

VILLAGE OF CHASE

BY-LAW NO. 453

A BY-LAW TO PROVIDE FOR THE ESTABLISHMENT OF A BOARD OF VARIANCE

WHEREAS Subsection(1) of Section 961 of the Municipal Act, R.S.B.C.1979, Chapter 290 as amended, provides that where a local government has adopted a zoning bylaw, there shall be established by bylaw, a Board of Variance;

AND WHEREAS Subsection(12) of Section 961 of the Municipal Act provides that in any bylaw so adopted there shall be set out the procedure to be followed by the Board of Variance, including the manner in which appeals are to be brought and notices required under Subsection 5 of Section 962 of the Municipal Act are to be given;

NOW THEREFORE, The Municipal Council of the Village of Chase, in open meeting assembled, ENACTS AS FOLLOWS:

1.(a) A Board of Variance is hereby established pursuant to the provisions of the Municipal Act: One person appointed by the local government, one person appointed by the minister, and one person appointed by the other 2 appointees.

(b) Each member shall be appointed for a three(3) year term and shall continue to hold office until a successor is appointed.

2. The members of the Board of Variance shall elect one of their members to be chairman, and the chairman shall appoint a member as Acting Chairman to preside in his absence.

3. The Board of Variance shall have a Secretary who shall be a designated employee of the Village.

4. An application made under the provisions of this bylaw shall be made by completing the application form prescribed for this purpose and shall set out any grievance which the appellant may deem to have pursuant to Section 962 of the Municipal Act.

5. The applicant or his agent shall deliver or cause to be delivered to the Secretary a completed application within 10 days of the date of the decision being appealed.

6. The application shall be accompanied by a fee of one hundred dollars (\$100.00).

7. The Secretary, upon receiving the application, shall:

a) Notify the Chairman who shall set a date for the hearing.

b) Notify all owners of real property located adjacent to the parcel which is the subject of the appeal, including those separated by private or public rights-of-way.

c) Notify the appellant or his agent of the date and place at which his application will be heard.

8. The hearing of appeals before the Board of Variance shall be open to the public, provided that the Board may deliberate and reach its decision in private.

9. In any case in which the Board of Variance desires further technical or other information, it may defer a decision pending receipt of such information.

10. The Board of Variance may adopt rules, not inconsistent with the provisions of the Municipal Act or of this bylaw, governing its conduct and procedure and may vary such rules from time to time by a vote of two-thirds of all members of the Board.

11. This bylaw may be cited as "Village of Chase Board of Variance Bylaw, No. 453, 1992".


12. That Bylaw No. 376, cited as "Village of Chase Board of Variance Bylaw, No. 376, 1988" is hereby repealed upon registration of this Bylaw No. 453


READ A FIRST TIME THIS 14th. day of May, 1992.

READ A SECOND TIME THIS 14th. day of May, 1992.

READ A THIRD TIME THIS 14th. day of May, 1992.

RECONSIDERED AND FINALLY ADOPTED THIS 28th. day of May, 1992.

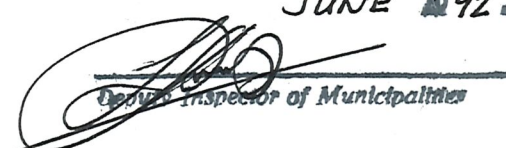

MAYOR


CLERK

Certified a true copy of Bylaw #453 as reconsidered and finally adopted this 28 day of May 1992.


CLERK

A true copy of By-Law No. 453 registered in the office of the Inspector of Municipalities this 17th day of JUNE 1992.


Inspector of Municipalities