

**March 2, 2012**

**Article 3.** Shall an ordinance entitled ‘Establishment of the Limerick Planning Board’ be enacted?

1. Establishment. Pursuant to Art. VIII, Pt. 2, Sec. 1 of the Maine Constitution and 30-A M.R.S.A. 3001, the Town of Limerick hereby establishes a planning board. The board which has been acting as a planning board for the Town of Limerick is hereby reestablished as the legal planning board for the purposes of this ordinance. The actions which the board took prior to the adoption of this ordinance are hereby declared to be the acts of the legally constituted planning board of the Town of Limerick.
2. Appointment
  - A. Board member shall be elected by the Town at the annual Town Meeting and sworn by the clerk or other person authorized to administer oaths.
  - B. The board shall consist of five (5) members.
  - C. The term of each member shall be three (3) years.

3. When there is a permanent vacancy, the municipal officers shall within 60 days of its occurrence appoint a person to serve only until the next annual meeting. A vacancy shall occur upon the resignation or death of any member, or when a member ceases to be a legal resident of the town, or when a member fails to attend four (4) consecutive regular meetings, or fails to attend at least seventy-five (75%) of all meetings the preceding twelve (12) month period. When a vacancy occurs, the chairperson of the board shall immediately so advise the municipal officers in writing. The board may recommend to the municipal officers that the attendance provision be waived for the cause, in which case no vacancy will then exist until the municipal officers disapprove the recommendation.
4. Organization and Rules.
  - A. The board shall elect a chairperson and vice chairperson from among its members. The board may either elect a secretary from among its members or the Board of Selectmen may hire a non-board member to serve as secretary.”
  - B. Any question of whether a member shall be disqualified from voting on a particular matter shall be decided by a majority vote of the members except the member who is being challenged.
  - C. The chairperson shall call at least one regular meeting of the board each month.
  - D. No meeting of the board shall be held without a quorum consisting of three (3) members authorized to vote.
  - E. The board shall adopt rules for transaction of business and the secretary shall keep a record of its resolutions, transactions, correspondence, findings and determinations. All records shall be deemed public and may be inspected at reasonable times.
5. Duties; Powers
  - A. The board shall perform such duties and exercise such powers as are provided by Limerick ordinance and the laws of the State of Maine.
  - B. The board may obtain goods and services necessary to its proper function within the limits of appropriations made for the purpose.

Passed 153 Yes / 83 No