



Planning and Economic Development
Ed Anzek, AICP, Director

From: Ed Anzek, Director
To: Planning Commission
Date: December 1, 2011
Re: Ordinance to confirm the establishment of a Planning Commission

Under the Michigan Planning Enabling Act, Public Act 33 of 2008, and the Michigan Zoning Enabling Act, Public Act 110 of 2006 as amended, City Council was required to “re-establish” the Planning Commission with their authority. This action was to be done by July 1, 2011. To accomplish this John Staran prepared an ordinance that authorized the repeal of the original creating Ordinance and replace it with one that complies with new requirements of the Act. An Ordinance to repeal Article II of Chapter 130 of the Codified Ordinances of the City of Rochester Hills and replace it with a new Article II of Chapter 130 was adopted by City Council on August 8, 2011. That Ordinance is attached.

There were three changes that applied to the Planning Commission:

1. The new State Law allows one Planning Commissioner to be a nonresident.
2. A Secretary, as well as the Chairperson of the Planning Commission, must be elected from Planning Commission members. A staff member can (and will) still serve as Recording Secretary.
3. Public Hearings are now a requirement for plat reviews. While Planning Commission meetings were always held as open meetings, Public Hearings were not previously required for plat reviews

The attached Planning Commission By-Laws (clean and red-lined versions) have been amended to comply with the requirements of the Act, and a Resolution for consideration has been included.

Staff will provide an overview Thursday evening.
Thank You.

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