

A RESOLUTION AMENDING THE JOINT PLANNING AGREEMENT RELATED TO TRANSITION AREA
REPRESENTATION ON THE CHAPEL HILL PLANNING COMMISSION
AND BOARD OF ADJUSTMENT

WHEREAS, the Joint Planning Agreement calls for the Chapel Hill Planning Board [Commission] and Board of Adjustment membership to have representation from the Joint Planning Area (JPA); and

WHEREAS, on October 15, 2014, the Town the enacted an Ordinance expanding the Town's Extraterritorial Jurisdiction (ETJ) area by reducing the Joint Planning Area (JPA) and the associated population who might serve as members of the Planning Commission and Board of Adjustment; and

WHEREAS, the Town of Chapel Hill has proposed an amendment to the Joint Planning Agreement to modify the requirement for representation from the Joint Planning Area; and

WHEREAS, the Town of Carrboro Board of Aldermen, the Town of Chapel Hill Town Council and the Orange County Board of County Commissioners held a public hearing on October 15, 2015 to receive public comment in consideration of the proposed amendment.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Town of Carrboro Board of Aldermen approves an amendment to Section 2.7 of the Joint Planning Area Agreement to read as follows:

Section 2.7 Representation of Transition Area Residents

Chapel Hill: Chapel Hill shall revise its Land Use Development Ordinance to provide that in addition to one Extraterritorial Jurisdiction representative on the Planning Board and Board of Adjustment that the County Commission appoints one additional representative from the Joint Planning Area or the Extraterritorial Jurisdiction. If an appointment by the County Commission is unable to be secured within 90 days of a vacancy, the Town Council may fill the vacant seat with a Chapel Hill resident. Chapel Hill shall notify Orange County of any vacancies for which Orange County is to make an appointment, within ten days of a vacancy. At the request of the County Commission, the Town Council may extend the 90 day time limit.

Carrboro: Carrboro shall revise its Land Use Ordinance to provide that at least one resident of Town's Transition area shall be appointed to the Town's respective planning board and board of adjustment, in the same manner as representation of extraterritorial planning area residents is provided for in the Town's ordinance.

(DELETED TEXT)

~~Section 2.7 Representation of Transition Area Residents~~

~~Chapel Hill shall revise its Land Development Ordinance and Carrboro shall revise its Land Use Ordinance to provide that at least one resident of each town's respective Transition area shall be appointed to each town's respective planning board and board of adjustment, in the same manner as representation of extraterritorial planning area residents is provided for in each Town's ordinance.~~

This the 24th day of November, 2015.