

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE BOARD OF CITY COMMISSIONERS FOR THE CITY OF MANGUM, OKLAHOMA, AMENDING TITLE 2, CHAPTER 2, SECTIONS 2-2-1 THROUGH 2-2-5 ALLOWING THE BOARD OF COMMISSIONERS TO SERVE AS THE PLANNING AND ZONING COMMISSION; AMENDING TITLE 12, CHAPTER 1, SECTION 12-1-7 TO ALLOW THE BOARD OF COMMISSIONERS TO MAKE ZONING VARIANCES; AMENDING TITLE 12, CHAPTER 1, SECTION 12-1-9(A) TO ALLOW THE BOARD OF COMMISSIONERS TO MAKE ZONING AMENDMENTS; AMENDING TITLE 12, CHAPTER 3, SECTION 12-3-2(D) STRIKING "PLANNING COMMISSION"; PROVIDING SEVERABILITY; AMENDING ALL ORDINANCES, POLICIES, OR RESOLUTIONS AT VARIANCE; AND DECLARING AN EMERGENCY**

NOW THEREFORE, be it ordained by the Mayor and the Board of Commissioners of the City of Mangum, Oklahoma, the following:

**Section 1.** Title 2, Chapter 2, Section 2-2-1 is amended to read as follows:

2-2-1. Commission created, membership, appointment and term; compensation.

The Planning and Zoning Commission shall be made up of the Mayor and the Board of Commissioners. Each member shall hold office for the duration of their term as the Mayor or Commissioner, respectively. The Mayor and the Commissioners will receive no additional compensation for their service as members of the Planning and Zoning Commission.

**Section 2.** Title 2, Chapter 2, Section 2-2-2 is amended to read as follows:

2-2-2 . Vacancies

Vacancies occurring will be filled as set forth in Article 5 § 4 and Article 2, § 18 of the Mangum City Charter.

**Section 3.** Title 2, Chapter 2, Section 2-2-3 is amended to read as follows:

(a) Officers. The Mayor will serve as the chair and the Vice-Mayor will serve as the vice-chair of the Planning and Zoning Commission. The City Clerk will serve as the Secretary.

(b) Meetings. The Planning and Zoning Commission will meet monthly during the regular city meeting as a regular agenda item. Rules governing quorum, the calling of a special meeting, and minute taking shall be consistent with all rules governing a regular meeting and will be subject to the Open Meetings Act.

**Section 4.** Title 2, Chapter 2, Section 2-2-4 is amended to read as follows:

(a) Appoint Personnel; expenditures. The Planning and Zoning Commission shall have the power and authority to employ planners, engineers, attorneys, clerks and other help deemed necessary within the limits of appropriations. In addition, the Planning and Zoning Commission may incur necessary expenses within the limits of its appropriation to carry out its purposes and responsibilities.

(b) Comprehensive Plan.

(1) The Planning and Zoning Commission shall have the power to adopt a Comprehensive Plan for the physical development of the City. The Planning and Zoning Commission may consider and investigate any subject matter tending to the development and betterment of the City. The Planning and Zoning Commission may make or cause to be made surveys, studies, maps, and plans in the conduct of its activities.

(2) In the preparation of the plan, the Planning and Zoning Commission shall make careful and comprehensive surveys and studies of present conditions and future growth of the City and with due regard to its relation to neighborhood territory. The plan shall be made with the general purpose of guiding and accomplishing a coordinated, adjusted and harmonious development of the City and its environs which will, in accordance with present and future needs, best promote health, safety, morals, order, convenience, prosperity and general welfare, as well as efficiency and economy in the process of development, including, among other things, adequate provisions for traffic, the promotion of safety from fire and other dangers, adequate provisions for light and air, the promotion of healthful and convenient distribution of population, the promotion of good civic design and arrangement and wise and efficient expenditure of public funds.

(c) The Planning and Zoning Commission may prepare and adopt rules and regulations governing the subdivision of land within the corporate limits of the City. The Planning and Zoning Commission shall, with the help of appropriate City officials, check the proposed dedications or subdivisions of land and other elements of the Comprehensive Plan for the City. The disapproval of any plan, plat or replat by the Planning and Zoning Commission shall be deemed a refusal of the dedications

shown thereon. No plat or replat or subdivision of land, or dedication of street, alley or other easements shall be entitled to record unless it bears the signature of the Mayor, attested by the City Clerk, certifying the approval and acceptance thereof by the Board of Commissioners.

