

## **Chapter 9**

### **PLANNING COMMISSION**

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[HISTORY: Adopted by the Mayor and Council of the Town of Millington 11-04-1974; amended in its entirety 07-05-1989 by Ordinance No. 7-89. Subsequent amendments noted where applicable.]

#### **GENERAL REFERENCES**

Subdivision of Land - See Chapter 66.

Zoning - See Chapter 80.

**§ 9-1. Creation**

Pursuant to the authority and provisions of Article 66B of the Annotated Code of Maryland (1952 Edition), there is hereby created a Municipal Planning Commission for the Town of Millington. Such Commission shall be known as the “Millington Planning Commission” and is hereafter referred to as the “Planning Commission”

**§ 9-2. Composition; appointment; terms; vacancies; compensation.**

- A. The Planning Commission shall consist of five (5) members.
- B. The members shall be appointed by the Mayor and Council from among the residents of the Town of Millington or Millington Postal Code 21651 must be vested in the Town through property or business ownership. The terms of such members shall be five (5) years or until their successors take office; provided, however, that the terms of the five (5) members first appointed by the Mayor and Council of Millington shall be one (1), two (2), three (3), four (4) and five (5) years respectively, from the effective date of creation of the Planning Commission, and shall be specified by the Mayor and Council of Millington at the time of appointment.
- C. A vacancy occurring prior to the expiration of the term for which a member of the Planning Commission is appointed shall be filled in the manner of original appointment.
- D. Members may, after a public hearing, be removed for cause by the Mayor and Council.
- E. Members of the Planning Commission shall serve without compensation.

**§ 9-3. Chairman.**

The Planning Commission shall elect a Chairman from among its members. The term of the Chairman shall be one (1) year with eligibility for reelection.

**§ 9-4. Rules for transaction of business.**

The Planning Commission shall adopt rules for the transaction of its business.

**§ 9-5. Powers and duties.**

The Planning Commission shall have the powers and duties as now or hereafter provided for in Article 66B of the Annotated Code of Maryland (1957 Edition, as amended).

**§ 9-6. Public hearings; method of adoption.**

- A. Public hearings.
  - (1) The Planning Commission shall hold public hearings on all plans, regulations and other proposals for which such hearings are required under Article 66B of the Annotated Code of Maryland (1957 Edition, as amended). The Planning Commission shall give at least fifteen (15) days notice of such hearings by an advertisement published in a newspaper of general circulation in the town and in an area around the town within one (1) mile from the corporate limits. Such notice shall include the time and place of the hearing, a description of the summary of the proposals to be considered at the hearing, and a place where a copy of such proposals can be obtained. At any such hearings interested persons shall be afforded an

opportunity to submit data, views or regulations with respect to the proposals under consideration.

(2) A written record shall be prepared of any public hearing held by the Planning Commission.

B. Any regulations or other proposals in connection with planning and zoning that are adopted by the Planning Commission shall be adopted by a ye or nay vote in open session.

**§ 9-7. Duties of Town Clerk and Attorney filing of materials.**

A. The Town Clerk or Town Administrator shall be the chief executive officer of the Planning Commission, and the Appointed Attorney shall serve as attorney for the Planning Commission.

B. All applications, plate, maps and other matters required to be filed with the Planning Commission by Article 66B of the Annotated Code of Maryland (1957 Edition, as amended) or regulations adopted pursuant thereof shall be deemed filed when filed with the Town Clerk, and he shall be responsible for presenting all such applications, plate, maps and other matters to the Planning Commission for its consideration for action.

**§ 9-8. Duties of Commission.**

The Planning Commission shall make and approve a plan known as the Comprehensive Plan, to be recommended to the Mayor and Council of Millington for adoption and which shall serve as a guide to decisions to ensure the development of public and private property both inside of the Town of Millington and surrounding areas ~~within one (1) mile outside of its boundaries~~ which, in the judgment of the Planning Commission, bear relation to the planning responsibilities of the Commission. The plan shall contain as a minimum the elements set forth in § 3.05 of Article 66B of the Annotated Code of Maryland. Also, as provided in said § 3.05, it shall be the duty of the Planning Commission to recommend the boundaries of the various zoning districts and appropriate regulations to be enforced therein, in order that the Mayor and Council may avail themselves of the zoning powers conferred by the Maryland Code. The Planning Commission shall make a preliminary report and hold at least one (1) public hearing thereon before submitting its final report, and the Mayor and Council shall not hold public hearings or take action until the final report of the Planning Commission has been received.

The Planning Commission shall review and amend as needed the Subdivision Ordinance and the Zoning Ordinance to correspond with the Comprehensive Plan. The Planning Commission shall prepare an official map of transportation facilities, establishing local jurisdiction authority to protect future rights-of-way from development, that is linked to the Comprehensive Plan.

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