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Rapid City, SD Code of Ordinances

2.60.010 Created–Jurisdiction.

There is created a Planning Commission for the city, and for land within 3 miles of its corporate limits and not located within any other municipality.

(Ord. 6251 (part), 2018: prior code § 2-236)

2.60.020 Members–Appointment–Qualifications.

A. *Regular members.* The City Planning Commission shall consist of 9 members appointed by the Mayor, subject to the approval of the Common Council. Eight of the members shall be resident electors of the city; 1 of the members shall reside outside the city limits, but within the 3-mile subdivision jurisdiction of the city. Members of the Planning Commission shall be qualified by knowledge or experience to act in matters pertaining to the development and administration of a comprehensive plan of development for the city, and shall not hold any elective office in the municipal government. It shall be an objective to have at least 1 member of the Planning Commission be a resident of each of the wards of the city. Therefore, in appointing members of the Planning Commission, due regard shall be given to obtaining representation from all 5 wards.

B. *Alternate members.* There will also be appointed 2 alternate members to the Planning Commission. The alternate members shall be appointed in the same manner as the regular members and shall have the same qualifications. The alternate members must be residents of the city. The alternate members should attend every meeting as though they were regular members of the Planning Commission. The alternate members can participate and vote at the meeting only when there is an absence or recusal at the meeting that results in less than 9 members being present or voting on a particular matter. Each alternate member shall be designated as either the first or second alternate, with the first alternate participating to fill the first seat that is vacant, and the second alternate participating if there are any additional vacancies. If a regular member should leave during a meeting and the alternate members are not already participating, then the alternates may fill the seat in the same manner as previously described.

C. *Council liaison.* Council shall designate 1 of its members as a non-voting liaison to the Planning Commission.

(Ord. 6251 (part), 2018: Ord. 6036 (part), 2015: Ord. 5096 (part), 2005: Ord. 3531, 2000: Ord. 3219 (part), 1995: Ord. 2969 (part), 1992: prior code § 2-237(a))

2.60.030 Members–Terms.

Each member appointed to the Planning Commission, including alternate members, shall be appointed for a term of 3 years to expire October 1 of the third year; provided, nonetheless, that the Mayor shall make such appointments for shorter terms as shall be appropriate to establish a pattern whereby the terms of 3 or 4 members of the Commission expire on October 1 of each year.

(Ord. 6251 (part), 2018: Ord. 6036 (part), 2015: Ord. 5997, 2014; Ord. 5096 (part), 2005: Ord. 3219 (part), 1995: prior code § 2-237(b))

2.60.040 Members–Removal.

The Mayor with the confirmation of the Common Council, shall after public hearing have authority to remove any member of the Planning Commission for cause which cause shall be stated in writing and made a part of the record of the hearing.

(Ord. 6251 (part), 2018: prior code § 2-237(d))

2.60.050 Vacancies.

Any vacancy in a membership on the Planning Commission shall be filled for the unexpired term in the same manner as for appointment.

(Ord. 6251 (part), 2018: prior code § 2-237(c))

2.60.060 Compensation.

All members of the Planning Commission shall serve as such without compensation, except for actual expenses, which shall be subject to approval of the Common Council.

(Ord. 6251 (part), 2018: prior code § 2-237(e))

2.60.070 Organization.

Upon appointment the Planning Commission shall be called together by the Mayor and shall organize by electing a Chairperson from among its members for a term of 1 year with eligibility for reelection, and may fill such other of its offices as it may create in a manner prescribed by the rules of such Planning Commission.

(Ord. 6251 (part), 2018: prior code § 2-238)

2.60.080 Contracts.

All contracts and agreements relating to the work of the Planning Commission and for services or materials required by it shall be made by the Common Council or by the Community Development Director in accordance with Chapter 3.04.

(Ord. 6251 (part), 2018: prior code § 2-242)

2.60.090 Meetings–Rules.

The Planning Commission shall hold at least 1 regular meeting each month. It shall adopt such rules for transactions, findings and determinations which shall be a public record. Attendance of 5 or more members constitutes a quorum of the Planning Commission. A motion passes upon a majority vote of the Planning Commission members in attendance, except as provided below.

If the Planning Commission is acting as the Zoning Board of Adjustment pursuant to § 17.54.010B., the concurring vote of at least 2/3 of the members of the Board is necessary to decide in favor of the applicant on an appeal, special exception, or variance. Accordingly, no such action may be taken unless 6 members of the Board are in attendance at the public hearing. For any other purpose, a quorum of the Board for any other action is 5 members, and any motion other than one regarding an appeal, special exception, or variance passes upon majority vote of the members in attendance.

(Ord. 6251 (part), 2018: Ord. 6036 (part), 2015: prior code § 2-239)

2.60.100 Miscellaneous powers.

The Rapid City Planning Commission shall have all powers heretofore granted to zoning commissions and shall also be the Zoning Commission of the city. The Planning Commission may make reports and recommendations relating to the plan and development of the municipality to public officials and agencies, public utility companies, civic, educational, professional and other organizations and citizens. It may recommend to the executive or legislative officials of the city programs for public improvements and the financing thereof. All public officials shall, upon request, furnish to the Planning Commission, within a reasonable time, such available information as it may require for its work.

(Ord. 6251 (part), 2018: prior code § 2-246)