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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4328

AN ORDINANCE relating to the reduction in the number of Board of Adjustment members from seven members to five members; amending Sections 3.65.510 and 3.65.545 of the Bellevue City Code.

WHEREAS, the City Council held a public hearing on January 21, 1992 on a proposal to eliminate the Board of Adjustment and to transfer the Board's authority to the Hearing Examiner' and

WHEREAS, based on testimony received at that public hearing, the City Council concluded that the Board of Adjustment should be retained as a hearing body but the membership of the Board should be reduced to five members; and

WHEREAS, the City of Bellevue has complied with the State Environmental Policy Act and the City's Environmental Procedures Code; now, therefore,

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Bellevue City Code Section 3.65.510 is amended as follows:

**3.65.510 Membership - Appointment - Terms.**

- A. The board shall be composed of five members having familiarity with the City Land Use Code and Sign Ordinance (Chapter 22B.10) and having an understanding of the benefits of planning to the municipality. Each member shall be appointed by the City Manager. The term for all positions on the Board shall be for four years and each position shall expire on May 31st of the last year of the term. Persons appointed to a position during the pendency of the term for that position shall serve until the end of the term. The expiration date of the terms of the positions on the Board shall be staggered so that not more than three positions expire in the same year.
- B. No person shall serve more than two consecutive terms, provided a person appointed to fill an unexpired term of less than two years is eligible to serve two successive four-year terms, and provided a person who is ineligible to serve for having served two consecutive terms may again serve after two years have elapsed from the end of the second such term.

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C. Members of the Board may be removed as provided in Section 3.65.525. No member of the Board of Adjustment may simultaneously be a member of the Planning Commission or the City Council.

Section 2. Bellevue City Code Section 3.65.545 is amended as follows:

**3.65.545 Board meetings.**

The Board shall hold meetings at such times as the Board may determine. All Board meetings shall be open to the public and shall be held at a place determined by the Board. The presence of ~~four~~ three members shall be necessary to constitute a quorum and the vote shall be recorded of each member on each question considered in proceedings before the Board.

Section 3. This ordinance shall take effect and be in force thirty days after passage by the City Council.

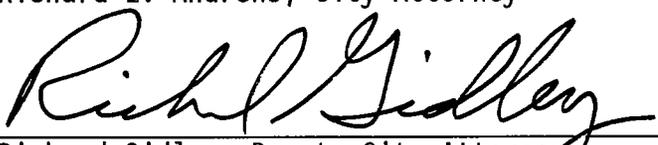
PASSED by the City Council this 10<sup>th</sup> day of February 1992, and signed in authentication of its passage this 10<sup>th</sup> day of February, 1992.

(SEAL)

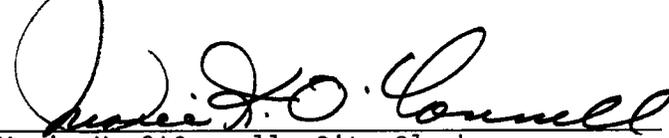
  
Cary Bozeman, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

  
Richard L. Andrews, City Attorney

Attest:

  
Marie K. O'Connell, City Clerk

Published February 14, 1992