

90-17394

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ORDINANCE NO. 38

AN ORDINANCE TO ESTABLISH A PLANNING COMMISSION IN ORDER TO CONSIDER AND ADOPT A MASTER LAND USE PLAN FOR THE TOWN OF BETHEL HEIGHTS, ARKANSAS, AND FOR OTHER RELATED PURPOSES AND FOR DECLARING AN EMERGENCY

FILED FOR RECORD  
ADD O'clock P-M

JUN 15 1990

SUE HODGES  
Clerk and Recorder  
BENTON COUNTY, ARK.

WHEREAS, the Town of Bethel Heights, Arkansas, recognizes that the growth of surrounding areas is occurring at a rapid pace; and

WHEREAS, the Town Council of Bethel Heights, Arkansas, feels that the forming of a Planning Commission is necessary to provide for orderly growth within its corporate limits, so that appropriate and necessary services can be provided in an efficient manner;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the incorporated Town of Bethel Heights, Arkansas:

SECTION 1: That pursuant to Arkansas Code Annotated Section 14-56-404 et. seq., there shall be established a Planning Commission for the Town of Bethel Heights, Arkansas.

SECTION 2: That the Planning Commission shall consist of six (6) members, who shall be appointed by the Mayor with the approval of the members of the Town Council, and of whom not more than one-third (1/3) may hold any other municipal office or appointment.

SECTION 3: That the members of the Planning Commission shall each serve two-year terms and may be re-appointed thereafter. The Mayor shall designate the terms of the initial appointments. Thereafter as vacancies occur in said Commission, for whatever cause, said vacancies shall be filled in the manner provided and said appointees shall hold office until expiration of the term which they were appointed to fill. All members of the Planning Commission whose terms may expire shall serve until their successors in office have been appointed and confirmed.

SECTION 4: That the Planning Commission shall have as its objectives:

- A. To prepare or have prepared a land use plan for the Town of Bethel Heights, Arkansas;
- B. To receive and make recommendations on public and private proposals for development;
- C. Prepare and administer planning regulations;

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D. Prepare and transmit to the legislative body recommended ordinances implementing plans; and

E. Advise and counsel the city government and other public bodies. Further, the Commission shall have all the powers set out in Ark. Code Ann. Section 14-56-412, which powers are incorporated herein.

SECTION 5: That the Planning Commission shall provide regular meeting dates and shall keep a public record of all business resolutions, transactions, findings and determinations. They shall also adopt rules and regulations for the discharge of their duties and transaction of their business.

SECTION 6: The Town Council may appropriate any funds to the Planning Commission which they deem necessary for carrying out this functions.

SECTION 7: If any section, sentence, clause, or phrase of this Ordinance if for any reason held invalid or unconstitutional by a decision of any court, such decision shall not affect the validity of the remaining portions of the Ordinance.

SECTION 8: All ordinances or parts of ordinances in conflict herewith are hereby repealed. Due to the rapid development of the surrounding areas, this action is necessary for the preservation of the peach, health, and safety of the Town of Bethel Heights, Arkansas, and the inhabitants thereof. An emergency is declared to exist, and this Ordinance shall take effect and be in full force from and after the date of its passage and publication.

PASSED AND APPROVED this 14 day of May, 1990.

TOWN OF BETHEL HEIGHTS, ARKANSAS

BY John Kendrick Mayor  
JOHN KENDRICK, MAYOR

ATTEST:  
Christa Bull Bowen  
TOWN CLERK/RECORDER