

Arapahoe County Land Development Code

PART 1 ZONING REGULATIONS

SECTION 300 BOARD OF ADJUSTMENT

1-301 APPOINTMENTS

- The Board of County Commissioners shall appoint a Board of Adjustment consisting of five (5) members. Each of the five (5) members shall be a resident within the County. The Board of Adjustment members shall serve a term of five (5) years, with one member of the Board of Adjustment being appointed each year so that no more than one member of the Board of Adjustment shall be appointed in any given year except as provided for in this Section. The existing Board of Adjustment shall constitute the first Board, and the expiration of the terms of the individual members of the present Board shall be fixed by the Board of County Commissioners. Not more than half of the members of the Board may at any time be members of the Planning Commission. The Board of County Commissioners may remove any member of the Board of Adjustment upon written charges and after a public hearing. Vacancies shall be filled for the unexpired term in the same manner as in the case of original appointments.

1-302 ASSOCIATE MEMBERS

- A maximum of five (5) associate members of the Board of Adjustment may be appointed by the Board of County Commissioners for terms of office which shall correspond with the term of a regular member of the Board of Adjustment. In the event that any regular member is temporarily unable to act, the appointed associate member shall act in his place. An associate member, when acting as an alternate, shall be paid the same compensation as the regular member.

1-303 COMPENSATION

- The Board of Adjustment shall receive compensation in an amount determined by the Board of County Commissioners. The Board of County Commissioners shall provide for reimbursement of the members of the Board of Adjustment for actual expenses incurred.

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1-304 OFFICERS

- The Board of Adjustment shall elect a Chairman and Chairman Pro Tem from among its members. The Board of Adjustment may create other offices, as it deems necessary.

1-305 MEETINGS

- Meetings of the Board of Adjustment shall be held at the call of the Chairman and at such times as the Board in its rules of procedure may specify. The Chairman, or in his absence the Chairman Pro Tem, may administer oaths and compel the attendance of witnesses by application to the District Court. The court, upon proper showing, may issue subpoenas and enforce obedience by contempt proceedings. All meetings of the Board of Adjustment shall be open to the public.

1-306 QUORUM AND VOTE

- The concurring vote of four members of the Board of Adjustment shall be necessary to reverse any order, requirement, decision, or determination of any County official, or to decide in favor of an applicant.

1-307 MINUTES

- The Board of Adjustment shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the Board and shall be a public record.