## **Churchill County Planning Department**

#### Appeals of Commission Decisions

A decision of the planning commission may be appealed by the applicant or any aggrieved party to the commission following the procedures in this section within ten days of the date of the decision. The board may affirm, modify or reverse the decision.

## **Procedures for Filing an Appeal**

16.08.050 (I)4(a)

#### Time Limit For Filing

Any decision of the staff or planning commission may be appealed by the applicant, a protestant or by the district attorney's office if it is in the opinion of said party that any application was improperly granted.

An appeal of the planning commission must be submitted in writing to the board of county commissioners within ten (10) days after the planning commission has rendered its decision. If no appeal is received by the board of county commissioners within the time allowed, such decision may not be appealed.

## 16.08.050 (I)4(b)

The clerk of the board shall set the appeal for hearing before the board of county commissioners within sixty (60) days of said appeal being received.

16.08.050 (I)4(c)

## Appeal Application

All appeals shall be filed in writing accompanied with a filing fee, by filing a signed written notice of appeal and application stating therein the reasons why the decision of the planning commission should be amended, modified or reversed.

The appeal application shall specify the project or decision for which the appeal is being requested. The application shall indicate which aspects of the decision are being appealed. The appeal application shall provide the necessary facts or other information that support the appellant's contention that the commission erred in its consideration or findings supporting its decision.

## 16.08.050 (I)4(d)

## Withdrawal Of Appeal

Upon delivery of a signed written statement the appellant may withdraw its appeal at any time prior to the date of the appeal hearing.

## 16.08.050 (I)4(e)

## Notices Of Appeals Hearings

- Notices of hearings for appeals from decisions of the commission shall be given by the clerk of the board of county commissioners by mailing of a notice of hearing to the petitioner and to all parties involved, as shown by the records of findings and decisions furnished by the planning commission to the county commissioners fifteen (15) days before the date set for hearing.
- 2) Notice of appeals hearings shall be given by one publication in a newspaper of general circulation at least fifteen (15) days before the date set for the hearing.

#### 16.08.050 (I)4(f)

#### **Evidence**

- 1) To ensure that all parties have access to their elected officials, the board of county commissioners shall not be limited to the record of the planning commission.
- 2) The board of county commissioners shall consider only the issues raised before the planning commission, however, all relevant evidence pertaining thereto which is necessary to render a decision based on substantial evidence shall also be considered.

Date received:	
Date of hearing:_	
<b>J</b> -	
Filing fee paid:	

# Churchill County Appeal Application On a decision by the Churchill County Planning Commission

## Appeal of Planning Commission Decision

Churchill County Consolidated Code 16.08.050(I)4(a) <u>Time Limit for Filing</u>: Any decision of the planning commission may be appealed by the applicant, a protestant or by the district attorney's office if it is in the opinion of said party that any application was improperly granted. An appeal of the planning commission decision must be submitted in writing to the board of county commissioners within ten (10) days after the planning commission has rendered its decision. If no appeal is received by the board of county commissioners within the time allowed, such decision may not be appealed.

Churchill County Consolidated Code 16.08.050(I)4(b) <u>Appeal Application</u>: All appeals shall be filed in writing accompanied with a filing fee, by filing a signed written notice of appeal and application stating therein **the reasons** why the decision of the planning commission should be amended, modified or reversed.

The appeal application shall specify the project or decision for which the appeal is being requested. The application shall indicate which aspects of the decision are being appealed. The appeal application shall provide the necessary facts or other information that support the appellant's contention that the commission erred in its consideration or findings supporting its decision.

pplicant's Name:	
applicant's Address:	
Decision Being Appealed:	

Date Decision Was Made:	
Reason why the decision or recommendation of the planning co modified or reversed. Please attach any supporting documentati your appeal.	mmission should be amended, on you believe will support
Applicant's signature	Date