

**ORDINANCE NO 2022-350**

**AN ORDINANCE OF THE TOWN OF WALDEN, TENNESSEE CREATING A MUNICIPAL PLANNING COMMISSION**

**WHEREAS**, municipal planning commissions are regulated under state statutes found in title 13, Chapter 4 Part 1 of the *Tennessee Code Annotated*; and

**WHEREAS**, *Tennessee Code Annotated* § 13-4-101 authorizes cities to have municipal planning commissions; and

**WHEREAS**, the Town of Walden desires to amend the Walden municipal code to create a municipal planning commission of seven (7) citizens as authorized by state law.

**BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMAN OF THE TOWN OF WALDEN, TENNESSEE that:**

**SECTION 1.** The Walden municipal code is amended to add a new Section 14-103:

14-103. (a) Planning Commission; Creation and membership. Pursuant to the provisions of section 13-4-101 of the *Tennessee Code Annotated* there is hereby created a municipal planning commission, hereinafter referred to as the planning commission. The planning commission shall consist of seven (7) members; two of these shall be the mayor and another member of the governing body selected by the governing body; and the other five (5) members shall be appointed by the mayor.

(b) Terms. The terms of the members shall be five years, excepting that in the appointment of the first planning commission one of said members shall be appointed for a term of five years, one for a term of four years, one for a term of three years, one for a term of two years and the remaining member for a term of one year. The terms of the mayor and the member selected by the board of commissioners shall run concurrently with their terms of office. Any vacancy in an appointed membership shall be filled for the unexpired term by the mayor of the municipality, who shall also have authority to remove any appointed member at the mayor's pleasure.

**SECTION 2. Repeal of previous action.** Any previous ordinance, resolution or action of the Town of Walden, Tennessee designating the Chattanooga-Hamilton County Regional Planning Commission as the Town's planning commission is repealed as of the effective date of this ordinance.

**SECTION 3. Continuing Education Opt-Out.** Pursuant to Tenn. Code Ann. § 13-4-101 (c)(9), the Board of Mayor and Alderman hereby opt-out of the continuing education requirement.

**SECTION 4. Effective Date.** This ordinance shall be effective upon the latter of publication, or December 1, 2022.

1<sup>st</sup> reading and public hearing: 10/11/22

Yea:

Nay:

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Lee Davis, Mayor

Final reading:

Yea:

Nay:

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Stacy Stewart, Town Recorder