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ORDINANCE NO. 90-2

AN ORDINANCE CREATING A COUNTY PLANNING & ZONING BOARD FOR THE COUNTY OF TORRANCE, NEW MEXICO, AND PRESCRIBING THE POWERS, DUTIES AND ORGANIZATION OF SAID BOARD.

Be it ordained by the Board of County Commissioners of Torrance County:

SECTION 1. Purpose

The purpose of this ordinance is to combine and to nullify two prior ordinances: first ordinance No.82-2 which established a commission for promoting and carrying out a continuing process of comprehensive planning within the jurisdiction of Torrance County, and the second ordinance No.87-1 which established a board to promote and carry out a continuing process of comprehensive planning, development and zoning within the jurisdiction of Torrance County.

SECTION 2. County Planning & Zoning Board

A. Creation. There is hereby created a County Planning & Zoning Board for the county, pursuant to Section 4-57-1 through 4-57-3, New Mexico Statutes Annotated, 1978 Compilation, as amended.

B. Membership. The County Planning & Zoning Board shall consist of not less than five members who shall be appointed by the Board of County Commissioners, who shall be residents of the County, and who shall not be employees of the County. The County Planning & Zoning Board shall have available to it the assistance of the County Manager who shall serve as Ex-Officio member of the Planning & Zoning Board and shall have available to it a Recording Secretary.

C. Term. A majority of the members on the first County Planning & Zoning Board shall be appointed for one year terms and the balance for two year terms, each term to expire July 1st. Each subsequent term shall be for two years in order to establish and maintain the original staggering. Members may be reappointed for an indefinite number of terms. Vacancies shall be filled by appointment for the unexpired term only. Members may be removed for cause stated in writing, following a public hearing, by a majority vote of the Board of County Commissioners. Members may also be removed by non-attendance at three (3) consecutive regular meetings.

SECTION 3. Powers and Duties

A. Delegation of Powers and Duties. The County Planning & Zoning Board shall have such powers and duties as may be delegated to it by the Board of County Commissioners. They are hereby delegated the following:

1. The County Planning & Zoning Board shall promote a comprehensive planning process with the general purpose of guiding and accomplishing a coordinated, adjusted, and harmonious development of the county.
2. The County Planning & Zoning Board shall make careful and comprehensive surveys and studies of existing conditions and probable future growth of the County, and shall make recommendations on means of protecting and improving the environment.
3. The County Planning & Zoning Board shall submit preliminary written

reviews and recommendations to the Board of County Commissioners on any proposed subdivision platting or replatting.

- 4. The County Planning & Zoning Board shall have those powers and duties necessary to perform its functions as stated within the provisions of any county zoning ordinance.
- 5. The County Planning & Zoning Board may recommend to the Board of County Commissioners, programs for public improvements and their financing.
- 6. The County Planning & Zoning Board is authorized to confer with other municipal, county, regional, state, or federal agencies as it deems necessary.

SECTION 4. Organization

- A. Officers. The County Planning & Zoning Board shall elect from its members a chairman and a vice-chairman for one year terms. Officers may be re-elected for an indefinite number of terms.
- B. Conduct of Business. The County Manager with the concurrence of the County Commission, shall adopt and publish such rules, regulations, and procedures for the conduct of business as they deem appropriate to its members. A quorum shall be a majority of the membership of the County Planning & Zoning Board.
- C. Meetings. The County Planning & Zoning Board shall hold regularly scheduled meetings at least once a month and such meetings will be open to the public and published ahead of time. The County Planning & Zoning Board may hold special meetings as may be called by the chairman or vice-chairman with at least 24 hours notice to members.
- D. Records. A public record shall be kept of all actions and considerations undertaken by the County Planning & Zoning Board. The records shall be filed with the County Clerk and kept available for public inspection in the office of the County Clerk during normal office hours.

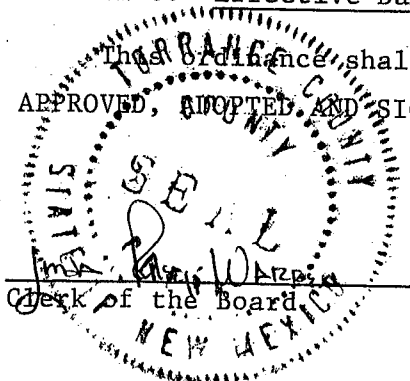
SECTION 5. Severability

If any section, subsection, paragraph, sentence, clause, phrase, or part hereof are for any reason declared unconstitutional or invalid, the validity of the remaining portions hereof shall not be affected since it is the express intent of the Board of County Commissioners, to pass such section, subsection, clause, phrase, and every part thereof separately and independently of every other part.

SECTION 6. Effective Date

This Ordinance shall take effect on the 20th day of April, 1990.

APPROVED, ADOPTED, AND SIGNED THIS 2 DAY OF March, 1990.



[Signature]
Chairman, Board of County Commissioners

[Signature]
Member

Member

[Signature]
Clerk of the Board