

Underline indicates proposed new text, strike through indicates proposed deleted text

## RESOLUTION A

### A RESOLUTION AMENDING THE JOINT PLANNING AREA AGREEMENT REGARDING THE TOWN OF CHAPEL HILL PLANNING COMMISSION MEMBERSHIP AND BOARD OF ADJUSTMENT MEMBERSHIP

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

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

WHEREAS, the Council of the Town of Chapel Hill, the Carrboro Board of Alderman and the Orange County Board of Commissioners has considered a proposed amendment to the Joint Planning Area Agreement with respect to the Joint Planning Area representation on the Chapel Hill Planning Board and Chapel Hill Board of Adjustment; and

WHEREAS, the Council finds that the amendment is warranted as conditions have changed regarding the Extraterritorial Jurisdiction and Joint Planning Area population in relation to the Town corporate limit population.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Chapel Hill Town Council 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.~~

BE IT FURTHER RESOLVED that the Council authorizes the Town Manager to execute on behalf of the Town an amendment to the Joint Planning Area Agreement incorporating this change.

This the 9<sup>th</sup> day of November, 2015.