

FILED

2009 MAY 18 AM 10:36

CLERK OF DISTRICT COURT
WASHINGTON COUNTY
WASHINGTON, ARK.

ORDINANCE NO. 2009-33

**BE IT ORDAINED BY THE QUORUM COURT
OF THE COUNTY OF WASHINGTON,
STATE OF ARKANSAS, AN ORDINANCE
TO BE ENTITLED:**

**AN ORDINANCE AMENDING WASHINGTON
COUNTY CODE 11-206 PERTAINING TO
APPEALS TO THE QUORUM COURT FROM
ZONING DECISIONS.**

WHEREAS, Washington County Code 11-206 provides that appeals of zoning decisions may be appealed to the Quorum Court; and,

WHEREAS, there is a need to enact policies and procedures concerning such.

**NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM
COURT OF WASHINGTON COUNTY, ARKANSAS:**

ARTICLE 1. Washington County Code 11-206 is hereby amended to read as follows:

11-206. Appeals from Board.

~~Decisions of the Board shall be subject to appeal only to a Court of Record having jurisdiction; unless the State Legislature authorizes appeals first to the Quorum Court.~~

- (a) Decisions of the Board shall be appealed first to the Quorum Court, said appeal shall be perfected by filing a Notice of Appeal on a form to be provided by the Planning Administrator and filed with the County Clerk no later than thirty (30) days after the decision of the Board.
- (b) The Quorum Court shall hear said appeals within thirty (30) days from the deadline set forth above.¹
- (c) Individual notice to surrounding property owners shall be given by regular mail to those who were notified of the Board meeting no less than ten (10) days prior to said hearing.

¹ An explanatory note was requested regarding this provision. Since multiple appeals could be filed, for example, on the 5th day, the 10th day, and the 30th day; it is the intention of the Quorum Court that appealing parties and the Quorum Court should have 30 days to prepare for this appeal.

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- (d) Any written documents that are to be submitted to the Quorum Court shall be submitted to the County Judge's Office no later than five (5) days prior to the hearing; by majority vote of the Quorum Court, any submission later than five (5) days prior to the meeting may be received.
- (e) The Quorum Court will follow the same procedures as the Board, unless it decides otherwise by majority vote.
- (f) After the decision by the Quorum Court, an appeal may be taken to Circuit Court within thirty (30) days from said decision.



MARILYN EDWARDS, County Judge

5-15-09

DATE



KAREN COMBS PRITCHARD, County Clerk

Sponsor: Jack Norton
Date of Passage: May 14, 2009
Votes For: 11 Votes Against: 0
Abstention: 0 Absent: 2