

ORDINANCE NO. 74-2

AN ORDINANCE ESTABLISHING THE WEST BRADFORD TOWNSHIP PLANNING COMMISSION AND DEFINING THE POWERS AND DUTIES THEREOF AND ESTABLISHING THE COMPOSITION THEREOF AND REPEALING INCONSISTENT ORDINANCES

The Board of Supervisors of the Township of West Bradford hereby enacts and ordains the following, by virtue of the powers vested in it by the Pennsylvania Municipal Planning Code, Act 247 of January 1969, as amended by Act 93 of 1972.

SECTION 1. When used herein, the following terms shall have the meanings specified:

- A) "Board" means Board of Supervisors of West Bradford Township.
- B) "Commission" means Planning Commission of West Bradford Township.
- C) "Township" means West Bradford Township.

SECTION 2. All members of the existing commission shall continue in office until the end of the term for which they were appointed, and their successors shall be appointed as provided by this Ordinance.

SECTION 3. The Commission shall consist of nine (9) members. Additional members shall be appointed by the Board under the provisions of this Ordinance. All members shall be residents of the Township. No more than two (2) members may be officers or employees of the Township. As new members or additional members are appointed, they shall be appointed for terms of four (4) years except that appointment of additional members shall be made so that no more than ~~two (2)~~ (3) shall be reappointed or replaced during any future calendar year. The Chairman of the Commission shall properly notify the Board of vacancies on the Commission, and such vacancies shall be filled by the Board for the unexpired term. All members of the Commission shall serve without compensation, but may be reimbursed for necessary and reasonable expenses. Officers or employees of the Township, however, shall not by reason of membership on the Commission forfeit the right to exercise the powers, perform the duties or receive the compensations of the municipal offices held by them during such membership.

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SECTION 4. The Board may remove any member, or members, of the Commission for malfeasance, misfeasance, or nonfeasance, or for other just cause by a majority vote of the Board, taken after the member has received fifteen (15) days advance notice of the intent to take such a vote. A hearing shall be held in connection with the vote if the member shall request it in writing. Any appointment to fill a vacancy created by removal shall be only for the unexpired term.

SECTION 5. The Commission shall elect its own Chairman and Vice Chairman, and create and fill such other offices as it may determine. The Commission may make and alter rules for its procedure consistent with the Ordinances of the Township and the laws of the Commonwealth.

SECTION 6. The Board shall appropriate from the General Township Funds such money as may be necessary and may be available for the work of the Commission in the year in which the appropriation is made. The Commission may appoint such employees and staff as it may deem necessary for its work, and may contract with Planners, Surveyors, and other Consultants for such technical services as it may require upon authorization of the Board. These and other expenditures as may be necessary and proper shall be within the amount appropriated for the purpose by the Board or placed at the Commission's disposal for other sources.

SECTION 7. Powers and duties of the Commission.

- A. The Commission shall, at the request of the Board, have the power and shall be required to:
- (1) Prepare revisions to the comprehensive plan for the development of the Township and present these revisions for the consideration of the Board;
 - (2) Maintain and keep on file records of its action. All records and files of the Commission shall be in the possession of the Board;
- B. The Commission, at the request of the Board, may:
- (1) Make recommendations to the Board concerning the adoption or amendment of an official map;

- (2) Prepare and present to the Board a zoning ordinance, and make recommendations to the Board on proposed amendments to it;
- (3) Prepare, recommend and make recommendations with reference to the administration of subdivision, land development, and planned residential development regulations of the Township.
- (4) Prepare and present to the Board a building code and a housing code, and make recommendations concerning proposed amendments thereto;
- (5) Do such other act or make such studies as may be necessary to fulfill the duties and obligations imposed; By Act 247 as amended, By Act 93
- (6) Prepare and present to the Board an environmental study;
- (7) Submit to the Board a recommended capital improvements program;
- (8) Promote public interest in, and understanding of, the comprehensive plan and planning;
- (9) Make recommendations to governmental, civic and private agencies and individuals as to the effectiveness of the proposals of such agencies and individuals;
- (10) Hold public hearings and meetings;
- (11) Require from other departments and agencies of the Township such available information as relates to the work of the Commission;
- (12) In the performance of its functions, enter upon any land to make examinations and surveys with the consent of the owner.

C. In the performance of its powers and duties, any act or recommendation of the Commission which involves engineering considerations, shall be subject to review and comments of the West Bradford Township Engineer, which comments shall be incorporated and separately set forth in any report, written act or recommendation of the Commission.

SECTION 8. The Commission may, with the consent of the

Board, accept and utilize any funds, personnel or other assistance made available by the county, the Commonwealth or the Federal Government or any of their agencies, or from private sources. The Board may enter into agreements or contracts regarding the acceptance or utilization of the funds or assistance in accordance with the governmental procedures of the Township.

SECTION 9. All ordinances or parts of ordinances inconsistent herewith are hereby expressly repealed.

SECTION 10. This ordinance shall become effective five (5) days after enactment.

Enacted and ordained this *12th* day of *March* ,

1974.

Ruth G. Mohler
Secretary

Thomas J. Grady Jr.
H. B. C. C. C. C. C.
R. O. San Juan