

ORDINANCE NO. 3
(Series of 2018)

AN ORDINANCE IMPOSING A MORATORIUM ON THE ACCEPTANCE, PROCESSING AND APPROVAL OF APPLICATIONS FOR CONDOMINIUM SUBDIVISIONS UNDER GEORGETOWN MUNICIPAL CODE CHAPTER 17.28, AND DECLARING AN EMERGENCY

WHEREAS, the Town of Georgetown is a Colorado municipal corporation operating under a Territorial Charter and governed by its Board of Selectmen; and

WHEREAS, the Georgetown Board of Selectmen (“Board”) is authorized by the Territorial Charter and the Colorado Revised Statutes to enact ordinances for the preservation of the public health, safety, and welfare, including land use and zoning; and

WHEREAS, in the exercise of this authority, on February 13, 2018, the Board of Selectmen enacted Ordinance No. 1, Series 2018, amending Georgetown Municipal Code (the “Code”) sections 17.28.040 and 17.36.020 to provide a procedure for review of condominium subdivision applications; and

WHEREAS, the Board finds and determines that said procedure is insufficient to provide a comprehensive and meaningful review of condominium subdivision applications and must be revised; and

WHEREAS, the Board finds that a moratorium on the acceptance, processing and approval of condominium subdivision applications under Code Chapter 17.28 is necessary in order to provide the time necessary for the Board of Selectmen to consider amendments to Code Section 17.28.040 which will provide a sufficient and comprehensive condominium subdivision review procedure; and

WHEREAS, the adoption of this moratorium by an emergency ordinance is necessary in order to preclude the necessity of processing condominium subdivision applications which may be filed in the near future and which would otherwise be processed under the existing incomplete and inadequate review procedure, resulting in a review insufficient to protect the health, safety and welfare of the residents of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SELECTMEN FOR GEORGETOWN, COLORADO:

Section 1. Moratorium imposed. The Board of Selectmen hereby imposes a moratorium upon the acceptance, processing and approval of applications for condominium subdivision under Chapter 17.28 of the Georgetown Municipal Code, as amended by Ordinance No. 1, Series 2018. This moratorium shall extend for six (6) months, to and including September 13, 2018, unless further extended or terminated by the Board of Selectmen prior to that date.

Section 2. Effective date; emergency declared. Pursuant to Code Section 1.16.030, the Board of Selectmen hereby declares an emergency to exist requiring immediate effectiveness of this ordinance for the protection of the public health, safety and welfare for the reasons set forth

in the "Whereas" clauses of this ordinance, which clauses are fully incorporated herein by this reference. This ordinance shall take effect immediately upon adoption and posting up in accordance with Section 5.26 of the Territorial Charter.

INTRODUCED, READ, ADOPTED BY THE AFFIRMATIVE VOTE OF AT LEAST FIVE (5) MEMBERS OF THE BOARD, EXCLUDING THE POLICE JUDGE, AND ORDERED POSTED UP IN FULL THIS 13 day of March, 2018.

TOWN OF GEORGETOWN

By: Matthew D. Skeen

Mathew D. Skeen, Police Judge

ATTEST:

Jennifer Yobski
Jennifer Yobski, Town Clerk

Publication/Posting

Posted up in full on the Town's website and at Town Hall and two (2) other designated posting locations within the limits of the Town after final adoption, in accordance with Section 5.26 of the Territorial Charter.

By: Jennifer Yobski
Jennifer Yobski, Town Clerk

Date: 3-14-18

