

ORDINANCE NO. 2015-03

**AN ORDINANCE AMENDING CHAPTER 16, ARTICLE 1, SECTION 16-105 OF THE MCLOUTH, KANSAS MUNICIPAL CODE: ESTABLISHING A BOARD OF ZONING APPEALS.**

WHEREAS, K.S.A. 12-759 requires any governing body enacting a zoning regulation to create a board of zoning appeals consisting of not less than three and not more than seven members;

WHEREAS, K.S.A. 12-759, provides that the membership of a board of zoning appeals to be established through appointment, or by designation of a city's planning commission as a board of zoning appeals;

WHEREAS, Article 12, Section 5(b) of the Kansas Constitution empowers cities to determine their local affairs and government ;

WHEREAS, Article 12, Section 5(d) of the Kansas Constitution dictates that the powers and authorities granted under Article 12, Section 5, are to be liberally construed to give to cities the largest measure of self-government; and

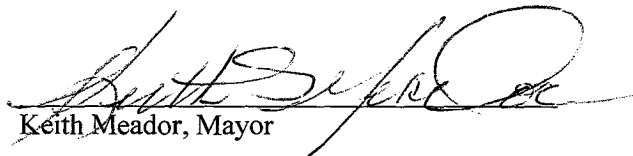
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MCLOUTH, KANSAS:

Section 1. Section 16-105 of the McLouth, Kansas Municipal Code is hereby amended to read as follows:

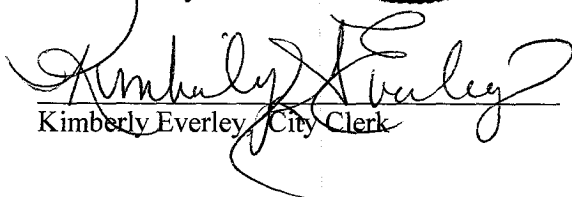
16-105 ORGANIZATION AND PROCEDURE. There is hereby created within and for the City of McLouth, a Board of Zoning Appeals with the powers and duties as hereinafter set forth. The membership of the Board of Zoning Appeals shall consist of the individuals holding the offices of Mayor, President of the Governing Body, and President of the Zoning and Planning Commission. Members of the Board shall serve without compensation for their service. The Board of Zoning Appeals shall administer the details of the application of these Regulations in accordance with the general rules set forth herein. The Board may adopt rules and regulations as it may deem necessary to effectuate the provisions of these Regulations.

Passed by the Governing Body of McLouth, Kansas this 16 day of June, 2015.



  
Keith Meador, Mayor

Attested to by:

  
Kimberly Everley, City Clerk

APPROVED AS TO FORM AND LEGALITY

  
City Attorney for the City of McLouth