

CHAPTER 15

PLANNING

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ARTICLE I. IN GENERAL

SECTION 15-1.---15-10. RESERVED.

ARTICLE II. PLANNING BOARD

SECTION 15-11. CREATED. A planning board is hereby created. (Ord. No. 7, S1)

SECTION 15-12. COMPOSITION. The planning board shall consist of seven members, one of whom shall be a member of the town commission. (Ord. No. 7, S2)

SECTION 15-13. APPOINTMENT. Members of the planning board shall be appointed by the mayor-commissioner, subject to the approval and consent of a majority of the town commission. (Ord. No. 7, S2)

SECTION 15-14. TERM OF OFFICE. The members of the planning board shall serve for a term of one year, concurrent with the calendar year, and may be re-appointed to succeed themselves. (Ord. No. 7, S3)

SECTION 15-15. SERVICE WITHOUT COMPENSATION. The members of the planning board shall serve without compensation. (Ord. No. 7, S4)

SECTION 15-16. CHAIRMAN; RULES OF PROCEDURE; TIME AND PLACE OF MEETINGS. The planning board shall elect its own chairman and prescribe its own rules of

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procedures, and dates and places of its meetings, subject to approval of the town commission. (Ord. No. 7, S5)

SECTION 15-17. MEETINGS OPEN TO PUBLIC; MINUTES AND RECORDS.

(1) All meetings of the planning board shall be open to the public unless, by unanimous vote, executive sessions may be held.

(2) Minutes shall be kept of all proceedings had and of votes taken, both yeas and nays. (Ord. No 7, S8)

SECTION 15-18. APPROPRIATIONS FOR EXPENSES. The town commission may provide such sums as it may deem expedient to pay any expenses incurred by the planning board, but no expenses shall be incurred by the planning board without the consent of the town commission. (Ord. No. 7, S4)

SECTION 15-19. REPORTS. The planning board shall make a monthly report, in writing, of all its activities during the preceding month to the town commission at its regular meeting. (Ord. No. 7, S10)

SECTION 15-20. RESERVED.

ARTICLE III. TOWN PLAN

SECTION 15-25. COMPILATION; FACTORS.

(1) The planning board shall make and adopt an official general plan for the physical development of the town.

(2) The plan, with accompanying maps, plats, charts and descriptive and explanatory matter, shall show the planning board's recommendations to the town commission for the physical development of the town, and may include, among other things, the general location, character and extent of streets, bridges, viaducts, parks, parkways, waterways,

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ditches, water-fronts, playgrounds, airports and other public ways, grounds, places, and spaces, the general location of public buildings, and other public property, the general location of the extent of public utilities and terminals, whether publicly or privately owned, for water, light, power, sanitation, transportation, communication and other purposes; also the removal, relocation, widening, extension, narrowing, vacating, abandonment, change of use or extension of any of the foregoing public ways, grounds, places, spaces, buildings, properties or other utilities; also a zoning plan for the regulation of the height, area, bulk, location and use of private or public structures, premises and of population density; also the general location, character, layout and extent of community centers and neighborhood units; also the general location, character, extent and layout of the re-planning of any blighted areas within the town. (Ord. No. 7, S6)

SECTION 15-26. SURVEYS AND STUDY; PURPOSE OF PLAN.

(1) In preparation of a general plan for the physical development of the town, the planning board shall make a careful and comprehensive survey and study of existing conditions and future growth of the municipality and its environs.

(2) Any plan made shall be for the general purpose of guiding and accomplishing a coordinated, adjusted and harmonious development of the town, which will, in accordance with existing and future needs, best promote public health, safety, welfare, morals, order, convenience and prosperity, and effectuate an efficient and sound economy in the process of the development of the town. (Ord. NO. 7, S9)

SECTIONS 15-27---15-36. RESERVED.

ARTICLE IV. LOCAL PLANNING AGENCY

Editor's note-Ord. No. 88, S1-6, adopted June 22, 1976, specifically amended the Code by adding Art. IV, S15-37-15-42 as herein set out.

SECTION 15-37. AUTHORITY. This article is enacted pursuant to and in accordance with provisions of Chapter 163, Florida Statutes (Local Government Comprehensive Planning Act of 1975). (Ord. No. 88, S1, 6-22-76)

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SECTION 15-38. DESIGNATION AND ESTABLISHMENT OF LOCAL LAND

PLANNING AGENCY. Pursuant to, and in accordance with, Section 163.3174 of Florida Statutes (the Local Government Comprehensive Planning Act of 1975) the planning board is hereby designated and established as the local planning agency for the incorporated territory of the Town of Melbourne Village, Florida. (Ord. No. 88, S2, 6-22-76)

SECTION 15-39. DUTIES AND RESPONSIBILITIES OF THE LOCAL PLANNING

AGENCY. The local planning agency, in accordance with the Local Government Comprehensive Planning Act of 1975, Section 163.3161-3211, Florida Statutes, shall:

- (a) Conduct the comprehensive planning program and prepare the comprehensive plan or elements or portions thereof for the Town of Melbourne Village;
- (b) Coordinate said comprehensive plan or elements or portions thereof with the comprehensive plans of other appropriate local governments and the State of Florida;
- (c) Recommend said comprehensive plan or elements or portions thereof to the town commission for adoption; and
- (d) Monitor and oversee the effectiveness and status of the comprehensive plan and recommend to the town commission such changes in the comprehensive plan as may be required from time to time. (Ord. No. 88, S3, 6-22-76)

SECTION 15-40. ORGANIZATION, RULES AND PROCEDURES OF THE AGENCY.

Members of local planning agency shall continue to be appointed and follow such rules of procedure, methods of choosing officers, setting of public meeting, providing of financial support, and accomplishing its duties as provided in the Charter of the Town of Melbourne Village. (Ord. No. 88, S4, 6-22-76)

SECTION 15-41. PUBLIC MEETINGS AND RECORDS. All meetings of the local planning agency shall be public meetings and all agency records shall be public records. The local planning agency shall encourage public participation. (Ord. No. 88, S5, 6-22-76)

SECTION 15-42. FUNDING. The town commission shall appropriate funds at its discretion to the local planning agency for expenses necessary in the conduct of its work. The local planning

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agency may, in order to accomplish the purpose and activities required by the Local Government Comprehensive Planning Act of 1975, expend all sums so appropriated and other sums made available for use from fees, gifts, state or federal grants, state or federal loans, and other sources; provided, acceptance of loans or grants must be approved by the town commission. (Ord. No. 88, S6, 6-22-76)