

**ORDINANCE OF SUMMERS COUNTY, WEST VIRGINIA
TO ADOPT THE
SUMMERS COUNTY, WEST VIRGINIA COMPREHENSIVE PLAN
TITLED: "SUMMERS COUNTY, WEST VIRGINIA COMPREHENSIVE PLAN 2016"**

Whereas, the Summers County, West Virginia (County) is a county in West Virginia;

Whereas, the County has established a planning commission (Planning Commission) pursuant to West Virginia Code 8A-2-1, *et seq*;

Whereas, the Planning Commission has caused to be drafted a Comprehensive Plan pursuant to West Virginia Code 8A-3-1, *et seq*;

Whereas, the County hereby adopts the Comprehensive Plan, "Summers County, West Virginia Comprehensive Plan 2016"

Section 1: TITLE and PURPOSE

The title of this ordinance is the Summers County, West Virginia Comprehensive Plan Ordinance. The purpose of this ordinance is for the Summers County, West Virginia County Commission to lawfully adopt a comprehensive plan as authorized pursuant to West Virginia Code 8A-3-1, *et seq*.

Section 2. AUTHORITY

The County has the authority pursuant to West Virginia Code Chapter 8A to adopt this Ordinance.

Section 3. ADOPTION OF ORDINANCE

This ordinance is adopted by majority of the County Commission members with a quorum present and voting and proper notice having been given.

Section 4. PUBLIC PARTICIPATION

The Planning Commission has adopted written procedures designed to foster public participation in every stage of the preparation of a comprehensive plan.

Section 5. PLANNING COMMISSION RECOMMENDATION

The Planning Commission, by a majority vote, recorded in its official minutes, has recommended to the County Commission the adoption of the Comprehensive Plan and has duly presented the Comprehensive Plan to County Commission at regularly scheduled meeting of County Commission held on November 9, 2016.

Section 6. PUBLIC HEARING

County Commission of the Summers County, West Virginia held at least one public hearing on the ordinance on December 14, 2016 at 10 AM, with notice in compliance with the requirements of West Virginia Code 8A-3-

Section 7. ADOPTION OF SUMMERS COUNTY COMPREHENSIVE PLAN

Summers County Commission by enactment of this ordinance, formally adopts the document entitled "Summers County, West Virginia Comprehensive Plan 2016" as the Comprehensive Plan authorized by West Virginia Code 8A-3-1, *et seq.*

Section 8. SEVERABILITY

If any provision of this ordinance or its allocation to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

Section 9. EFFECTIVE DATE

The County Clerk shall properly post this ordinance and a copy of the Comprehensive Plan shall be filed with at least all of the entities specified pursuant to West Virginia Code 8A-3-9.

First Reading: December 14, 2016

Second Reading: January 11, 2017

Adopted this the 11th day of Jan, 2017

Attest:

Commission President, *John McJannet*

Attest: *Bill Ryker*
Commission Member:

Attest: *Tom Walker*
Commission Member:

Attest: *Mary E. Merritt*
County Clerk, Mary Beth Merritt

