

(DRAFT)
PLANNING ORDINANCE FOR ALAMANCE COUNTY
(Revised 2016)

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS FOR THE COUNTY OF ALAMANCE AS FOLLOWS:

WHEREAS, Article 18, Part 1, Chapter 153A of the General Statutes of North Carolina, grants to counties the authority to designate planning agencies and to assign powers and duties to such agencies, and,

WHEREAS, Alamance County has heretofore established a Planning Board and a Planning Department to carry out some of the functions prescribed by said Statute, ordinance for which was adopted August 1, 1966 and again confirmed on September 7, 1971 and is recorded in the Ordinance Book beginning at Page 16, however, in the judgment of the Board of Commissioners, the planning function and the need therefor has been altered sufficiently to require a reconsideration and a rewriting of the Planning Ordinance;

NOW, THEREFORE, BE IT HEREBY ORDAINED, THAT THE Board of Commissioners for the County of Alamance does hereby designate the Alamance County Planning Department and its staff as the planning agency authorized by G.S.153A-321 for Alamance County to perform the following duties described in said Statute:

1. Make studies of the county and surrounding areas;
2. Recommend to the Board of Commissioners objectives to be sought in the development of the study area;
3. Prepare and present to the Board of Commissioners plans for achieving these objectives;
4. Develop and recommend policies, ordinances, administrative procedures, and other means for carrying out plans in a coordinated and efficient manner;
5. Perform any other related duties that the Board of Commissioners may direct.

BE IT FURTHER HEREBY ORDAINED that the Alamance County planning agency is hereby granted the supplemental powers set forth in G. S. 153A-322, to be exercised in the manner set forth in that Statute, and

BE IT FURTHER HEREBY ORDAINED that the Alamance County Planning Department is hereby specifically charged with responsibility, under the direction and subject to final approval of the Board of Commissioners for the following:

1. Developing and proposing a community development plan;

Comment [LH1]: This section remains largely the same. Typos were corrected (numbering and punctuation)

2. Carrying out responsibilities as the County's lead agency for transportation planning;
3. Carrying out responsibilities as the County's lead agency for land development planning;
4. Administration of County Ordinances as assigned;
5. Such other responsibilities as the Board of Commissioners may from time to time specifically assign to the Alamance County Planning Department.

Comment [LH2]: Changed language to encompass all ordinances that Planning enforces, not just the Subdivision Ordinance.

Comment [LH3]: The responsibility for street naming was removed, as this has been superseded by the County Address Administrator through the "Road Naming and Addressing Ordinance of Alamance County" (2011).

BE IT FURTHER HEREBY ORDAINED that there is hereby created an Alamance County Planning Board, which said Board shall:

1. Serve as advisory body to the Alamance County Planning Department;
2. Study and suggest policies to the Planning Department, the County Manager, and the Board of Commissioners;
3. From time to time make recommendations for the establishment and implementation on the functions of the Planning Department in addition to those set forth in this ordinance; and
4. Set up a program of public meetings with respect to the role of planning for the County and the functions of the Planning Department in order to encourage public participation and expression and a better understanding of the needs of the County.

BE IT FURTHER ORDAINED that the membership of the Planning Board shall be composed of thirteen (13) citizens of Alamance County and:

1. Terms for members of the Planning Board shall last for three (3) years with a two (2) term limit. After two full consecutive terms, outgoing members shall be ineligible for reappointment for a period of one (1) year.
2. The Planning Board may offer a recommendation to the Board of Commissioners for board candidates, but such recommendation shall not be mandatory for appointment.
3. Members of the Planning Board must reside full-time in Alamance County. Failure to be a full-time resident of Alamance County shall be grounds for removal from the Planning Board, upon a vote of the Board of Commissioners.
4. In order to achieve participation from all areas of the County, no more than three members of the Planning Board should reside in a single township. Residency will be based on Members' primary place of residence. Any change of residence must be reported to the Clerk to the Planning Board within ninety (90) days.
5. Any vote shall be carried by a simple majority present at the meeting.
6. A member of the Board of Commissioners shall be named as an ex officio (without vote) member of the Board in order to provide liaison between the Planning Board and the Board of Commissioners.

Comment [LH4]: Removed language about Alternate/Regular member and voting status. Changed format to numbered list to clarify different expectations and requirements for Board members.
Any vote now carried by simple majority present.

Comment [LH5]: The Planning Board requested addition of this language to clarify "residency" and a timeline for reporting residency changes.

BE IT FURTHER ORDAINED that meetings of the Planning Board shall be held at least quarterly. At the first meeting in each calendar year, the Planning Board shall elect a Chair, Vice Chair, and the Planner-in Charge or designate shall serve as the Clerk to the Planning Board. Additionally at the first meeting in each calendar year, the Planning Board shall adopt an annual meeting schedule which shall be properly posted outside of the meeting room and registered with the Clerk to the Board of County Commissioners.

Comment [LH6]: Revised to match language in Bylaws.

Comment [LH7]: Removed language to clarify expectations for reimbursements, schedule for meetings, Board Officers and responsibilities that should be located in the Planning Board Bylaws.

BE IT FURTHER ORDAINED that any ordinances or parts of ordinances in conflict with this resolution and ordinance hereby repealed, and this ordinance shall be in full force and effect as an ordinance of Alamance County from and after the date of its adoption by the Board of County Commissioners; and should any section, paragraph, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of the ordinance shall not be affected thereby.

The foregoing Ordinance shall become effective immediately and shall rescind all previous versions of the Planning Ordinance for Alamance County.

Adopted this the 2nd day of May, 2016.

Chairman

Vice-Chairman

Commissioner

Commissioner

Commissioner

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