

ORDINANCE 01.2001

AN ORDINANCE AMENDING ARTICLE XXIV, SECTION 24.02 OF THE CITY OF GRAND RIVERS ZONING REGULATION ORDINANCE NUMBER 03-2000.

WHEREAS, the City will from time to time need to make adjustments to the Zoning Ordinance and,

WHEREAS, The City must establish a Board of Adjustment separate and apart from the Planning Commission and,

WHEREAS, Ordinance 03-2000, Article XXIV Section 24.02 must be amended to establish a Board of Adjustment.

NOW THEREFORE BE IT ORDAINED BY THE CITY OF GRAND RIVERS, KENTUCKY.

SECTION 1. There is hereby established a Board of Adjustment in accordance with KRS 100.217.

SECTION 2. The Board of Adjustment shall consist of three (3) members, all of whom must be citizen members and not more than two (2) of whom shall be citizen members of the Planning Commission.

SECTION 3. The Mayor shall be the appointing authority for the Board of Adjustment subject to the approval of the City Council.

SECTION 4. The term of office for the Board of Adjustment shall be four (4) years, but the term of office of members first appointed shall be staggered so that a proportionate number serve one (1), two (2), three (3) and four (4) years respectively.

SECTION 5. Vacancies on the Board of Adjustment shall be filled within sixty (60) days by the appointing authority. If the appointing authority fails to act within that time, the Planning Commission shall fill the vacancy. When a vacancy occur other than through expiration of the term of office, it shall be filled for the remainder of the term.

SECTION 6. All members of the Board of Adjustment, shall before entering upon their duties, qualify by taking the oath of office prescribed by section 228 of the Constitution of the Commonwealth of Kentucky before any Judge, County Executive, Notary Public, Clerk of a Court or Magistrate within the district or county in which he/she resides.

SECTION 7. The appointing authority may remove any member of the Board of Adjustment for inefficiency, neglect of duty, malfeasance or conflict of interest.

SECTION 8. The Board of Adjustment annually shall elect a Chairman, Vice-Chairman and Secretary. Any officer shall be eligible for re-election at the expiration of his/her term.

SECTION 9. Each Board of Adjustment shall conduct meetings at the call of the Chairman who shall give written or oral notice to all members of the board at least seven (7) days prior to the meeting, which notice shall contain the date, time and place for the meeting and the subject or subjects which will be discussed.

SECTION 10. All Boards of Adjustment shall keep minutes and records of all proceedings, including regulations, transactions, findings and determinations and the number of votes for and against each question and shall be available to the general public upon request. A transcript of the minutes of a Board of Adjustment shall be provided if requested by a party at the expense of the requesting party and the transcript shall constitute the record.

SECTION 11. The Chairman of the Board of Adjustment shall have the power to administer an oath to witnesses prior to their testifying before the Board on any issue.

SECTION 12. The Board of Adjustment shall be guided by KRS 100.223 through 100.271.

First reading this 10th day of April, 2001

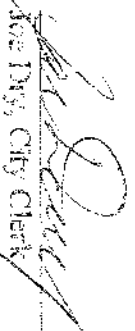
Second reading this 8th day of May, 2001

Published: Livingston Ledger May 18, 2001

Referenced: Minutes Book 1, Page 106


Frank Buchanan, Mayor

ATTEST:


Joe Day, City Clerk

Certification

I, Joe Day, do hereby certify that I am the duly appointed clerk of the City of Grand Rivers, Kentucky, that the foregoing Ordinance is a true and correct copy of an ordinance duly adopted at a meeting of the City Council on May 8, 2001, that the Ordinance referred to therein is in the form presented to said meeting and in the form executed, and the said ordinance appears as a matter of public record in the Official City Ordinance Book and is still in full force and effect.

IN TESTIMONY WHEREOF, witness my signature on this 8th day of May, 2001.


Joe Day, City Clerk