ORDINANCE NO. 2-1991

AN ORDINANCE ADOPTING BY REFERENCE THE LAND USE CODE OF THE TOWN OF GARDEN CITY, COLORADO, ESTABLISHING LAND USE DISTRICTS, REGULATING THE USE OF LAND, ESTABLISHING YARD AND SIDE YARD REQUIREMENTS, MINIMUM FLOOR AREAS OF BUILDINGS, OFF-STREET PARKING REQUIREMENTS, CREATING LAND USE ZONES AND ADOPTING A MAP SETTING FORTH SUCH ZONES OR DISTRICTS, PROVIDING FOR THE ADJUSTMENT, ENFORCEMENT AND AMENDMENT OF THIS ORDINANCE AND PRESCRIBING PENALTIES FOR THE VIOLATION OF ITS PROVISIONS.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF GARDEN CITY, COLORADO:

Section 1: Adoption. Pursuant to Title 31, Article 16, Part 2, Colorado Revised Statute, there is hereby adopted by reference hereto the Land Use Code of the Town of Garden City as it was published by the Town of Garden City on August 1, 1991.

Section 2: Purpose. The purpose of adopting the Land Use Code of the Town of Garden City is to protect the public health, safety and general welfare of the inhabitants of the Town of Garden City and to maintain and preserve property values and social values by establishing zoning districts and a general land use plan.

Section 3: Scope. The subject matter of the Land Use Code of the Town of Garden City is to adopt a land use map setting forth certain land use districts within the Town of Garden City for the purpose of regulating the use of land, establishing certain requirements including requirements for yards and side yards, floor areas, off-street parking and providing for penalties for the violation of the Land Use Code.

Section 4: Penalties.

A. It shall be unlawful for any person, firm or corporation to violate any of the provisions of the adopted Code.

B. Any person, firm, corporation or other entity violating any of the provisions of this Code shall be deemed guilty of a misdemeanor and each such person, firm, corporation or entity upon conviction of any violation of the adopted Code shall be punished by a fine of not more than One Thousand Dollars ($1,000) or be imprisoned for not more than ninety (90) days or both such fine and imprisonment for each offense.

C. When a violation of any section of this Ordinance or any part of the adopted codes occurs and continues for more than

any part of the adopted codes occurs and continues for more than one day, each day such violation occurs or continues shall constitute a separate offense.

Section 5: Savings Clause. If any part, section, subsection, sentence, clause or phrase of this Ordinance or of the Code adopted herein by reference is for any reason held to be invalid, such decisions shall not affect the validity of the remaining sections of this Ordinance or of the adopted Code; the Board of Trustees hereby declares that it would have passed this Ordinance and adopted the Code set forth herein in each part, section, subsection, sentence, clause or phrase thereof irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or phrases be declared invalid.

Section 6: Interpretation. This Ordinance shall be so interpreted and construed as to effectuate its general purpose.

Section 7: Short Title. This Ordinance shall be known and cited as the Land Use Code of the Town of Garden City.

Section 8: Publication. The Town Clerk shall certify to the passage of this Ordinance, cause notice of its contents and passage to be published and to make not less than three copies of the adopted Code available for inspection by the public during regular business hours and to have copies of the Code available for sale at a reasonable price.

Section 9: Effective Date. This Ordinance shall take effect and be in force immediately following the expiration of thirty (30) days after its publication as required by law.

PASSED, ADOPTED, SIGNED AND APPROVED by the Board of Trustees of the Town of Garden City this 20th day of August, 1991.

TOWN OF GARDEN CITY

By Mary S. Miller
Mayor

ATTEST:

Janice Walter
Town Clerk