

## **Article 10: Rules for Appeals of the Decision of the Zoning Officer and Associated Public Hearings**

1. Motion to approve the appeal.
  - a. Motions are made in the affirmative
  - b. Motions are made to approve “as presented by staff”
  - c. Example: “I move to approve the appeal of the decision of the zoning officer as requested by the applicant.”
  - d. Following a “second” the chairperson will note the number of votes (2/3 of the full membership of the Board) required to approve the request, unless the chairperson already stated the number of votes necessary at the beginning of the meeting.)
2. The Chair, County’s Attorney, or county staff may describe the process of the hearing and introduce the appeal.
3. The Chairperson shall open the public hearing.
  - The hearing on an appeal of the decision of the zoning officer is a “hearing in the public.” The Board is not obligated to hear testimony from any individual other than the appellant.
4. Testimony by the appellant(s) or appellant’s agent to describe the request.
  - a. The Chairperson reserves the right to limit or extend the amount of time allowed for testimony prior to the start of the public hearing.
  - b. Testimony by applicant or applicant’s agent shall not exceed fifteen (15) minutes for the first appeal.
  - c. In the event of multiple appeals, an additional ten (10) minutes may be added per additional appeal.
5. Written testimony is referenced by the chair or county’s attorney (if not previously addressed). (See *Requirements for the submission of applications and testimony*.)
6. Public Hearing is closed
7. Board Discussion
  - a. Applicant is asked to answer questions posed by the Board. The Board may choose to ask other participants in the hearing (including County Staff) questions regarding the request.
  - b. Board discusses application, potential conditions, policy, history, etc.
  - c. Board may ask questions of other members of the audience.
  - d. Amendments to the motion may be made.

8. Roll Call Vote.