

**RESOLUTION 97-1
TOWN OF OPHIR
PLANNING AND ZONING COMMISSION**

RESOLUTION AMENDING THE TOWN OF OPHIR LAND USE CODE TO REQUIRE A TWO-THIRDS VOTE OF THE GENERAL ASSEMBLY FOR THE ADOPTION OF ANY AMENDMENT TO THE LAND USE CODE

WHEREAS, the Planning and Zoning Commission finds that the Town of Ophir expended considerable time and effort in the planning, drafting and adoption of the Land Use Code and that the Land Use Code reflects the vision of the community of the Town of Ophir for settlement of the Town of Ophir;

WHEREAS, the Planning and Zoning Commission finds that this Resolution will promote the health, safety and welfare of the residents of the Town of Ophir.

NOW, THEREFORE, BE IT RESOLVED BY THE PLANNING AND ZONING COMMISSION OF THE TOWN OF OPHIR, THE FOLLOWING:

Section 1: Amendment to Section 1403 of the Land Use Code

(Additions to the current LUC are noted by redline and deletions are noted by strike out.)

Section 1403 of the Land Use Code shall read as follows:

(a) All applications for changes to the LUC or Official Zone Map shall be referred b6y the Town Clerk to the Planning and Zoning Commission for recommendation, then to the General Assembly, who shall decide either for or against the change, unless it is determined that additional information is needed from the applicant. ~~Adoption of any changes shall be by ordinance.~~

(b) Any amendments to the Land Use Code shall be adopted by ordinance, if, and only if, a two-thirds (2/3) majority of the qualified electors present at a regular meeting of the General Assembly votes in favor of the first and second reading of the ordinance.

Section2. Effective Date.

This Resolution shall be effectively immediately upon adoption by the Planning and Zoning Commission and shall be referred to the next regular meeting of the General Assembly.

FIRST READING INTRODUCED, READ, ADOPTED AND REFERRED TO PUBLIC HEARING AND THE GENERAL ASSEMBLY BY THE PLANNING AND ZONING COMMISSION THIS __ DAY OF FEBRUARY, 1997.

By: _____,
Chair of Planning and Zoning Commission

Approved as to Form:

Elizabeth M. Covington, Town Attorney