

**ORDINANCE NO. 2020-11**

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF LUTHER, OKLAHOMA, AMENDING PART 12, "PLANNING, ZONING, AND DEVELOPMENT," CHAPTER 1, "PLANNING COMMISSION," OF THE CODE OF ORDINANCES OF THE TOWN OF LUTHER, OKLAHOMA, AMENDING SECTION 12-102, "MEMBERSHIP," WHICH PROVIDES FOR A MEMBER OF THE BOARD OF TRUSTEES TO SERVE AS AN *EX OFFICIO* MEMBER OF THE PLANNING COMMISSION; REPEALING SECTION 12-103 "EX OFFICIO MEMBERS," IN ITS ENTIRETY; AMENDING SECTION 12-104, "TERMS," TO ALIGN THIS PROVISION WITH STATE STATUTE; AMENDING SECTION 12-107 "OPEN MEETINGS," TO PROVIDE FOR COMPLIANCE WITH THE OKLAHOMA OPEN MEETING ACT; REPEALING ALL ORDINANCES TO THE CONTRARY; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY**

**BE IS ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LUTHER, OKLAHOMA:**

**SECTION I.** Section 12-102 of the Code of Ordinances of the Town of Luther, Oklahoma is hereby amended to read as follows:

**SECTION 12-102    MEMBERSHIP.**

The planning commission is to consist of five (5) regular members who are not officials or employees of the town, and one member of the board of trustees who shall be an *ex officio* member of the commission. The *ex officio* member shall be designated by the board of trustees and shall have no voting privileges and no right to present motions, but shall have the opportunity to participate in discussion and evaluation of proposals.

**SECTION II.** Section 12-103 of the Code of Ordinances of the Town of Luther, Oklahoma is hereby repealed in its entirety.

**SECTION III.** Section 12-104 of the Code of Ordinances of the Town of Luther, Oklahoma is hereby amended to read as follows:

**SECTION 12-104    TERMS.**

Planning commission members shall reside within the town and shall be nominated by the mayor and confirmed by the board of trustees. Each member shall serve for a term of three (3) years. Appointments to fill vacancies shall be for the unexpired term only.

**SECTION IV.** Section 12-107 of the Code of Ordinances of the Town of Luther, Oklahoma is hereby amended to read as follows:

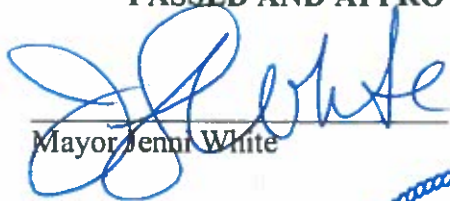
**SECTION 12-107    OPEN MEETINGS.**

All meetings of the planning commission shall be conducted in accordance with the provisions of the Oklahoma Open Meeting Act.

**SECTION V. REPEALER.** All ordinances or parts of ordinances conflicting or inconsistent with the provisions of this ordinance are hereby repealed.

**SECTION VI. SEVERABILITY.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by the Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

**PASSED AND APPROVED** this 8th day of December, 2020.

  
\_\_\_\_\_  
Mayor Jenni White

ATTEST:

  
\_\_\_\_\_  
Town Clerk - Interim



APPROVED as to form this and legality:

  
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Beth Anne Childs, Town Attorney