

AN ORDINANCE

of the City Council of the City of Berkley, Michigan  
Amending Section 90-17 of Article II of Chapter 90, Planning,  
of the City of Berkley Code of Ordinances to  
Modify and Update Planning Commission Appointment and Qualification Requirements in Accordance with  
the Michigan Planning Enabling Act, 2008 PA 33, as amended.

**THE CITY OF BERKLEY ORDAINS:**

**SECTION 1:** Section 90-17 of Article II of Chapter 90 of the Berkley Code of Ordinances shall be amended, as follows:

**ARTICLE II. – PLANNING COMMISSION**

**Sec. 90-17. – Appointment; qualifications.**

The nine members of the planning commission shall be appointed by the mayor with the approval of the council, and one member of the planning commission may be a member of the zoning board of appeals. No person shall be eligible for appointment who is not a qualified elector of the city and a citizen of the United States. Members shall be representative of important segments of the community such as the economic, governmental, educational, and social development of the City, in accordance with the major interests as they exist in Berkley such as agriculture, natural resources, recreation, education, public health, government, transportation, industry and commerce. The membership shall also be representative of the entire territory of the City of Berkley to the extent practicable.

**SECTION 2:** Severability Clause

Should any word, phrase, sentence, paragraph, or section of this Ordinance be held invalid or unconstitutional, the remaining provisions of this ordinance shall remain in full force and effect.

**SECTION 3:** Effective Date

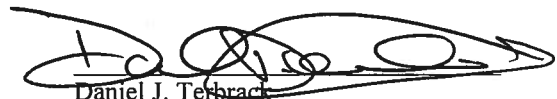
This Ordinance shall become effective 30 days following the date of adoption.

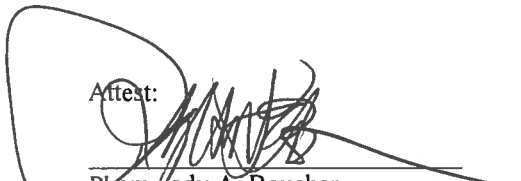
**SECTION 4:** Publication

The City Council directs the City Clerk to publish a summary of this ordinance in compliance with Public Act 182 of 1991, as amended, and Section 6.5 of the Berkley City Charter.

Introduced on the First Reading at the Regular City Council Meeting on Monday, September 17, 2018.

Adopted on the Second Reading at the Regular City Council Meeting on Monday, October 8, 2018.

  
Daniel J. Tefbrack  
Mayor

Attest:  
  
Phommady A. Boucher  
City Clerk