

**TOWN OF CRESTED BUTTE  
ORDINANCE NO. 15 SERIES 2022**

**AN ORDINANCE OF THE CRESTED BUTTE TOWN COUNCIL EXTENDING A  
MORATORIUM ON ACCEPTING APPLICATIONS FOR REVIEWING, APPROVING,  
OR ISSUING PERMITS FOR CERTAIN ACCESSORY BUILDINGS FOR AN  
ADDITIONAL SIX MONTHS**

**WHEREAS**, the Town imposed a twelve month moratorium on accepting applications for reviewing, approving, or issuing permits for certain accessory buildings through Ordinance 16, Series 2021, on September 7, 2021, to allow the Town time to conduct a comprehensive study in order to re-evaluate the Town's regulations and incentives in facilitating the construction of more accessory dwelling units (ADUs) and to promote the public health, safety, and welfare of the community by allowing for a deliberate and well-reasoned decision-making process; and

**WHEREAS**, the Town believes its comprehensive study would likely result in recommendations to the Town Council regarding changes to Town residential accessory structure regulations and incentives and other recommended policy and regulatory improvements that arise from the study; and

**WHEREAS**, the Town initiated the comprehensive study last fall with the initiation of the Town's Comprehensive Master Plan, referred to as the Community Compass. Based on community feedback collected during the Community Compass, the anticipated timeframe for the completion of the comprehensive study is being extended six months; and

**WHEREAS**, the Town hereby finds that extending the moratorium on accepting applications for reviewing, approving, or issuing permits for "Accessory building, nonresidential use, heated and/or plumbed," as defined in Section 16-1-20 of the Town Code, for an additional six months is necessary to allow the Town time to complete its comprehensive study and to further its understanding of how to encourage the construction of ADUs to help address the Town's Housing emergency.

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

**Section 1.** The Town Council hereby adopts a six-month extension to the Ordinance 16, Series 2021 temporary moratorium on the acceptance, processing, or issuance of permits for "Accessory building, nonresidential use, heated and/or plumbed," as defined in Section 16-1-20 of the Town Code, to March 7, 2023. During this moratorium extension, the Town will not accept, process, or approve any applications for such licenses.

**Section 2.** During the moratorium extension, Town staff shall complete the Town's Comprehensive Master Plan, referred to as the Community Compass; complete a study and evaluate the possibility of whether encouraging or requiring accessory buildings to include accessory dwellings could have an impact upon the Town's other zoning requirements, the Town's housing stock, its economic livelihood, neighborhood livability and the availability of affordable

housing in the Town; and determine whether the Town Code should be amended and present such amendments to the to the Town Council.

**Section 3.** 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 4.** The Town Council hereby finds, determines, and declares that this ordinance is necessary to protect the public health, safety and welfare of Crested Butte.


INTRODUCED, READ AND SET FOR PUBLIC HEARING THIS 2nd DAY  
OF August, 2022.

ADOPTED BY THE TOWN COUNCIL UPON SECTION READING IN PUBLIC  
HEARING THIS 15th DAY OF August, 2022.

TOWN OF CRESTED BUTTE, COLORADO  
By:

  
\_\_\_\_\_  
Ian Billick, Mayor

ATTEST:

  
\_\_\_\_\_  
Lynelle Stanford,  
Town Clerk

