



LAND USE CASE LAW UPDATES

Part 2

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VII. ZONING ENFORCEMENT (ADMINISTRATIVE OFFICIALS)

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Background

Chapter 211, LGC

● **Sec. 211.009:** ZBA can hear an "appeal" that alleges error in order decision, etc. "in the enforcement" of zoning

● **Sec. 211.010:** --Certain persons "may appeal to the Board"
If decision **not** related to a specific project:
persons aggrieved, or city officials
If decision **is** related to specific project:
owner, persons aggrieved if w-in 200 feet, etc.

Muns case:

--Now: 20-day deadline to file, 60-day deadline to rule
Staff statements (STR's were "prohibited," "not a permitted use" etc.) were "informational" and not "in the enforcement" of enabling act or zoning ordinance

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