

**VILLAGE OF YELLOW SPRINGS, OHIO
ORDINANCE 2019-24**

**REPEALING SECTION 1278.01 “APPOINTMENT, MEETINGS AND QUORUM” OF
THE CODIFIED ORDINANCES OF THE VILLAGE OF YELLOW SPRINGS, OHIO
AND ENACTING NEW SECTION 1278.01 “APPOINTMENT, MEETINGS AND
QUORUM”**

Whereas, Codified Ordinance Section 1278.01 of the Village of Yellow Springs, Ohio provides the Board of Zoning Appeals appointment, meetings and quorum; and

Whereas, Village Council has determined that it would be in the best interest of the Village to adopt a new Section 1278.01 entitled “Appointment, Meetings and Quorum” of the Codified Ordinances of the Village of Yellow Springs, Ohio to change procedures in keeping with the Village Charter,

**NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO
HEREBY ORDAINS THAT:**

Section 1. Section 1278.01 entitled “Appointment, Meetings and Quorum” of the Codified Ordinances of the Village of Yellow Springs, Ohio be repealed.

Section 2. A new Section 1278.01 entitled “Appointment, Meetings and Quorum” of the Codified Ordinances of the Village of Yellow Springs, Ohio be enacted to read as set forth on Exhibit A with new language underlined and **bolded** and deleted language in ~~strike through~~, which is attached hereto and incorporated herein.

Section 3. This ordinance shall take effect and be in full force at the earliest date permitted by law.

Brian Housh, President of Council

Passed: 7-15-2019

Attest: _____
Judy Kintner, Clerk of Council

ROLL CALL

Brian Housh __Y__ Marianne MacQueen __Y__ Kevin Stokes __Y__

Lisa Kreeger __Y__ Kineta Sanford __Y__

EXHIBIT A

1278.01 APPOINTMENT, MEETINGS AND QUORUM.

(a) A Board of Zoning Appeals shall consist of five members and shall be appointed in accordance with Article VII, Section 66 of the Village Charter. Members of the Board at the date of passage of this zoning code may continue to serve the full terms of their original appointments.

(b) The Board of Zoning Appeals shall adopt rules and regulations for the conduct of its business, consistent with this code.

(c) Meetings of the Board shall be held at such times as the Board may determine. All meetings shall be open to the public.

(d) Requirements for meetings.

(1) The presence of three members shall constitute a quorum. Appeals from decisions of the Village Manager in the administration of the planning and zoning codes shall be taken to the Board of Appeals where they shall be decided by a vote of a majority of the quorum of the Board.

(2) The Board shall keep minutes of its proceedings that record each action of the Board and the vote of each member upon each question or, if absent or failing to vote, indicating such fact.

(3) Minutes and the records of all official actions shall be filed with the Clerk of Council and kept as a public record.
(Ord. 2013-19. Passed 9-16-13.)