

## CHAPTER 823

### ZONING ORDINANCE: HISTORIC PRESERVATION BOARD OF REVIEW

#### **823-1. Establishment**

The County is hereby authorized to appoint members to a Monroe County Historic Preservation Board of Review ("Board of Review"). The Board of Review shall be established by the appointment of its members as herein provided.

#### **823-2. Scope of Authority**

The Board of Review shall have all of the powers and duties set forth in Monroe County Code Chapter 810, not inconsistent with IC 36-7-11-1, et seq. In exercising its powers and performing its duties, the Board of Review shall be concerned with those elements of development, redevelopment, rehabilitation, and preservation that affect visual quality in designated Historic Districts. However, the Board of Review may not consider details of design, interior arrangements, or building features if those details, arrangements, or features are not subject to public view, and may not make any requirement except for the purpose of preventing development, alteration, or demolition in a Historic District obviously incongruous with the Historic District. The Board of Review may not take any action that affects property located outside of the Monroe County planning jurisdictional area.

#### **823-3. Membership; Qualification; Procedures**

- (A)** The Board of Review shall consist of nine (9) members. Each member shall be appointed by the Monroe County Commissioners and shall serve for a term of three (3) years. The membership shall be staggered so that the terms of three of the members' expire each year. The initial terms of membership may be less than three years as necessary to achieve staggered terms. A membership vacancy shall be filled for the duration of the vacating member's term.
- (B)** Candidates for membership on the Board of Review must be interested in the preservation and development of historic areas and must be residents of the Monroe County planning jurisdictional area. When possible, at least one person appointed to membership on the Board of Review shall be an architect or other technically qualified person. All members shall serve without compensation except for reasonable expenses incurred in the performance of their duties.
- (C)** The Board of Review shall elect annually a chairman, a vice-chairman and a secretary from its own number. The Board or Review shall adopt rules for the transaction of its business which rules shall not be inconsistent with the rules of the Plan Commission and shall not be inconsistent with the provisions of this chapter. The rules shall include the time and place of regular meetings of the Board of Review and a procedure for calling special meetings of the Board of Review. All meetings of the Board of Review shall be open to the public and a public record of the Board of Review's resolutions, proceedings, and actions must be kept by the secretary of the Board of Review. The Board of Review shall hold regular meetings, at least monthly, except when it has no business pending. A decision of the Board of Review is subject to judicial review under IC 4-21.5-5 as if it were a decision of a state agency.

**[end of chapter]**