

ORDINANCE NO. 1024-06-14

AN ORDINANCE AMENDING ORDINANCE 1000-10-13, ARTICLE 25.1900 “BOARD OF ADJUSTMENT AND PLANNING AND ZONING COMMISSION”, SECTION 25.1901 “CREATING BOARD OF ADJUSTMENT” TO REDUCE THE COMPOSITION OF MEMBERS TO FIVE (5) REGULAR MEMBERS AND TO INCLUDE THE REQUIREMENT FOR THE APPOINTMENT OF TWO (2) ALTERNATE MEMBERS; AND TO AMEND SECTION 25.1901.4 “ORGANIZATION AND PROCEDURE” TO CHANGE THE QUORUM REQUIREMENT AND NUMBER OF VOTES REQUIRED TO CONSIDER CERTAIN MATTERS AND AMENDMENTS TO THE BOARD OF ADJUSTMENT ORDINANCE ARTICLE 25.1900.

WHEREAS, the Board of Adjustment is currently composed of seven (7) regular members and no alternates;

WHEREAS, in order to insure a quorum of board of adjustment members to hear the cases presented to the board and to avoid any unnecessary delays in procuring alternate members, the City Council has determined that a regular membership of five (5) board of adjustment members is required with two (2) alternates who will also be required to attend all board of adjustment meetings; and

WHEREAS, after due deliberation, the City Council has determined that approval of the proposed amendments to the City of Hondo Zoning Ordinance regarding the changes and additions as described above would be in the best interest of the citizens of Hondo.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HONDO, TEXAS:

Section 1. The City of Hondo Zoning Ordinance is hereby amended as follows:

Section 25.1901 Creating Board of Adjustment

There is hereby created a Board of Adjustment to be composed of five (5) regular members and two (2) alternates who shall be qualified electors of the City.

Section 25.1901.4 Organization and Procedure

The Board shall elect a chairman from among its members to preside at meetings. Three (3) members of the Board shall constitute a quorum for the conduct of business. However, 75% of the membership of the board (four (4) members) must hear, and a concurring vote of 75% of the membership is necessary to:

- (1) reverse an order, requirement, decision, or determination of an administrative official;
- (2) decide in favor of an applicant on a matter on which the board is required to pass under a zoning ordinance; or

(3) authorize a variation from the terms of a zoning ordinance.

In addition, amendments to the Board of Adjustment Ordinance, Article 25.1900, require a vote of four (4) members.

Section 2. All other provisions of Section 25.1901.4 shall remain the same.

Section 3. SEVERABILITY

If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. EFFECTIVE DATE


This ordinance shall take effect on June 23, 2014.

PASSED AND APPROVED THIS 23th day of JUNE, 2014



JAMES W. DANNER, MAYOR

ATTEST:



Gloria Colbath, City Secretary

