City of Chandler
City Clerk
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ORDINANCE NO. 2919

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AMENDING SECTIONS 2500 AND 2501, ARTICLE XXV, OF APPENDIX A--ZONING CODE OF THE CHANDLER CITY CODE; RELATING TO THE BOARD OF ADJUSTMENT.

BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

SECTION I. Sections 2500 and 2501 of Appendix A--Zoning Code, Code of the City of Chandler are hereby amended to read as follows:

Sec. 2500. Establishment of board of adjustment.

There is hereby established a board of adjustment consisting of seven (7) members. The seven (7) members shall be appointed by the mayor, subject to the approval of the city council. The seven (7) members of the board of adjustment shall be qualified electors of the city and [shall] have been a resident of the city for at least one (1) year immediately preceding the date of the member's appointment.

The term of office for members of the board of adjustment shall be for three (3) years, except the first members of the board shall be appointed for the following terms. Two (2) member[s] shall serve for one (1) year; two (2) members shall serve for two (2) years; and three (3) members shall serve for three (3) years. Thereafter their successor shall serve a full term. All such terms shall expire on the first day of May of the year in which such term is due to expire. A vacancy in office during the term shall be filled in the same manner as the original appointment, and the newly appointed member shall serve out the unexpired term of the member whose vacancy he or she fills.

The board members shall elect a chair and a vice-chair from among their members. The chair or, in the chair's absence, the vice-chair, may administer oaths and take evidence.

Sec. 2501. Meetings.

Meetings of the board shall be open to the public. The minutes of its proceedings, showing the vote of each member, records of its examinations and other official actions shall be filed in the office of the city

clerk as a public record. The secretary of the board shall be the planning and development director.

The concurring vote of at least four (4) members of the board shall be necessary to reverse any order or decision of the zoning administrator, or to decide in favor of the person aggrieved on any matter upon which it is required to pass or grant any variance as provided for in this Code.

The board shall prescribe, in connection with any matter it considers, any conditions the board deems necessary in order to fully carry out the provisions and intent of this Code. Such conditions may include, among other things, time limitations. Violations of any such condition shall be a violation of this Code, and such violation shall render the board's action null and void.

Variances which are granted by the board shall be void if the use is not commenced or a building permit has not been issued within sixty (60) days of such board action or within the time stipulated by the board of adjustment.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona, this 10 day of December, 1998.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this 14 day of January, 1999.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 2919 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the 14 day of January, 1999, and that a quorum was present thereat.

Carolyn Dunn
CITY CLERK

PUBLISHED: 1-21-1999
1-28-1999

APPROVED AS TO FORM:

Dennis M. O'Neill
CITY ATTORNEY