

**SANILAC COUNTY PLANNING COMMISSION
ORDINANCE 2011-01**

An ordinance to establish a Planning Commission under the authority of PA 33 of 2008, The Michigan Planning Enabling Act.

SANILAC COUNTY ORDAINS:

Section 1. That there is hereby constituted a planning commission to be known as the "Sanilac County Planning Commission" said Commission to have all powers and duties as provided in Act 33 of the Public Acts of 2008 as amended.

Section 2. The Sanilac County Planning Commission shall consist of seven (7) members and meet the following requirements:

- a) The method of appointment of planning commission members shall be determined by the County Board of Commissioners by resolution of a majority of the full membership of the county board.
- b) The membership of the planning commission shall be representative of important segments of the county, such as the economic, governmental, educational, and social development of the community, in accordance with the major interests as they exist in the county, such as agriculture, natural resources, recreation, education, public health, government, transportation, industry and commerce..
- c) The membership shall also be representative of the entire geography of the county to the extent practicable.
- d) The county shall make every reasonable effort to ensure that the membership of the county planning commission includes a member of a public school board or an administrative employee of a school district included, in whole or in part, within the county's boundaries.
- e) One member of the Planning Commission may be a non-elect; all other members must be electors of Sanilac County,
- f) Up to three (3) members may be members of the County Board of Commissioners as ex-officio members.

Section 3. The term of the members of the Commission shall be three (3) years commencing from the date of appointment, except for ex-officio members, whose terms shall be their term as Board of Commissioners' member. If a vacancy occurs on the Planning Commission, the vacancy shall be filled for the unexpired term in the same manner as provided for in the original appointment. A member shall hold office until his or her successor is appointed. The current Planning Commission members serving on the Commission established under the previous Board of Commissioners action need not be reappointed until their current term expires.

Section 4. The County Board of Commissioners may remove a member of the planning commission for misfeasance, malfeasance, or nonfeasance in office upon written charges and after a public hearing. Failure of a member to disclose a potential conflict of interest as required by Section 15 (9) of the Michigan Planning Enabling Act constitutes malfeasance in office. The Planning Commission shall establish standards to identify conflict of interest in the bylaws they are required to adopt per Section 19 of Act 33 of the Public Acts of 2008.

Section 5. The Planning Commission shall make an annual written report to the County Board of Commissioners concerning its operations and the status of planning activities, including recommendations regarding actions by the County Board of Commissioners related to planning and development.

Section 6. The County Board of Commissioners may employ a planning director and other personnel as it considers necessary, contract for the services of planning and other technicians, and incur other expenses, within a budget authorized by it.

Section 7. Members of the Planning Commission may be compensated for their services as provided by the County Board of Commissioners.

Section 8. After preparing the annual report required under Section 5, the Planning Commission may prepare a detailed budget and submit the budget to the County Board of Commissioners for approval or disapproval. The County Board of Commissioners annually may appropriate funds for carrying out the purposes and functions permitted under this act, and may match local government funds with federal, state, county, or other local government or private grants, contributions or endowments.

Section 9. This ordinance and its various articles, paragraphs and clauses thereof are hereby declared to be severable. If any article, paragraph or clause is adjudged unconstitutional or invalid, the remainder of this amendatory ordinance shall not be affected thereby.

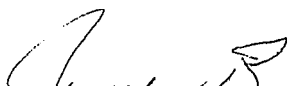
Section 10. All ordinances and provisions of ordinances of Sanilac County in conflict herewith are hereby repealed.

Section 11. This ordinance becomes effective when notice of adoption is published in the Sanilac County News.

Date of Adoption by the Sanilac County Board of Commissioners: June 28, 2011

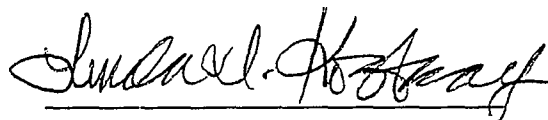
Date of Publication in the Sanilac County News: July 6, 2011

**James Bowerman, Sanilac County
Board of Commissioner"**



Dated: August 17, 2011

**Linda I. Kozfkay, Sanilac County
Clerk**



Dated: August 17, 2011