

ORDINANCE NO. 153

AN ORDINANCE BY THE TOWN BOARD OF THE TOWN OF BATTLE GROUND, ESTABLISHING THE NUMBER OF MEMBERS, THE REPRESENTATION AND THE QUALIFICATION OF MEMBERS OF THE TIPPECANOE COUNTY AREA PLAN COMMISSION.

WHEREAS, the TOWN OF BATTLE GROUND has heretofore, pursuant to Indiana Code 18-7-4-4, adopted an Ordinance to participate in the establishment of the Area Plan Commission of Tippecanoe County; and

WHEREAS, Indiana Code 18-7-4-8 establishes the representation and membership of such Area Plan Commission; and

WHEREAS, Indiana Code 18-7-4-8.5 authorizes all the legislative bodies who had adopted an ordinance pursuant to Indiana Code 18-7-4-4 in counties between 108,000 and 114,500 population to adopt a similar ordinance and change the representation on such Area Plan Commission as to number and qualifications; and

WHEREAS, Tippecanoe County by reason of its population is thereby authorized upon adoption of an ordinance by all the legislative bodies who are participants in said Area Plan Commission to change said representation:

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BATTLE GROUND, TIPPECANOE COUNTY, INDIANA AS FOLLOWS:

SECTIONS 1-4. Replaced by [Ordinance No. 234](#), adopted 3/3/1986.

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SECTION 1, Sections a-g, before replacement:

SECTION 1. That the representation, both as to the number of members and the qualification of members of the Area Plan Commission of Tippecanoe County, Indiana, be pursuant to Indiana Code 18-7-4-8.5, fixed at a total of 15 members to be determined as follows:

- a. Two representatives who shall be a member of the Tippecanoe County Board of Commissioners, and who shall be chosen by such Board of Commissioners and whose term shall be fixed by such Board, but shall not exceed their term as such Commissioner.
- b. Two representatives who shall be a member of the Tippecanoe County Council, and who shall be chosen by such County Council, and whose term shall be fixed by such Council, but shall not exceed his term on such Council.
- c. A representative who shall be an elected official who shall be appointed by the Mayor of the City of Lafayette, Indiana, and whose term shall correspond to his office as such elected official.
- d. One representative who shall be a member of the City Council of the City of Lafayette, Indiana, and who shall be chosen by such City Council, and whose term shall be fixed by such Council, but shall not exceed his term on such council.
- e. A representative who shall be an elected official who shall be appointed by the Mayor of the City of West Lafayette, Indiana, and whose term shall correspond to his office as such elected official.
- f. One representative who shall be a member of the Town Board of the Town of Battle Ground, Indiana, and who shall be chosen by such Town Board, and whose term shall be fixed by such Town Board, but shall not exceed his term on such Town Board.
- g. One representative who shall be a member of the Town Board of the Town of Clarks Hill, Indiana, and who shall be chosen by such Town Board, and whose term shall be fixed by such Town Board, but shall not exceed his term on such Town Board.

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SECTION 1, Sections h-k, and SECTIONS 2-4 before replacement:

- h. One representative who shall be a member of the Town Board of the Town of Dayton, Indiana, and who shall be chosen by such Town Board, and whose term shall be fixed by such Town Board, but shall not exceed his term on such Town Board.
- i. Two representatives who shall be citizen members holding no other elected or appointed Municipal, County or State Office who shall be appointed by the Tippecanoe County Board of County Commissioners for an initial term of not more than two years terminating on December 31st of the second year after such initial appointment, and whose successor shall thereafter be appointed for a term of two years.
- j. One representative who shall be a citizen member holding no other elected or appointed Municipal, County or State Office who shall be appointed by the Mayor of the City of West Lafayette, Indiana, for an initial term of not more than two years terminating on December 31st of the second year after such initial appointment, and whose successor shall thereafter be appointed for a term of two years.
- k. Two representatives who shall be citizen members holding no other elected or appointed Municipal, County or State Office who shall be appointed by the Mayor of the City of Lafayette, Indiana, for an initial term of not more than one year terminating on December 31st of the first year after such initial appointment, and whose successor shall thereafter be appointed for a term of two years.

SECTION 2. In no event shall any citizen appointee serve on said Commission for more than two consecutive terms

SECTION 3. In the event any City or Town named herein is not on the effective date of the appointment of the representatives prescribed herein or subsequently withdraws from participation, a participant by ordinance in the Tippecanoe County Area Plan Commission, then the representative or representatives, be they Mayor, City Councilmen Town Board Member, or citizen appointment, shall not be entitled to membership on the Plan Commission and the total membership of the Commission shall be reduced thereby.

SECTION 4. This Ordinance shall be effective on January 1, 1976 or such later date as the governmental units representing two thirds of the membership ratify said Ordinance. Such effective date shall also be subject to the approval of the conditions of said Ordinance by the Attorney General of Indiana and all concerned State and Federal Agencies.

SECTION 5. That subject to the full implementation and enactment of this Ordinance and the transfer of all necessary matters to the jurisdiction of the Tippecanoe County Area Plan Commission the Tippecanoe Council of Governments shall disband and all Ordinances for its creation or implementations shall be repealed.

SECTION 6. The appointment of representatives shall be effective as of the ___ day of _____, 19___, or one month following adoption by all participants, whichever is latest.

PASSED AND ADOPTED BY THE TOWN BOARD OF TRUSTEES
OF THE TOWN OF BATTLE GROUND, INDIANA, ON THE 29th DAY
OF December , 1975.