

ORDINANCE NO. 2016 - 08

AN ORDINANCE TRANSFERRING THE DUTIES OF THE BOARD OF ZONING APPEALS TO THE ZONING COMMISSION

Whereas, Revised Code Section 731.11 provides that the Council may create an administrative board to administer the details of the application of zoning regulations and hear appeals related thereto; and

Whereas, that Section further provides that the powers of such a board may be delegated by this Council to the Planning Commission; and

Whereas, this Council finds and determines that the workload of the Board of Zoning Appeals can, and properly should, be assumed by the Planning and Zoning Commission, which shall hereafter be known as the Zoning Commission; Now, Therefore,

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF NEW LONDON, HURON COUNTY, OHIO, AS FOLLOWS:

Section 1. That, effective from and after January 1, 2017, Section 1103.01 of the Codified Ordinances be, and hereby it is, amended to read as follows:

1103.01 ESTABLISHED.
~~Planning and~~ Zoning Commission for the Village is hereby created and shall have all the powers and duties prescribed by this Zoning Ordinance.

and, throughout the Codified Ordinances of the Village of New London, wherever the term "Planning and Zoning Commission" is used, it shall, be amended to read "Zoning Commission."

Section 2. That, from and after January 1, 2017, the Title of Chapter 1104 of the Codified Ordinances shall be amended to read as follows:

CHAPTER 1104 BOARD OF ZONING APPEALS ADMINISTRATIVE APPEALS AND INTERPRETATIONS

and, Sections 1104.01, 1104.02, 1104.03, 1104.04, and 1104.05, are amended as follows:

1104.01 ADMINISTRATIVE POWERS CREATION OF BOARD OF ZONING COMMISSION APPEALS.
~~THE ZONING COMMISSION~~ A Board of Zoning Appeals is hereby created and shall have all the powers and duties prescribed by Ohio R.C. 713.11 and this Zoning Ordinance. **WHEREVER, THROUGHOUT THE CODIFIED ORDINANCES THE TERM "BOARD OF ZONING APPEALS" MAY APPEAR, THOSE DUTIES AND RESPONSIBILITIES SHALL HEREAFTER BE ASSUMED BY THE ZONING COMMISSION.**

~~1104.02 COMPOSITION AND APPOINTMENT.~~

~~The Board of Zoning Appeals shall consist of five members appointed by the Council. (Ord. 90-01).~~

~~1104.03 ORGANIZATION.~~

~~The Board of Zoning Appeals shall elect a Chairman, and Vice Chairman, prescribe rules for the conduct of its affairs and appoint a Secretary who shall record Board action and votes and provide a copy of the minutes of each meeting to the Village Clerk. Members shall be subject to removal if their attendance falls below 50% of the regularly scheduled meetings. Members of the Board of Zoning Appeals shall serve no more than two (2) consecutive terms at any one time after which they must sit out for one (1) full term before serving again.~~

~~1104.04 QUORUM.~~

~~The Board of Zoning Appeals shall require a quorum of three members at all of its meetings which shall be public, and the concurring vote of three members shall be necessary to affect any order.~~

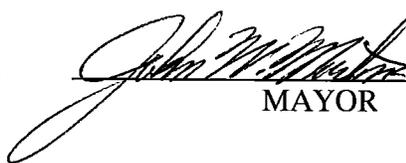
~~1104.05 MEETINGS.~~

~~**FOR PURPOSES OF HEARING MATTERS DESCRIBED IN THIS CHAPTER, the ZONING COMMISSION** Board of Zoning Appeals shall meet at times prior to and coinciding with Village Council meetings with a ten day public notice. Other meetings may be convened at the call of the Zoning Commissioner, its Chairman or two other members, but in no case less than once each year. The person(s) requesting the meeting may request the Fiscal Officer to coordinate the scheduling thereof, give notice of the meeting, and publish or distribute any notices legally required. The Village Solicitor and Zoning Commissioner shall attend a meeting of the Board if requested to do so.~~

Section 3. Effective from and after January 1, 2017, the Board of Zoning Appeals, as it heretofore existed, shall be abolished; and all of the powers, duties, and responsibilities of that Board shall, thereafter, be assumed by the Zoning Commission.

Section 4. That this Ordinance shall take effect at the earliest period allowed by law.

PASSED: August 22, 2014


MAYOR

ATTEST:

Nancy Howell
FISCAL OFFICER