Chapter 21.91 Planning Commission and Board of Adjustment

Subchapter 1
Planning Commission
Sections:

21.91.010 Planning commission established.
21.91.020 Powers and functions.

21.91.010 Planning commission established. There shall be a planning commission established and functioning pursuant to HCC Chapter 1.76. (Ord. 08-29, 2008).

21.91.020 Powers and functions. In addition to the powers and functions assigned to the planning commission in HCC Chapter 1.76, the Commission has all the powers and functions assigned to it in this title. (Ord. 08-29, 2008).

Subchapter 2
Board of Adjustment
Sections:

21.91.100 Board of adjustment established.
21.91.110 Powers and functions.
21.91.120 Procedures.
21.91.130 Appeals to Superior Court.

21.91.100 Board of adjustment established. There is established a Board of Adjustment comprised of the members of the Homer City Council and the mayor. The mayor shall preside over the Board of Adjustment and participate in the deliberations. The mayor shall not vote except in the case of a tie. (Ord. 08-29, 2008).

21.91.110 Powers and functions. The Board of Adjustment shall hear and decide appeals pursuant to the provisions of the zoning code. (Ord. 08-29, 2008).

21.91.120 Procedures. Appeals heard by the Board of Adjustment shall be conducted according to applicable procedures specified in HCC Chapter 21.93. (Ord. 08-29, 2008).

21.91.130 Appeals to Superior Court. a. An appeal from a final decision of the Board of Adjustment may be taken directly to the Superior Court by a party who actively and substantively participated in the proceedings before the Board of Adjustment or by the City Manager or City Planner or any governmental official, agency, or unit.
b. An appeal to the Superior Court shall be filed within 30 days of the date of distribution of the final decision to the parties appearing before the Board of Adjustment.
c. An appeal from a final decision of the Board of Adjustment to the Superior Court is governed by court rules. (Ord. 08-29, 2008).

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