

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 473, Page 3, Section 71.990, Line 57, by
2 inserting after said section and line the following:

3
4 "89.080. Such local legislative body shall provide for the appointment of a board of
5 adjustment, and in the regulations and restrictions adopted pursuant to the authority of sections
6 89.010 to 89.140 may provide that the board of adjustment may determine and vary their application
7 in harmony with their general purpose and intent and in accordance with general or specific rules
8 therein contained. The board of adjustment shall consist of five members, who shall be residents of
9 the municipality except as provided in section 305.410. The membership of the first board
10 appointed shall serve respectively, one for one year, one for two years, one for three years, one for
11 four years, and one for five years. Thereafter members shall be appointed for terms of five years
12 each. Three alternate members may be appointed to serve in the absence of or the disqualification
13 of the regular members. All members and alternates shall be removable for cause by the appointing
14 authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired
15 term of any member whose term becomes vacant. The board shall elect its own chairman who shall
16 serve for one year. The board shall adopt rules in accordance with the provisions of any ordinance
17 adopted pursuant to sections 89.010 to 89.140. Meetings of the board shall be held at the call of the
18 chairman and at such other times as the board may determine. Such chairman, or in his absence the
19 acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the
20 board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote
21 of each member upon question, or, if absent or failing to vote, indicating such fact, and shall keep
22 records of its examinations and other official actions, all of which shall be immediately filed in the
23 office of the board and shall be a public record. A record of all testimony, objections thereto and
24 rulings thereon, shall be:

25 (1) Taken down by a reporter employed by the board for that purpose; or

26 (2) Made by a competent person utilizing any form of audiotape, videotape, or digital
27 recording."; and

28
29 Further amend said bill by amending the title, enacting clause, and intersectional references
30 accordingly.

Action Taken _____ Date _____