

## ORDINANCE NO. 2009-8

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 2, ARTICLE IV BOARDS AND COMMISSIONS, DIV. 6 PLANNING COMMISSION, SEC. 2-443. PURPOSES AND DUTIES; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED by the Mayor and Council of the City of Wayne, Nebraska:

Section 1. That Chapter 2, Article IV, Sec. 2-443 of the Wayne Municipal Code is amended to read as follows:

Sec. 2-443 Purposes and duties.

It shall be the function and duty of the planning commission to make and adopt plans for the physical development of the city, including any areas outside its boundaries which, in the commission's judgment, bear relation to the planning of the city, including a comprehensive development plan, to prepare and adopt such implemental means as a capital improvement program, subdivision regulations, building codes, and zoning ordinances in cooperation with other interested city departments and consult with and advise public officials and agencies, public utilities, civic organizations, educational institutions and citizens with relation to the promulgation and implementation of the comprehensive development plan and implement its programs. The commission shall have the power to **conduct studies**, make surveys, make preliminary reports on its findings, and hold public hearings before submitting final reports.

**The city shall not take final action on matters relating to the comprehensive development plan, capital improvements, building codes, subdivision development, the annexation of territory or zoning until it has received the recommendation of the Planning Commission. A recommendation from the Planning Commission shall not be required for subdivision of existing lots and blocks whenever all required public improvements have been installed, no new dedication of public rights-of-way or easements is involved and such subdivision complies with the ordinance requirements concerning minimum areas and dimensions of such lots and blocks, if the city has designated, by ordinance, an agent pursuant to Sec. 19-916 .**

The commission may, with the consent of the council, in its own name:

- (1) Make and enter into contracts with public or private bodies;
- (2) Receive contributions, bequests or gifts, or grant funds from public or private sources;
- (3) Expend the funds appropriated to it by the city;
- (4) Employ agents and employees; and
- (5) Acquire, hold and dispose of property.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are repealed.

Section 3. This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law.

PASSED AND APPROVED this 21<sup>st</sup> day of April, 2009.

THE CITY OF WAYNE, NEBRASKA,

By \_\_\_\_\_

Council President

ATTEST:

\_\_\_\_\_

City Clerk

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_

City Attorney