

ARTICLE IX COMMISSIONS AND BOARDS

SECTION 1.0 GENERAL PROVISIONS.

The Municipality shall have a Civil Service Commission, a Municipal Planning Commission, a Board of Health and a Board of Zoning Appeals. The Council may establish by ordinance such other commissions or boards as it may deem necessary for the proper administration or trusteeship of any public function, property or fund or for any proper municipal purpose.

SECTION 2.0 THE CIVIL SERVICE COMMISSION.

A. Composition and Term. The Civil Service Commission shall consist of three (3) electors of the Municipality not holding other Municipal Office, appointed by the Mayor, subject to confirmation by a majority of the members of Council for a term of four (4) years, except that of the three first appointed one (1) shall be appointed for a term of one (1) year, one (1) for a term of (2) years and one (1) for a term of four (4) years. A vacancy occurring during the term of any member of such Board shall be filled for the unexpired term in the manner authorized for an original appointment. No member shall be appointed for more than two consecutive full terms. Any member who misses more than three (3) consecutive meetings or more than one-half (1/2) of the meetings in any calendar year shall be deemed to have vacated his or her position and shall be replaced. (Amended 5-6-97)

B. Powers and Duties. The Civil Service Commission shall provide by rule for the ascertainment of merit and fitness as the basis for appointment and promotion of all employees in the classified service of the Municipality as required by the Constitution of the State of Ohio, and for appeals from the action of the Mayor in cases of transfer, suspension, reduction or removal of such employees. To the extent legally permissible, the action of the Commission on any such appeal shall be final.

C. Interim Provisions. Until adoption of rules by the Commission, the provisions made by this Charter and ordinances of the Council enacted pursuant thereto shall govern such appointments, transfers, suspensions, reductions and removals. (Amended 11-7-78)

SECTION 3.0 THE MUNICIPAL PLANNING COMMISSION.

A. Composition and Term. The Municipal Planning Commission shall consist of the Mayor and six (6) electors of the Municipality not holding other Municipal Office. The members of such board shall be appointed by the Mayor, subject to confirmation by a majority of the members of Council. The terms of the present members of the Planning Commission, other than the Mayor, shall terminate on December 31, 1988, and their successors shall be appointed for a term of four (4) years, except that of the first six (6) appointed one (1) shall be appointed for a term of one (1) year, two (2) for a term of 2 years (2) and two (2) for a term of three (3) years, and one (1) shall be appointed for a term of four (4) years. A vacancy occurring during the term of any member of such Board shall be filled for the unexpired term in the manner authorized for an original appointment. No member shall be appointed for more than two

consecutive full terms. Any member who misses more than three (3) consecutive meetings or more than one-half (1/2) of the meetings in any calendar year shall be deemed to have vacated his or her position and shall be replaced. (Amended 5-6-97)

B. Powers and Duties. The Municipal Planning Commission shall have the powers and duties conferred upon it by this Charter and by ordinances of the Council enacted pursuant thereto and in addition shall have such powers as may now or hereafter be granted by the laws of the State of Ohio. It shall adopt and recommend to the Council a comprehensive general plan for the physical development of the Municipality or the redevelopment of any area or district therein, which shall include the location of public ways, property, bridges, schools, utilities, buildings, parks, playgrounds, and recreation areas, and the reservation and acquisition of lands therefor. It shall prepare and recommend to the Council ordinances creating areas, zones and districts of permitted and excluded uses, including rules, regulations, restrictions and limitations governing the plan, design, height, floor area, number of stories, size of structures, area and size of lots, percentage of land occupancy, size of yards, courts, open spaces, locations, use and occupancy of public and private buildings, structures and land for trade, industry, off-street parking, residence, park, playground, agriculture, and all other uses or purposes, both public and private, pertaining to each as will promote the general welfare of the Municipality and its inhabitants. It shall have control over the platting and subdivision of lands and the improvement or development thereof, including the construction of streets, sewers, and utilities therein.

C. General Plan and Zoning Ordinances. The Council shall by ordinances adopt a comprehensive general plan for the orderly development of the Municipality and plans for the redevelopment of areas or districts therein, provided, however, that a part or parts thereof may be adopted or amended from time to time, by creating areas, zones, and districts of permitted and excluded uses of such numbers or classifications, and rules, regulations, limitations and restrictions pertaining to each as will promote the general welfare of the Municipality and its inhabitants. The Council shall have full legislative authority to accomplish those matters over which the Planning Commission is given power of recommendation, provided, however, any such matter shall be first submitted to the Planning Commission, and the action of the Council, whether approving or disapproving the recommendation of said Commission, shall require a vote of the majority of the members of Council.

D. Notice and Hearings. In the enactment of zoning legislation or regulations respecting the platting or subdivision of lands, the Council may provide by ordinance for such public hearings and notices and for the form and manner of publications or delivery of notices as it deems necessary and in the public interest and as may be in conformity with this Charter, irrespective of the provisions of the statutes of the State of Ohio in regard thereto. (Amended 11-7-78)

SECTION 4.0 BOARD OF ZONING APPEALS.

A. Composition and Term. The Board of Zoning Appeals shall consist of five (5) electors of the Municipality not holding other Municipal Office. The members of such Board shall be appointed by the Mayor, subject to confirmation by a majority of the members of Council, for a term of three (3) years, except that of the five (5) first appointed, one (1) shall be

appointed for a term of one (1) year, two (2) for a term of 2 years (2) and two (2) for a term of three (3) years. A vacancy occurring during the term of any member of such Board shall be filled for the unexpired term in the manner authorized for an original appointment. No member shall be appointed for more than two consecutive full terms. Any member who misses more than three (3) consecutive meetings or more than one-half (1 /2) of the meetings in any calendar year shall be deemed to have vacated his or her position and shall be replaced (Amended 5-6-97)

B. Powers and Duties. The Board of Zoning Appeals shall have the following duties and powers:

(1) To hear and decide appeals made for exceptions to and variations in the application of ordinances governing zoning in the Municipality of Perrysburg in conformity with the purpose and intent thereof and to hear and decide all appeals made for exceptions to and variations in the application or ordinances, or orders or regulations of administrative officials or agencies,

(2) To establish rules and regulations for its own procedure not inconsistent with this section,

(3) To do and perform such other duties and functions as may be imposed upon it by this Charter or ordinances and resolutions of the Council including the power:

(a) To approve or disapprove materials, types of construction,

appliances, devices or appurtenances proposed for use pursuant to the Building Code of the Municipality,

(b) To hear and decide appeals from, and to review upon motion of any member of the Board, any order, requirement, decision or determination of the Building Inspector or of any other administrative official or agency of the Municipality, relating to the location, design, materials, construction, alteration, repair, equipment, use or occupancy, maintenance, removal or demolition of any building or other structure or any appurtenance connected or attached to such buildings or structures, regulated by the Building Code of the Municipality and any rule or regulation or amendment or repeals thereof made by said officials or agencies under the authority conferred upon them by the Building Code of the Municipality, by reversing or affirming in whole or in part, or modifying such order, requirement, decision or determination, or rule, regulation, amendment or repeals thereof as in its opinion ought to be made in the premises,

(c) To exercise with respect to buildings situated in the Municipality the same powers as are exercised by the Board of Building Standards under the laws of the State of Ohio in the extent that it is competent for this Charter so to authorize the Board,

(d) To formulate and submit to the Municipal Council, changes in and amendments to the Building Code which the Board determines as desirable for the proper regulation of buildings and structures and the equipment thereof and appurtenances thereto in the Municipality of Perrysburg. (Amended 11 -7-78)