

**ORDINANCE NO. 1799**

**AN ORDINANCE RE-ESTABLISHING THE STRUCTURE OF THE PLANNING COMMISSION OF THE CITY OF MOUNTAIN BROOK, ALABAMA**

**BE IT ORDAINED** by the City Council of the City of Mountain Brook, Alabama, as follows:

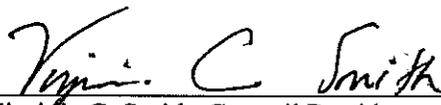
Section 1. Pursuant to Act 2009-753, the City Council hereby determines that (a) the Planning Commission shall be comprised of seven voting members, appointed as follows:

- (1) Six members appointed by the mayor.
  - (2) One member appointed by a majority of the city council who may be a member of the city council.
- (b) In addition, one nonvoting advisory member shall be appointed by the mayor, who shall be a senior administrative official of the municipality qualified by education, training, experience, and job responsibilities to provide substantive and technical advice, assistance, and guidance to the planning commission in the exercise of its statutory functions.
- (c) All members of the planning commission shall be at least 21 years of age and, to the extent not inconsistent with this act, shall meet the additional qualifications for membership on municipal planning commissions as prescribed by law.
- (d) All voting members of the planning commission shall be residents of the city. A vacancy shall be declared by the planning commission after notice to the member if a voting member of the planning commission ceases to reside in the municipality. The vacant position shall be filled by the mayor or council, as appropriate, within 90 days of a declaration of vacancy by the planning commission. The declaration of a vacancy as provided above shall operate to terminate the membership and voting authority of the member who no longer resides within the municipality.

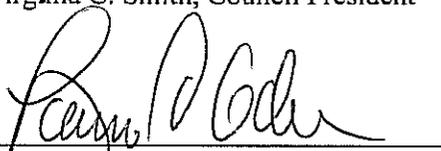
Section 2. All ordinances or parts of ordinances which conflict with this ordinance are repealed.

Section 3. This ordinance shall become effective October 1, 2009, and upon its being published as required by law.

**ADOPTED:** This 22nd day of June, 2009.

  
Virginia C. Smith, Council President

**APPROVED:** This 22nd day of June, 2009.

  
Lawrence T. Oden, Mayor