

CHAPTER 7

AMENDMENTS

SECTION

10-7-1: General

10-7-2: The Board of Appeals Advisory Report

10-7-3 Procedure Before Board of Appeals; Public Hearing, Notice

10-7-4: Procedure Before Village Board Written Protest Costs

10-7-5: Written Protest

10-7-6: Costs

10-7-1: GENERAL: The Village Board may, from time to time, on its own motion, on petition of any person or persons in interest, or in initial recommendation of the Board of Appeals, amend, supplement, or repeal the regulations and provisions of this Title.

10-7-2: THE BOARD OF APPEALS ADVISORY REPORT: Any such proposed amendment or change, shall be referred to and considered by the Board of Appeals for an advisory report thereon.

10-7-3: PROCEDURE BEFORE BOARD OF APPEALS; PUBLIC HEARING, NOTICE; Before giving an advisory report, the Board of Appeals shall first conduct a public hearing thereon, the date and place of which shall be fixed in advance by the Board of Appeals at any regular or special meeting. Notice of the time and date of such hearing and a brief summary or explanation of the subject matter of the hearing shall be given by publishing one notice thereof in a newspaper of general circulation in the Village, such publication to be made at least fifteen (15) days, but not more than thirty (30) days prior to the public hearing. Within ten (10) days after the conclusion of the hearing, the Board of Appeals shall present a written advisory report to the Village Clerk for consideration by the Village Board.

10-7-4: PROCEDURE BEFORE VILLAGE BOARD: Upon receipt of an advisory report as to a proposed amendment to a Zoning Ordinance, the Village Board shall consider the matter not less than forty-five (45) days after the receipt of the report by the Village Clerk. The Village Board may adopt the proposed amendment, reject the proposed amendment, or the Board may refer the matter back to the Board of Appeals for further hearings, if the Village Board deems it to be necessary.

10-7-5: WRITTEN PROTEST : In case of a written protest against any proposed amendment of the regulations or districts, signed and acknowledged by the owners of twenty percent (20%) of the frontage proposed to be altered, or by the owners of twenty percent (20%) of the frontage immediately adjoining or across an alley therefrom, or by the owners of twenty percent (20%) of the frontage directly opposite the frontage proposed to be altered, if filed with the Village Clerk, the amendment shall not be passed except by a favorable vote of at least two-thirds (2/3) of the Village Board then holding office. In such cases, a copy of the written protest shall be served by

the protestor or protestors on the applicant of the proposed amendments and a copy upon the applicant's attorney, if any, by certified mail at the address of such applicant and attorneys shown on the application for the proposed amendment.

10-7-6: COSTS: For individual applications for rezoning of lands or any other proposed change, the applicant shall pay a fee as indicated in Table 10-10-11: Zoning Fee Schedule, plus advertising costs. (Amended Ord. 1558; 04/07/2015)