

ORDINANCE NO.

AN ORDINANCE AMENDING SECTION 165.03.03 OF THE CODE OF
ORDINANCES OF DYERSVILLE, IOWA, BY REVISING BOARD OF ADJUSTMENT,
BOARD CREATED

BE IT ENACTED By the City Council of the City of Dyersville, Iowa:

SECTION 1: SECTION MODIFIED. Section 165.03.03(C) of the Code of Ordinances of the City of Dyersville, Iowa, as hereby repealed and the following adopted in lieu thereof:

165.03.03(C) Board of Adjustment, Board Created. A Board of Adjustment is established, which shall consist of five (5) members appointed by the Council. The terms of office of the members of the Board of Adjustment shall be as provided by statute.

SECTION 2: SECTION MODIFIED. Section 165.03.03(C)(i) of the Code of Ordinances of the City of Dyersville, Iowa, as hereby repealed and the following adopted in lieu thereof:

165.03.03(C)(i) Meetings. The meetings of the Board of Adjustment shall be held at the call of the Chairperson and at such other times as the Board may determine. Such Chairperson or, in his/her absence, the acting Chairperson may administer oaths and compel the attendance of witnesses. All meetings of the Board shall be open to the public. The Board shall adopt its own rules of procedure not in conflict with this Code of Ordinances or with the Code of Iowa and may select or appoint such officers as it deems necessary. The Board shall keep minutes of its proceedings showing the vote of each member on 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 Clerk, and shall be a public record. The presence of three (3) members shall be necessary to constitute a quorum.

SECTION 3. REPEALER. Any provisions of the Code of Ordinances of the City of Dyersville, Iowa, in conflict with this Ordinance are specifically repealed.

SECTION 4. SEVERABILITY CLAUSE. If any section, provision, or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 5. WHEN EFFECTIVE. This Ordinance shall be in effect after final passage, approval, and publication as provided by law.

Passed by the Council the _____ day of _____, 2022, and approved this
_____ day of _____, 2022.

Jeff Jacque, Mayor

Attest: _____
Tricia L. Maiers, City Clerk