

ORDINANCE NO. 6

SERIES 2006

AN ORDINANCE AMENDING THE TOWN OF CRESTED BUTTE'S OFFICIAL ZONING DISTRICT MAP BY REZONING SIX TOWN LOTS FROM THEIR CURRENT ZONING CLASSIFICATION OF "R1C" CORE RESIDENTIAL DISTRICT TO THE CLASSIFICATION OF "B3" BUSINESS DISTRICT.

WHEREAS, the Town of Crested Butte, Colorado is a home rule municipality duly and regularly organized and now validly existing as a body corporate and politic under and by virtue of the Constitution and the laws of the State of Colorado; and

WHEREAS, an application has been submitted to the Town Council and to the Board of Zoning and Architectural Review, pursuant to the requirements of the Town's Zoning and Land Use Ordinance ("Ordinance"), to rezone Lots 19, 20, 21, 22, 23 and 24, Block 19, in the Town of Crested Butte, from their current zoning classification of "R1C" Core Residential District to the classification of "B3" Business District; and

WHEREAS, the Town's Board of Zoning and Architectural Review, pursuant to Section 15-2-27 of the Town's Zoning and Land Use Ordinance, has recommended that said zoning application be approved; and

WHEREAS, the Town Council finds that the proposed zoning of the above-referenced parcels meets the applicable requirements and criteria set forth in said Section 15-2-27; and

WHEREAS, the Town Council finds that the following amendment is in the best interest of the health, safety and welfare of the residents of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT,

Section 1. Amendment of the Official Zoning District Map. The Zoning and Land Use Ordinance and official Zoning District Map of the Town of Crested Butte are hereby amended by rezoning Lots 19, 20, 21, 22, 23 and 24, Block 19, in the Town of Crested Butte, from their current zoning classification of "R1C" Core Residential District to the classification of "B3" Business District and that the appropriate Town staff are hereby authorized and directed to cause said amendment to be reflected on the official Zoning District Map and that said amended Map be reproduced and made available to the public, as necessary.

Section 2. Severability. If any section, sentence, clause, phrase, word or other provision of this ordinance is for any reason held to be unconstitutional or otherwise invalid, such holding shall not affect the validity of the remaining sections, sentences,

clauses, phrases, words or other provisions of this ordinance, or the validity of this ordinance as an entirety, it being the legislative intent that this ordinance shall stand notwithstanding the invalidity of any section, sentence, clause, phrase, word or other provision.

Section 3. Savings Clause. Except as hereby amended, the 1987 Crested Butte Municipal Code shall remain valid, and in full force and effect. Any provision of any ordinance previously adopted by the Town of Crested Butte which is in conflict with this ordinance is hereby repealed as of the enforcement date hereof.

INTRODUCED, READ AND SET FOR PUBLIC HEARING THIS 21 DAY OF FEBRUARY, 2006.

ADOPTED BY THE TOWN COUNCIL UPON SECOND READING AND PUBLIC HEARING THIS 6 DAY OF MARCH, 2006.

TOWN OF CRESTED BUTTE, COLORADO

By: _____
Alan Bernholtz, Mayor

ATTEST:

Eileen Hughes, Town Clerk

SEAL