

Ordinance No. 519

An Ordinance to amend Section 58-2 A of the Code of the City of New Castle to change the titles of the Planning Commission Chairman to “Chairperson” and the Planning Commission Secretary to “Vice-Chairperson”.

WHEREAS, the City Council of City of New Castle desires to make certain amendments to Section 58-2 A 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 as determined 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 Chairperson and a Vice-Chairperson from among its own number, and may employ experts, clerical and other assistants to the extent that is 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 City Council hereby declares that it

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 Ordinances or parts of Ordinances in conflict herewith are hereby repealed; provided that any such repeal shall not abate a right of action already accrued under any repealed Ordinance.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. Effective Date. This Ordinance shall become effective immediately upon passage.

First Reading: April 9, 2019

Second Reading: _____, 2019

Signed this ____th day of _____, 2018

Linda Ratchford, President of Council

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.

Brian G. Whitaker, City Clerk

Approved this _____ day of _____, 2019