

## HPC APPEALS

	SUPERIOR COURT	BOARD OF ADJUSTMENT
AUTHORITY	NCGS 160D-1405	LDO 30-4-12.4
COST	\$200 filing fee for Petition for Writ of Certiorari	\$400 fee for Application for Appeal
FILING DEADLINE	Within 30 days after decision is served pursuant to NCGS 160D-406(j)	Within 15 days of the HPC's decision
TIMING OF APPEAL	At the discretion of the Court, in accordance with Rules of Civil Procedure	Generally held during the next regularly scheduled BOA meeting
STANDARD OF REVIEW	On the record Scope of review specified in NCGS 160D-1402(j)	On the record Scope of review specified in NCGS 160-1402, as applicable
OUTCOME	<ul style="list-style-type: none"> <li>- Remand if procedural error</li> <li>- Remand if failure to make required findings of fact</li> <li>- Remand to issue COA if decision was unsupported by competent, substantial and material evidence</li> <li>- Remand to revoke COA if decision to grant COA was unsupported by competent, substantial, and material evidence</li> </ul>	<ul style="list-style-type: none"> <li>- Reverse or affirm (wholly or partly)</li> <li>- Modify the decision</li> <li>- Make any order, requirement, decision or determination that in the BOA's opinion ought to be made in the case</li> </ul>
OTHER	May be joined with a declaratory judgment action pursuant to NCGS 160D-1401 or other civil action	