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RESOLUTION #95-2009

**GENERAL CODE OF ONEIDA COUNTY, WISCONSIN
ORDINANCE AMENDMENT #1-2009**

**Ordinance Amendment offered by Supervisors of the Planning and Zoning
Committee**

**NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF
SUPERVISORS DOES ORDAIN AS FOLLOWS:**

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Chapter 17 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

CHAPTER 17, ONEIDA COUNTY CODE OF ORDINANCES

Section 17.01 General Provisions.

(4) DEFINITIONS.

Appear or Appearance at a meeting or hearing means to be physically present.

Section 17.03 Meetings and Hearing Procedures.

(2) Date, Time and Location ~~of Meetings and Hearings~~.

Meetings and hearings of the Board shall be held at the call of the Chairperson and at such other times as the Board may determine. Public notice of hearings shall be made in accordance with law and as prescribed in Section 17.05(11) herein. ~~Written n~~Notice to each member and the Director shall be hand delivered or sent by mail or electronic means not less than ~~five~~ two business days prior to ~~the a hearing or~~ meeting date.

Should a ~~regular~~ member or the Director not receive written notice but nevertheless be present, or represented in the case of the Director, at the meeting unless excused for good cause by the Chairperson, the requirement for written notice is waived.

Section 17.06(2) Appearance.

The appellant ~~may~~ shall appear in person, or be represented in person by an attorney, agent, or other representative. If the appellant does not appear and is not represented by a person present at the hearing, and at the on-site inspection if conducted, the Board may dismiss, deny, or continue the appeal, or may dispose of it entirely on the basis of testimony and evidence from others. Testimony shall be accepted only from persons physically present.

Section 17.07(6) Filing and Notice of Decision.

Every Board decision on an appeal shall be officially filed in the office of record of the Board not later than by close of business of the ~~next~~ third business day after the rendering of the decision unless a later date is set by motion of the Board. (Balance of section unchanged.)

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Approved by the Planning and Zoning Committee on October 5, 2009.

Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the Corporation Counsel, _____, Date: _____

Offered and passage moved by: _____
Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

_____ Ayes
_____ Nays
_____ Absent
_____ Abstain
_____ Enacted

by the County Board of Supervisors this _____ day of _____, 2009.

_____ Defeated

Robert Brusio, Clerk

Andrew P. Smith, County Board Chair