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ORDINANCE NO. 34 84

AN ORDINANCE AMENDING THE MIDWEST CITY MUNICIPAL CODE, APPENDIX A, ZONING REGULATIONS, SECTION 6, DEVELOPMENT REVIEW BODIES, PART 6.3, BOARD OF ADJUSTMENT; SUBPART 6.3.2, MEMBERSHIP; AND PROVIDING FOR REPEALER AND SEVERABILITY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDWEST CITY, OKLAHOMA:

**ORDINANCE**

**Section 1.** That the Midwest City Municipal Code, Appendix A, Zoning Regulations, Section 6, Development Review Bodies, Part 6.3, Board of Adjustment, Subpart 6.3.2, Membership; is hereby amended to read as follows:

(A) *Number of members and residency.* The Board of Adjustment shall be composed of five (5) members, citizens of the City of Midwest City.

(B) *Appointment and approval of members.* Members shall be appointed by the mayor with the approval of the City Council.

(C) *Term.* Members shall serve a term of three (3) years.

(D) *Planning Commission Membership.* Two (2) members of the Board of Adjustment may be appointed by the City Council from the Planning Commission membership.

(E) *Removal of members.* Removal from the Board of Adjustment shall be for cause as provided by State statute after notice and hearing. Cause shall include, but not be limited to, violation of Section 2-28 of the Midwest City Code, maintaining permanent residence outside the corporate limits of Midwest City, or using his/her position for personal gain.

**Section 2.** REPEALER. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 3.** SEVERABILITY. If any section, sentence, clause, or portion of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining provisions of the ordinance.

1 PASSED AND APPROVED by the Mayor and the Council of the City of Midwest City,  
2 Oklahoma, this 24 day of May, 2021.



THE CITY OF MIDWEST CITY, OKLAHOMA

*Matthew D. Dukes, II*

MATTHEW D. DUKES, II, Mayor

10 ATTEST:

12 *Sara Hancock*

14 SARA HANCOCK, City Clerk

17 Approved as to form and legality this 24<sup>th</sup> day of May, 2021.

19 *Donald D. Maisch*

21 DONALD D. MAISCH, City Attorney