

ORDINANCE NO. 188

AN ORDINANCE PROVIDING FOR THE CREATION OF A BOROUGH PLANNING DEPARTMENT; FOR THE APPOINTMENT OF A BOROUGH PLANNING COMMISSION; DETERMINING THE NAMES OF AND THE NUMBER OF MEMBERS OF SUCH COMMISSION AND DESIGNATING THE TERM OF OFFICE FOR EACH MEMBER, AND CONFERRING CERTAIN POWERS AND IMPOSING CERTAIN DUTIES UPON SAID PLANNING COMMISSION.

BE IT ENACTED BY the Council of the Borough of Bentleyville, County of Washington and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the Authority of the same as follows:

SECTION 1.

There is hereby created a department, effective upon the enactment of this ordinance, which shall hereafter be known as the BENTLEYVILLE DEPARTMENT OF BOROUGH PLANNING.

SECTION 2.

The Department of Borough Planning shall be in charge of a commission, hereafter to be known as the BENTLEYVILLE BOROUGH PLANNING COMMISSION, consisting of five members.

SECTION 3.

The names, addresses and terms of office of the first members of the Bentleyville Borough Planning Commission are as follows:

<u>NAME</u>	<u>ADDRESS</u>	<u>EXPIRATION OF TERM</u>
1. <u>J.D. Costa</u>	_____	<u>JAN. 1. 1966</u>
2. <u>Thomas Smith JR.</u>	_____	<u>JAN. 1. 1965</u>
3. <u>Patsy Sicchitano</u>	_____	<u>JAN. 1. 1964</u>
4. <u>BARRY STOUT</u>	_____	<u>JAN. 1. 1963</u>

Borough Planning Commission (1, 2, 3, 4, and 5 years respectively) the term of office for the members of the Bentleyville Borough Planning Commission shall be five (5) years. A member shall hold office until his term expires or until his successor has been appointed.

SECTION 5.

The Borough Planning Commission shall be subject to the provisions of and shall have all powers not inconsistent with the provisions of the Borough Code, and more particularly the provisions thereof designated as amended 1947, July 10, P. L. 1621, sec. 38; 1951, July 19, P. L. 1026, No. 217, sec. 1; 53 P. S. 46145 - 46150.

SECTION 6.

All employees, servants, agents, officers, committees or departments of the Borough of Bentleyville are hereby directed when requested by the Planning Commission, to cooperate with and work with the Planning Commission, provided that the Planning Commission when making such a request is acting within and pursuant to the powers conferred upon it by the provisions of SECTION 5 aforesaid, and provided further that the Planning Commission has obtained the prior approval by council, in writing, whenever the provisions of SECTION 5 aforesaid or any applicable Act of Assembly of the Commonwealth of Pennsylvania requires the approval of the Council of the Borough of Bentleyville.

SECTION 7.

The provisions of this ordinance shall be severable, and, if any of the provisions shall be held to be unconstitutional, such decision shall not affect the validity of any of the remaining provisions of this ordinance. It is hereby declared as a legislative intent that this ordinance would have been adopted had such unconstitutional provision not been included therein.

SECTION 8.

All ordinances or parts of ordinances supplied by, inconsistent with, or appertaining to, the subject matter covered by this ordinance are hereby repealed.

ORDAINED AND ENACTED into an ordinance by virtue or powers conferred by the Borough Code, as amended 1947, July 10, P. L. 1621, sec. 38; 1951, July 19, P. L. 1026, No. 217, sec. 1; 53 P. S. 46145-46150, and passed in the Borough of Bentleyville, Washington County, Pennsylvania, this 13th day of February, 1961.



President of Council