



Public Notice

Oakley City is accepting letters of interest for consideration for appointment to position of **Appeal Authority** as created by Oakley City Code. Details follow.

Interested individuals are invited to submit a letter of interest at Oakley City Office, 960 West Center Street, **prior to October 13, 2022, at 4:30 p.m.**

For questions, please contact Stephanie Woolstenhulme at 435-783-0056 or stephanie@oakleycity.com.

13-1-15 Appeal Authority

1. The position of Oakley City Appeal Authority (the “Appeal Authority”) is created pursuant to Utah Code 10-9a-701 and the Municipal Land Use, Development, and Management Act, Utah Code 10-9a-101 et seq. (the “Act”).
2. The Appeal Authority shall be appointed by the Mayor with the advice and consent of the City Council. **The Appeal Authority shall either be law trained or have significant experience with land use laws and the requirements and operations of administrative hearing processes.**
3. The Appeal Authority shall serve at the pleasure of the City Council pursuant to a written agreement between the City and the Appeal Authority. The Appeal Authority shall be considered an independent contractor and not a City employee. The terms and conditions of the contract, including compensation, shall ultimately be approved by the City Council prior to any individual entering into an agreement with the City to serve as the Appeal Authority. The agreement shall automatically renew unless terminated for any reason or no reason by either party giving 30-day notice.
4. The Appeal Authority is the city’s appeal authority pursuant to section 10-9a-701 of the Act, and shall have the following powers and duties:
 1. Hear and decide appeals where it is alleged that there is an error in any order, requirement, decision or determination made by a land use authority in the enforcement or interpretation of Oakley City land use regulations or in the charging of a fee, where such appeal is not otherwise provided for. Appeals may not be used to waive or modify the terms or requirements of Oakley City land use regulations.
 2. Authorize variances from the terms of this title pursuant to the procedures and standards set forth in Utah State Code Section 10-9a-702 as amended.
 3. Adopt reasonable policies and procedures in accordance with City ordinances to govern the conduct of its meetings and hearings and for any other purposes considered necessary for the functioning of the position of Appeal Authority.
 4. Hold meetings and hearings as needed to consider matters within its purview under the City's land use regulations. The Appeal Authority meetings shall be held as deemed necessary by the Appeal Authority. All meetings shall be properly noticed and held in accordance with the Open and Public Meetings Act set forth in Utah Code Annotated section 52-4-101 et seq.
5. There is no right to appeal a recommendation by the Planning Commission, a legislative action, including the granting or denial of a request for a zoning amendment or rezone, or any action by the Planning Commission or City Council that does not result in a final action or decision.