

Ordinance No. 491

An Ordinance to amend Section 58-2 A of the Code of the City of New Castle to modify the manner in which individuals may be removed for cause from the Planning Commission.

WHEREAS, the Mayor and Council of the City of New Castle desire to make certain amendments to Section 58-2 of the City Code relating to the Planning Commission of the City of New Castle;

NOW, THEREFORE BE IT ORDAINED by the Council of the City of New Castle, the following:

SECTION 1: Section 58-2 A. of the Code of the City of New Castle is hereby amended and restated so that such Section shall read, in its entirety, as follows:

§ 58-2. MEMBERS; APPOINTMENT; TERM; REMOVAL.

- A. Said Commission shall consist of nine members to be appointed by The Mayor of New Castle, subject to confirmation by the City Council of New Castle, for a term of three years, excepting that the terms of the original members of the Commission shall expires as indicated in Subsection B hereof. Any member of the Commission may be removed for cause, after a public hearing, by resolution of City Council. Vacancies occurring otherwise than by expiration of term shall be filled by appointment of the Mayor, subject to confirmation by the City Council. Said Commission shall elect annually a Chairman and a Secretary from among its own number, and may employ experts, clerical and other assistants to the extent that its fiscal appropriations shall permit.

SECTION 2: Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The Mayor and Council hereby declare that they would have passed this Ordinance and each section, subsection, sentence, clause or phrase irrespective of the fact that any one or more thereof is declared unconstitutional or invalid.

SECTION 3. Repealer. Ordinances or parts of Ordinances in conflict herewith are hereby repealed; provided that any such repeal shall not abate a right of action already accrued under any repealed Ordinance.

SECTION 4. This Ordinance shall become effective immediately upon passage.

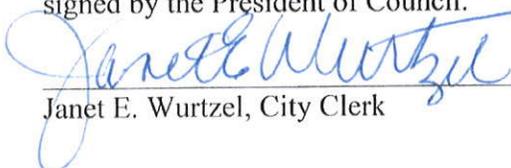
First Reading: October 24, 2013

Second Reading: October 30, 2013

Signed: 

William J. Barthel, Council President

I hereby certify that the foregoing Ordinance was duly approved by the Council of the Mayor and Council of New Castle upon the dates above set forth and signed by the President of Council.


Janet E. Wurtzel, City Clerk

Approved this 30th day of OCTOBER, 2013


Donald A. Reese, Mayor