

ORDINANCE NO. _____

**AN ORDINANCE OF THE COUNTY OF SISKIYOU
AMENDING SECTION 10-6-1405 OF CHAPTER 6 OF TITLE 10
OF THE SISKIYOU COUNTY CODE
REGARDING APPEALS TO THE BOARD OF SUPERVISORS
ON USE PERMITS AND VARIANCES**

THE BOARD OF SUPERVISORS OF THE COUNTY OF SISKIYOU ORDAINS
AS FOLLOWS:

SECTION I: Section 10-6-1405, of Chapter 6, of Title 10 of the Siskiyou County Code is hereby amended to read as follows:

Sec. 10-6.1405. - Appeals on use permits and variances to Board: Procedure.

Appeals on use permits and variances shall be made in writing and filed with the County Clerk, accompanied by a fee set by the Board.

Upon the receipt of such appeal, the Board shall set the matter for public hearing, notice thereof to be given in the same time and manner provided by law.

Notice shall be given to the Planning Commission and the applicant of such appeal. ~~and a report shall be submitted by the Planning Commission to the Board setting forth the reasons for the action taken by the Planning Commission. Such report shall be submitted in writing and may be supplemented by oral and documented evidence. Appeal hearings shall be de novo.~~ The action of the Board ~~to change the decision of the Planning Commission~~ shall be by the affirmative vote of not less than a majority of its total membership. The decision of the Board shall be rendered not more than forty-five (45) days after the close of the hearing.

SECTION II: Constitutionality: If any section, subsection, sentence, clause or

phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SECTION III: This ordinance shall become effective 30 days after its passage and shall, within 15 days of adoption, be published once in a newspaper of general circulation, printed and published in the County of Siskiyou.

PASSED AND ADOPTED this ____ day of July, 2017 at a regular meeting of the Board of Supervisors by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Michael N. Kobseff, Chairman
Board of Supervisors

ATTEST:
COLLEEN SETZER, CLERK,
Board of Supervisors

By _____
Deputy