

ORDINANCE NO. 2009-43

CLERK OF THE
QUORUM COURT
WASHINGTON COUNTY

2009 JUL 10 PM 3:45

FILED

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

AN ORDINANCE CLARIFYING ORDINANCE
NO. 2009-33 AND AMENDING SUCH TO
PROVIDE FOR RECONSIDERATION BY THE
PLANNING BOARD.

WHEREAS, Ordinance No. 2009-33 was passed by the
Quorum Court on May 15, 2009; and,

WHEREAS, there is a need to clarify such; and,

WHEREAS, there should be a mechanism for the Planning
or Zoning Board to reconsider its decisions in certain situations which may eliminate the
need for an appeal to the Quorum Court.

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.

- (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) Before said thirty (30) day period has expired, upon concurrence of the Planning Director and the Planning Board Chairman, any decision made by the Board shall be reconsidered by the Board, in which event the thirty (30) day period to appeal shall be tolled and will begin anew once the Board has reconsidered its decision.
- (c) The Quorum Court shall hear said appeals within thirty (30) days from the deadline set forth above. No hearing before the Quorum Court shall be set until the full thirty (30) day appeal period has run.

ORDINANCE NO. 2009-43
PAGE 2

- (d) 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 by the Planning Office.
- (e) 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.
- (f) The Quorum Court will follow the same procedures as the Board, unless it decides otherwise by majority vote.
- (g) 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

7-10-2009

DATE



KAREN COMBS PRITCHARD, County Clerk

Sponsor: Jack Norton
Date of Passage: July 9, 2009
Votes For: 10 Votes Against: 0
Abstention: 0 Absent: 3