

TOWN OF TIMNATH

ORDINANCE NO. 50, SERIES 2008

**AN ORDINANCE AMENDING CHAPTER 16, ARTICLE 13 OF
THE TIMNATH TOWN CODE CONCERNING MINOR ANNEXATIONS
AND DECLARING AN EMERGENCY**

WHEREAS, the Town of Timnath is a home rule municipality organized pursuant to Article XX of the constitution of the state of Colorado; and

WHEREAS, pursuant to Section 3.6 of the Town of Timnath, Colorado Home Rule Charter the Council may adopt emergency ordinances for the preservation of public health, welfare, peace, safety or property; and

WHEREAS, in the exercise of its authority to adopt ordinances governing land use and development matters, the Town Council has previously adopted Article 13 of Chapter 16 of the Town Code, regarding annexation; and

WHEREAS, the Council finds that certain requirements of said Article 13 are in conflict with proper planning of the Town and are inconsistent with the desired zoning within the Old Town area; and

WHEREAS, the Council further finds that it is necessary to immediately amend the Timnath Town code by the addition of optional zoning language in the Minor Annexation section.

NOW, THEREFORE, THE COUNCIL OF THE TOWN OF TIMNATH, COLORADO ORDAINS:

Section 1. The above and foregoing recitals are incorporated herein by reference and adopted as findings and determinations of the Town Council.

Section 2. Section 13.9.A. of Article 13, Chapter 16 of the Timnath Town Code is amended to read:

Definition: An annexation to the Town of Timnath of a parcel of 10 acres or less and upon which will be permitted no more than one single family dwelling

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unit with a maximum of one additional mother-in-law apartment. The zoning upon annexation of the parcel shall be R-1 or B and only for the current existing use(s).

Section 3. Emergency declared; effective date. Pursuant to Section 3.6 of the Charter, the Council deems the passage of this ordinance necessary for the immediate preservation of the public health, welfare, peace, safety or property in that the current language is in conflict with proper planning of the Town and is inconsistent with the desired zoning within the Old Town area. This Ordinance shall be effective upon adoption.

INTRODUCED, MOVED AND ADOPTED BY A MAJORITY OF A QUORUM OF THE TOWN COUNCIL MEMBERS PRESENT THIS 3RD DAY OF DECEMBER, 2008.

TOWN OF TIMNATH, COLORADO



Mayor

ATTEST:

By: 

Melissa McGuire, Town Clerk

Approved on single reading as an emergency ordinance pursuant to Section 3.6 of the Charter on December 3, 2008.

Published in full on December 11, 2008.