**Section 5.** Title 2, Chapter 2, Section 2-2-5 is amended to read as follows:

2-2-5. Powers of Zoning

(a) The Planning and Zoning Commission shall have the authority and duty to adopt zoning plans to regulate and restrict the height, number of stories, size of yards, courts and other open spaces, the density of population, and the location and use of buildings, structures, and land for trade, industry, residence, or other purposes. The Planning and Zoning Commission shall have the authority, duty, responsibility, power, and functions as set forth in the laws of the State of Oklahoma or City Ordinances with respect to zoning.

(b) The Planning and Zoning Commission may recommend the division of the City into districts of number, size, and area as may be deemed best suited to carry out the zoning plan. All regulations shall be uniform for each class or kind of building throughout each district, but the regulations in one district may differ from those in other districts.

**Section 6.** Title 12, Chapter 1, Section 12-1-7 is amended to read as follows:

12-1-7. Variances

The Board of Commissioners, as the Planning and Zoning Commission, may, in specific cases, after public notice and hearing, subject to appropriate conditions and safeguards, determine and vary the application of the use district regulations herein established in harmony with their general purpose and intent as follows:

- (1) Permit the extension of a building or use into a more restricted district;
- (2) Permit the extension of a nonconforming use or building upon the lot occupied by the use or building at the effective date hereof;
- (3) Permit in a use district any use in general keeping with the uses authorized in the district;

(4) Grant in undeveloped sections of the City temporary and conditional permits for not more than two years for structures and uses that do not conform to the regulations herein prescribed for the use districts in which they are to be located; and

(5) Permit in any use district any use that will not seriously injure the appropriate use of neighboring property.

**Section 7.** Title 12, Chapter 1, section 12-1-9(a) is amended to read as follows:

(a) General procedures. The Board of Commissioners, as the Planning and Zoning Commission, may, from time to time, or on its own motion or petition, after public notice and hearing, amend the regulations and districts herein established. Any amendment that has failed to receive the approval of the Planning and Zoning Commission by a three-fifths vote shall not be passed.

**Section 8.** Title 12, Chapter 3, Section 12-3-2(d) is amended to read as follows:

(d) Designation and rezoning. Any petition, motion, notices, and ordinances necessary to rezone or redistrict use U-1, U-2, U-3 or U-4 to another use must designate the use by class and group as classified in section 12-2-1 of this title. The proposed amendment or petition for rezoning or redistricting to another class and use must designate one or more of the uses under U-1, one or more of the uses under U-2, one or more of the uses under U-3 and one or more of the uses under U-4, all set out in section 12-2-2 of this title.

### **Section 9. Severance**

If any court with proper jurisdiction or any act by any legislature makes any provision of this ordinance invalid, the remainder of such ordinance will remain in full force and effect.

### **Section 10. Repealer**

That all ordinances or parts of ordinances in conflict with this ordinance are repealed and amended to reflect the changes provided by this ordinance.

### **Section 11. Emergency Clause**

It being immediately necessary for the preservation of public peace, health, and safety of the City of Mangum, Oklahoma, and its inhabitants, an emergency is declared to exist. By reason of the emergency, it is necessary that this ordinance goes into effect and be in force immediately upon its passage and publication.

## Section 12. Publication

The City Clerk is authorized and directed to publish this ordinance in accordance with 11 O.S. § 14-106 & 14-107 in the Mangum Star-News within 15 days of its adoption and cause proof of such publication to be attached to this ordinance.

☐ ADOPTED and EMERGENCY DECLARED by three-fourths of all members of the Board of Commissioners this \_\_\_\_ day of \_\_\_\_\_, 2025.

☐ ADOPTED without emergency declared by three-fourths of all members of the Board of Commissioners this \_\_\_\_ day of \_\_\_\_\_, 2025. If no emergency declared, this ordinance will be effective 30 days after the passage of this Ordinance.

\_\_\_\_\_  
Jackie Menasco, Mayor

Attest:

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Brittany McClintock, Interim City Clerk