

NOTICE IS GIVEN THAT THE GEORGETOWN BOARD OF SELECTMEN AT ITS AUGUST 13, 2019 MEETING, PASSED THE FOLLOWING ORDINANCE NO. 2, (SERIES OF 2019) ON FIRST READING. NOTICE IS FURTHER GIVEN, THAT A PUBLIC HEARING WILL BE HAD PRIOR TO SECOND AND FINAL READING AND CONSIDERATION OF ADOPTION AT 6:00 P.M. ON TUESDAY, AUGUST 27, 2019 AT THE BOARD OF SELECTMEN MEETING HELD AT THE GEORGETOWN TOWN HALL, 404 6TH STREET, GEORGETOWN, COLORADO.

**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 day of August 2019.

INTRODUCED ON SECOND READING, FINALLY ADOPTED AND ORDERED POSTED AFTER PUBLIC HEARING on the _____ day of _____, 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: _____