

AN ORDINANCE

AN ORDINANCE TO RE-ESTABLISH AND RECREATE THE GREENVILLE COUNTY BUILDING AND HOUSING BOARD OF ADJUSTMENTS AND APPEALS.

BE IT ORDAINED BY GREENVILLE COUNTY COUNCIL:

Section 1. Findings. On October 20, 1987, Greenville County Council enacted Ordinance No. 1756 which adopted The Standard Building Code, 1985 edition, as well as the 1986 and 1987 revisions thereto. Sections 105.1 and A105.4.1 et seq. of The Standard Building Code provide for the establishment of a Board of Adjustments and Appeals. In accordance therewith, Greenville County Council hereby re-establishes and re-creates the Greenville County Building and Housing Board of Appeals.

Section 2. Creation of Board. There is hereby established a Board to be called the Building and Housing Board of Adjustments and Appeals, which shall consist of five (5) members appointed by Greenville County Council. Such Board shall be composed of one (1) architect, one (1) engineer, one (1) member at large from the building industry, one (1) building contractor and one (1) member at large from the public.

Section 3. Terms of Office. Of the members first appointed, two (2) shall be appointed for a term of one (1) year, two (2) for a term of two (2) years, and one (1) for a term of three (3) years. Thereafter, all members shall be appointed for terms of four (4) years. Vacancies shall be filled for an unexpired term in the manner in which original appointments are required to be made. Continued absence of any member from regular meetings of the Board shall, at the discretion of County Council, render any such member liable to immediate removal from office.

Section 4. Quorum. Three (3) members of the Board shall constitute a quorum. In varying the application of any provisions of The Standard Building Code, or in modifying an order of the Building Official, affirmative votes of the majority present, but not less than three (3) affirmative votes, shall be required. A Board member shall not act in a case in which he has a personal interest.

Section 5. Secretary of Board. The Building Official shall act as Secretary of the Board and shall make a detailed record of all its proceedings, which shall set forth the reasons for its decisions, the vote of each member, the absence of a member, and any failure of a member to vote.

Section 6. Procedure. The Board shall establish rules and regulations for its own procedure not inconsistent with the provisions of this Ordinance. The Board shall meet at regular intervals, to be determined by the Chairman. In any event, the Board shall meet within ten (10) days after notice of appeal has been received. Every decision shall be promptly filed in writing in the office of the Building Official, and shall be open to public inspection, a certified copy shall be sent by mail or otherwise to appellant and a copy shall be kept publicly posted in the office of the Building Official for two (2) weeks after filing.

Section 7. Jurisdiction. The Building and Housing Board of Adjustments and Appeals established herein shall be considered and shall act as the "Board of Adjustments and Appeals" referred to any standard code (e.g. building, housing, fire, plumbing, etc.) adopted by Greenville County Council.

Section 8. Repealer. Section 2 of Ordinance No. 886 is hereby repealed.

Section 9. Effective Date. This ordinance shall take effect upon the date of its adoption; provided, however, that the terms of the initial Board appointed in accordance herewith shall commence as of April 1, 1989.

DONE IN REGULAR MEETING THIS 21st DAY OF June, 1988.

Mann Carter
Chairman

ATTEST:

Mary J. Turner
Clerk

Jimmy T. Tabor
County Administrator