

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

January 30, 2023

A GENERAL ORDINANCE AMENDMENT TO ADDRESS PLANNING BOARD MEMBERSHIP:

Be it ordained by the City Council of the City of Newburyport as follows:

Amend the Code of Ordinances Chapter 2 Division 4 (Planning Board) as follows, with deletions ~~double-stricken and italicized~~, and additions double-underlined and italicized:

Sec. 2-116. - Established; membership; appointment.

The planning board for the city is hereby established under the provisions of M.G.L.A. c. 41, §§ 81A—81J inclusive. Such board shall consist of nine (9) members until such time as the transition to a seven-member board, as provided for in this Ordinance, is complete, upon which the board shall consist of seven (7) members. The members shall be appointed by the mayor and confirmed by the city council.

Sec. 2-117. - Terms of office; filling vacancies.

~~When the first appointment is made to the planning board, three (3) members shall be appointed for the term of one (1) year, three (3) for the term of two (2) years, one (1) for the term of three (3) years, one (1) for the term of four (4) years, and one (1) for the term of five (5) years, from the date of their appointment. As the term of each member expires, his successor shall be appointed for the term of five (5) years.~~ Planning board members shall be appointed

for terms of three (3) years. A vacancy occurring otherwise than by expiration of term shall be filled for the unexpired term in the same manner as in the case of an original appointment.

Sec. 2-118. - Election of ~~chairman, clerk~~ officers.

The planning board shall, ~~as soon as practicable, after the appointments of the members have become operative, and~~ annually ~~thereafter,~~ elect a chairman, vice chair and clerk secretary from its own membership.

Sec. 2-119. - Members to serve without pay; powers and duties.

The members of the planning board shall serve without pay and shall have the powers and authority to perform the duties set forth in ~~MGL M.G.L.A.~~ c. 41, §§ 81A—81J inclusive, relative to local planning boards, and in MGL c. 40A relative to special permit granting authorities.

Sec. 2-119A. – Transition to Seven-member board.

Members of the nine-member board on the effective date of this section shall continue to serve until they resign or their terms expire. The board shall continue to consist of nine (9) members and act as a nine-member board until two seats become vacant due to resignation or expiration of term; at which time the board shall consist of seven members and become a seven-member board. A seat on the board that becomes vacant due to resignation or expiration of term shall not be filled until the number of members is less than seven (7).

Councillor Edward C. Cameron, Jr.