

TOWN OF NEDERLAND, COLORADO

ORDINANCE NUMBER 732

AN ORDINANCE AMENDING SECTION 2-273 OF THE NEDERLAND MUNICIPAL CODE CONCERNING PLANNING COMMISSION MEMBERSHIP

WHEREAS, the Town of Nederland, Colorado ("Town") is a statutory municipality, duly organized and existing under the laws of the state of Colorado; and

WHEREAS, pursuant to C.R.S. § 31-23-203(4), the Town Board of Trustees ("Board") is authorized to establish the size, membership, designation of alternate membership, terms of members, removal of members and filling of vacancies of a Town Planning Commission; and

WHEREAS, pursuant to this authority, the Board previously acted, by Ordinance No. 140, to establish a Town Planning Commission and by Ordinances No. 299, 387, 405, 423 and 725, to amend certain aspects of the same; and

WHEREAS, the membership of the Planning Commission is set forth and codified under Section 2-273 of the Nederland Municipal Code ("Code"); and

WHEREAS, the Board now wishes to amend the membership of the Planning Commission; and

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Nederland, Colorado, as follows:

Section 1. Subsection 2-273(a) of the Code, concerning Planning Commission membership, is hereby amended as follows:

(a) The membership of the Planning Commission shall consist of ~~seven (7)~~ eight (8) residents of the Town. One (1) member shall be a member of the Board of Trustees appointed by the Mayor with the approval of the Board of Trustees, with the term to coincide with the member's term as Trustee. This member shall vote only in the event of a tie vote among the other members and only upon matters of legislative concern. ~~Six (6) members shall be residents of the Town.~~ The terms of such resident members shall be four-year staggered terms. One (1) said member may be a member of the Board of Zoning Adjustment. It is the intent of the Board of Trustees to encourage diversity of participation on the Planning Commission by avoiding overlapping of membership between the Planning Commission and other boards and commissions of the Town. To initiate the staggered terms, two (2) terms shall expire June 1, 1997, two (2) shall expire June 1, 1998, and the other two (2) shall expire June 1, 1999.

Section 2. Should any one or more sections or provisions of this Ordinance or of the Code provisions enacted hereby be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance or of such Code provision, the intention being that the various sections and provisions are severable.

Section 3. Any and all Ordinances or Codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such Ordinance or Code or part thereof shall not revive any other section or part of any Ordinance or Code provision heretofore repealed or superseded.

INTRODUCED, ADOPTED AND ORDERED PUBLISHED THIS 19TH DAY OF AUGUST, 2014.

TOWN OF NEDERLAND, COLORADO



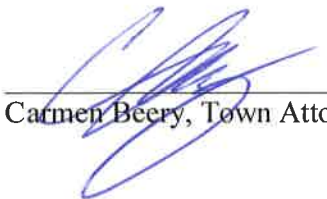
Joe Gierlach, Mayor

ATTEST:



Michele Martin, Town Clerk

APPROVED AS TO FORM:



Carmen Beery, Town Attorney

