

CITY OF MARSHALL

ORDINANCE NO. 2023-0- 49

AN ORDINANCE AMENDING APPENDIX A. ZONING.
ARTICLE XXII. ZONING BOARD OF APPEALS. SECTION 22-2. ZONING
BOARD OF APPEALS.

ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF MARSHALL

Published in pamphlet form by authority of the City of Marshall,
Clark County, Illinois, this 9 day of January, 2023.

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AN ORDINANCE AMENDING APPENDIX A. ZONING.
ARTICLE XXII. ZONING BOARD OF APPEALS. SECTION 22-2. ZONING
BOARD OF APPEALS.

BE IT ORDAINED by the City Council of the City of Marshall,
Illinois:

Section 1. That Appendix A. Zoning. Article XXII. Zoning Board
of Appeals. Section 22-2 Board of Appeals of the Code of
Ordinances, City of Marshall, Illinois is hereby amended to read
as follows, with strikeouts indicating deletions in text and
underscores indicating additions to text:

Section 22-2. Zoning board of appeals.

- (1) A zoning board of appeals is hereby established in
accordance with the provisions of the statute applicable
thereto.
- (2) The zoning board of appeals shall consist of seven (7)
members appointed to a five year term by the mayor, with
the advice and consent of the city council, ~~to serve for a
term of five (5) years. Initially, one (1) shall serve for
a period of one (1) year, one (1) for two (2) years, one
(1) for three (3) years, one (1) for four (4) years, one
(1) for five (5) years, one (1) for six (6) years, and one
(1) for seven (7) years, the successor to each member so
appointed to service for a term of five (5) years.~~
- (3) A chairman of the board shall be designated by the mayor,
with the consent of the city council. The chairman or in
the chairman's absence the acting chairman, may administer
oaths and compel witnesses.
- (4) Regular meetings of the board shall be held at such time
and place within the city as the board may determine.
Special meetings may be held at the call of the chairman,
or as determined by the board. All meetings of the board
of appeals shall be open to the public.

- (5) No hearing shall be conducted without a quorum of the board present. A quorum shall consist of a majority of all of the members. Concurring vote of four (4) members of the board is necessary for a ruling.
- (6) Every rule or regulation and its amendment or repeal and every order, requirement, decision or determination of the board shall immediately be filed in the city clerk and shall be public record.
- (7) Nothing herein shall be construed to give or grant the board the power or authority to alter or change the zoning ordinance or the district map; such power and authority is being reserved to the city council.

(Ord. No. 10-3, § 1, 3-26-10)

Section 2. If any provision of this Ordinance, or application thereof, is held invalid by any Court, other provisions or applications of this Ordinance which can be given effect without the invalid provision or application shall not be affected, and to this end the provisions of this Ordinance are declared to be severable.

Section 3. That this Ordinance shall be published in pamphlet form and shall take effect ten (10) days after its passage, approval and publication in pamphlet form as provided by law.

<u>NAYS</u>	<u>ABSENT</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Michael Smitley		✓		
Warren J. Le Fever		✓		
Vickie Wallace				✓
Jarod Green		✓		
Josh Sanders		✓		
Robert Nelson		✓		
Foster Propst		✓		
Rob Knott		✓		

PASSED this 9 day of January, 2023.

APPROVED this 9 day of January, 2023.


MAYOR

ATTESTED, filed in my office,
and published in pamphlet form
this 9 day of January, 2023.


CITY CLERK

(SEAL)