys, Mayor Semans and Mayor Pro Tem Williams
NOES: None
ABSTAIN: None
ABSENT: None



JUANITA BROWN, CITY CLERK

This 23rd day of January 1995.