

COUNCIL OF THE TOWN OF LA PLATA
Ordinance No. 08-2

Introduced By: Councilman Vic E. Newman

Date Introduced: January 22, 2008

Planning Commission public hearing: February 5, 2008

Town Council public hearing: February 26, 2008

Amendments Adopted:

Date Adopted: March 25, 2008

Date Effective: April 10, 2008

1 **An Ordinance** concerning

2
3 **Appointments to Board of Appeals**

4
5 **FOR** the purpose of amending the Code of the Town of La Plata to alter the procedure followed to
6 appoint members of the Board of Appeals; providing that the provisions of this Ordinance are
7 severable; and all matters generally relating thereto.

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9
10 **BY** repealing and reenacting with amendments
11 Chapter 191 – ZONING
12 Article VI. Administration and Enforcement
13 Section 191-53B.
14 Code of the Town of La Plata
15 (1998 Edition as amended)

16
17 **SECTION 1. BE IT ENACTED BY THE COUNCIL OF THE TOWN OF LA PLATA,**
18 That Section 191-53B. of the Code of the Town of La Plata (1998 Edition as amended) be and it is hereby
19 repealed and reenacted, with amendments, to read as follows:

20
21 **Chapter 191 ZONING**
22 **Article VI. Administration and Enforcement**

23
24 **191-53 Board of Appeals.**

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26 B. Membership; terms.

27 (1) Membership. The Board of Appeals shall consist of three (3) members. Members shall be

28 appointed by the ((Mayor, confirmed by the)) Town Council and SHALL BE removable for cause
 29 upon written charges and after a public hearing. The Town Council shall appoint one (1) alternate
 30 member who may sit on the Board of Appeals in the absence of any member; and when the alternate
 31 is absent, the Town Council may designate a temporary alternate. If the Board of Appeals is without
 32 sufficient members to hear or decide any matter because of disqualification of so many of its
 33 members, because of conflict of interest or otherwise, that a quorum cannot be obtained, the Town
 34 Council may designate such number of temporary alternates as are necessary to enable the matter to
 35 be heard and decided. Vacancies shall be filled by appointment for an unexpired term.

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38 **SECTION 2. AND BE IT FURTHER ENACTED,** That if any provision of this Ordinance,
 39 or the application thereof to any person or circumstance is held invalid for any reason, such invalidity
 40 shall not affect the other provisions or any other application of this Ordinance which can be given
 41 effect without the invalid provisions or application, and to this end, all the provisions of this
 42 Ordinance are hereby declared to be severable.

44 **SECTION 3. AND BE IT FURTHER ENACTED,** That this Ordinance shall become
 45 effective at the expiration of fifteen (15) calendar days after its approval by the Council.

SEAL:

COUNCIL OF THE TOWN OF LA PLATA

 Gene Ambrogio, Mayor

 James Goldsmith, Councilman

 Scot D. Lucas, Councilman

ATTEST:

 Paretta D. Mudd, Councilwoman

 Judith T. Frazier, Town Clerk
 Date: _____

 Vic E. Newman, Councilman

<p>EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. ((Double Parenthesis)) indicate matter deleted from existing law.</p>
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Underlining indicates amendments to bill.

~~Strike-Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.