

ORDINANCE 291

AN ORDINANCE OF THE CITY OF ELKINS, WEST VIRGINIA, AUTHORIZING THE GOVERNING BODY TO SUBMIT A MUNICIPAL HOME RULE AMENDMENT TO THE APPROVED WRITTEN PLAN TO THE MUNICIPAL HOME RULE BOARD PURSUANT TO THE PROVISIONS OF WEST VIRGINIA CODE § 8-1-5A, GENERALLY, AND § 8-1-5A(f), PARTICULARLY.

WHEREAS, the Common Council has determined to submit a proposed Amendment to the City of Elkins Municipal Home Rule Pilot Program Plan (the “Amendment to Home Rule Plan”); and

WHEREAS, the City Clerk caused to be published a notice of the public hearing on the Amendment to the Home Rule Plan as required by the Act; and

WHEREAS, the City Clerk caused to be published the Notice of Proposed Enactment of the Proposed Ordinance as a Class II Legal Ad on October 18, 2021, and October 25, 2021 in The Inter-Mountain, as required by law; and

WHEREAS, a copy of the Amendment to the written Plan has been available to the public and may be inspected by the public at the office of the City Clerk, 401 Davis Avenue, Elkins, West Virginia; and

WHEREAS, on November 18, 2021, at 6:30 p.m. in the Elkins City Council Chambers, 401 Davis Avenue, Elkins, West Virginia, the Common Council conducted a public hearing, during which interested parties had the opportunity to appear and their comments be heard and considered; and

WHEREAS, this Ordinance was presented to, and passed on first reading by, Council after the public hearing on November 18, 2021; and

WHEREAS, this Ordinance was presented to, and passed on second reading by Council on December 2, 2021.

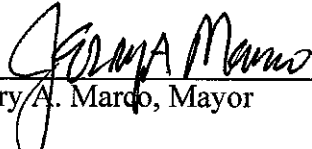
NOW THEREFORE, BE IT ORDAINED and ENACTED by the Common Council of the City of Elkins, that the Mayor, as the certifying official, is hereby directed to make submission to the Municipal Home Rule Board an application for approval for an

Amendment to the City of Elkins Home Rule Plan, pursuant to the rules and regulations found in West Virginia Code § 8-1-5A, generally, and § 8-1-5A(f), particularly (collectively, the "Act"). A copy of the Application is attached hereto and is intended to be read as a part hereof.

BE IT FURTHER ORDAINED, that the Mayor, be and is hereby authorized to execute such Application for and on behalf of the City and to certify this Ordinance to the Municipal Home Rule Board of the State of West Virginia in accordance with the rules and regulations applicable thereto and to take any and all action necessary with respect to said Application and to execute such other documents, hearings, notices, certificates, and affidavits as are necessary or convenient to the filing of such Application.

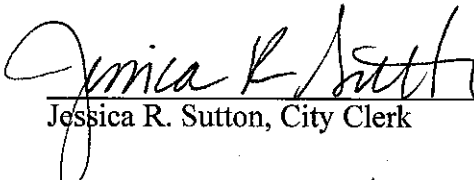
This Ordinance shall become effective upon passage.

CITY OF ELKINS, WEST VIRGINIA



Jerry A. Marco, Mayor

Attest:



Jessica R. Sutton, City Clerk