

**ORDINANCE NO.   3**  
**(Series 2019)**

**AN ORDINANCE AMENDING THE GEORGETOWN MUNICIPAL CODE  
CONCERNING SHORT-TERM RENTAL RESIDENTIAL STRUCTURES  
AND MAKING CONFORMING AMENDMENTS THEREWITH**

**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 the Board of Selectmen has previously adopted Chapter 5.28 of the Georgetown Municipal Code titled “Short-term Rental of Residential Structures;” and

**WHEREAS**, in order to clarify the terms and conditions under which permits for short-term rental of residential structures may be issued for residential structures located in the Historic Mixed Use zone district, the Board of Selectmen wishes to amend Chapter 5.28 and related sections of the Town’s Land Use Code, Title 17 in connection therewith.

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

**Section 1.** Section 5.28.050 of Chapter 5.28 of the Georgetown Municipal Code entitled “Short-term rental of residential structures” is amended by the addition of a new subsection (c) to read as follows:

**5.28.050 Limitations.**

(a) . . .

(b) . . .

(c) As a part of the Town Administrator’s review of the issuance or renewal of a short-term rental permit for residential occupation of dwelling units located within the Historic Mixed Use zone district, the Town Administrator shall consider whether and to what degree a permitted commercial use is or is proposed to be located within the same property as a part of, or separately from, the proposed short-term rental use. This review is for the purpose of determining whether the impacts associated with the existing or proposed commercial use is compatible with use of the property for short-term rental purposes and whether the off site impacts of the existing or proposed commercial use, when combined with those anticipated for the short-term rental use, are inappropriate for the structure itself, the real property upon which it is located, or the adjacent properties, or neighborhood within which the proposed short-term rental use is to be located. In addition to any other basis for approval, approval with conditions or denial of a short-term rental application or renewal, the Town Administrator (and the Board of Selectmen upon appeal as permitted by section 5.28.040) may rely upon the considerations in this subsection (c) for such decision.

**Section 2.** Amend section 17.16.043 of the Town code as follows: (c) (9) Any permitted commercial use in association with a short term rental that has been authorized in accordance with Chapter 5.28 of this Code.

**Section 3.** Effective Date. This ordinance shall take effect upon adoption and posting as provided by Section 5.26 of the Territorial Charter

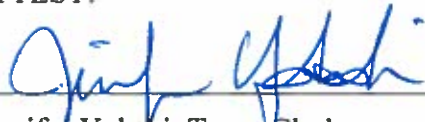
**INTRODUCED, READ, APPROVED AND ORDERED POSTED IN FULL ON FIRST READING on the 13<sup>th</sup> day of August, 2019.**

**INTRODUCED ON SECOND READING, FINALLY ADOPTED AND ORDERED POSTED AFTER PUBLIC HEARING on the 27<sup>th</sup> day of August, 2019.**

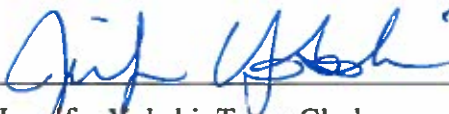
TOWN OF GEORGETOWN

By:   
Lynette Kelsey, Police Judge

ATTEST:

  
Jennifer Yobski, Town Clerk

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.

  
Jennifer Yobski, Town Clerk

Date: 9-4-19

