

ORDINANCE NO. 53

TOWN PLANNING COMMISSION

The Town Board of the Town of Geneva, Walworth County, Wisconsin, does ordain as follows:

Section 1. Authority.

This Ordinance is adopted pursuant to authority granted in Sections 60.10(12), 61.35, 62.23(1), and 236.45, Wisconsin Statutes, the same hereby establishing the Town of Geneva Planning Commission.

Section 2. Membership, Appointment, and Term of Office.

- A. The Planning Commission (hereinafter called "The Commission") shall consist of a total of seven (7) members including one (1) member of the Town Board of the Town of Geneva and six (6) resident citizens of the Town of Geneva appointed by the Town Chairman with the approval of the Town Board.
- B. The citizen members of the Commission shall be appointed immediately, three (3) citizens for a term of one year and three (3) citizens for a term of two years. The terms shall run to the succeeding May 1, and successive appointments shall be made in April. All subsequent appointments shall be for a term of two years. Members shall serve until their successors have been appointed.
- C. Appointments to fill a vacancy shall be for the remainder of the unexpired term.
- D. All members shall serve without compensation.

Section 3. Organization, By-Laws and Meetings.

- A. As soon as possible after its initial appointment and following each appointment of members to full terms, the Commission shall establish officers. The Chairman of the Commission shall be the Town Board representative. A Vice Chairman shall be elected by majority vote of the members, and such other officers shall be elected as the Commission deems necessary.
- B. The Secretary of the Commission may be a non-member of the Commission and, if so, shall have no vote.
- C. The Commission may adopt such by-laws governing the conduct of its business as it, from time to time, deems proper and necessary. The adoption and amendment of by-laws shall be by a majority vote of the Commission provided, however, that every member of the Commission shall be furnished a copy of such proposed by-laws or amendments at least ten (10) days before consideration for adoption.

- D. The Commission shall meet on a regular monthly basis at a time convenient to a majority of the members and at such other times as may be agreed to by a majority of the Commission. Said meeting shall be open to the public and written minutes of each meeting shall be kept by the Secretary and be made available to the public upon request.

Section 4. Powers.

The Commission shall have such powers as may be necessary to enable it to perform its functions and duties and promote municipal planning. Such powers shall include the following:

- A. The Commission may call upon any official or employee of the Town of Geneva, Walworth County, or the Southeastern Wisconsin Planning Commission for aid and advice upon any matter properly within the scope of interest of the Commission.
- B. The Commission may secure technical assistance or service only upon authority from and within appropriations from the Town Board.
- C. The Commission, its members and employees, may enter upon any land in the performance of its functions, make examinations and surveys, and place and maintain necessary monuments and marks thereon, except that in such event, the Commission, its members and employees, shall be responsible and make restitution for any damages sustained by a property owner or occupant by virtue of such entry and shall forthwith pay the same.
- D. Make reports and recommendations relating to the plan and development of the Town of Geneva to the Town Board.
- E. Exercise such other powers germane to the powers granted by the State of Wisconsin and by this Ordinance as may, from time to time, be conferred upon the Commission by the Town Board.

Section 5. Duties.

- A. The Commission shall adopt and recommend to the Town Board, statements, policies, and plans for the future development of the Town.
- B. The Commission shall advise the Town Board on matters pertaining to the subdivision and development of land in the Town as provided by Ordinance.

Section 6. Annual Report.

The Commission shall, unless waived by the Town Board, submit an annual report in writing to the said Town Board not later than two (2) weeks before the annual Town Meeting.

Section 7. Severability.

If any Section, Subsection, Sentence, Clause, or Phrase of this Ordinance is for any reason held to be invalid or unconstitutional by reason of any decision of any court of competent jurisdiction, such decision shall not affect the validity of any other Section, Subsection, Sentence, Clause, or Phrase hereof. The Town Board of the Town of Geneva hereby declares that it would have passed this Ordinance and each Section, Subsection, Sentence, Clause, Phrase, or Portion thereof irrespective of the fact that any one or more Sections, Subsections, Sentences, Clauses, Phrases, or Portions thereof may be declared invalid or unconstitutional.

Section 8. Effective Date.

This Ordinance shall be effective from and after its adoption by the Town Board and its posting or publication thereof as provided by the Statutes of the State of Wisconsin.

Adopted this 10th day of October, 1994.

THE TOWN BOARD OF THE TOWN OF GENEVA
WALWORTH COUNTY, WISCONSIN

Richard Ploch, Chairman (Signature on File)

Richard P. Behof, Supervisor (Signature on File)

Kenneth W. Piantino, Supervisor (Signature on File)

ATTEST:

Warren Schinke, Clerk (Signature on File)