

PALMER LAKE, COLORADO

ORDINANCE NO. 19-2020

AN ORDINANCE AMENDING TITLE 7 OF THE PALMER LAKE TOWN CODE BY CREATING A NEW CHAPTER, CHAPTER 7.07, REGULATING THE KEEPING OF ANIMALS WITHIN THE TOWN OF PALMER LAKE

WHEREAS, the Board of Trustees of the Town of Palmer Lake, Colorado, pursuant to Colorado statute and the Palmer Lake Municipal Code, is vested with the authority of administering the affairs of the Town of Palmer Lake, Colorado; and

WHEREAS, previously the Board of Trustees adopted regulations regarding certain animals within the Town of Palmer Lake contained in Title 7 of the Town Code; and

WHEREAS, the Board of Trustees desires to amend such regulations to address the keeping of other animals not already regulated within the Town of Palmer Lake.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE AS FOLLOWS:

1. Title 7 of the Town Code is hereby amended by creating a new chapter, Chapter 7.07, to read in its entirety as follows:

Chapter 7.07

KEEPING OF ANIMALS

No person shall keep, house or maintain in or upon the premises of any residential dwelling unit, or other property, more pet animals than can be properly maintained in a healthy condition without presenting a health or safety hazard to the owner or keeper, to the pets, or to any others or more pet animals than can be properly maintained without constituting a nuisance to the occupants of neighboring properties.

7.07.020 - Limitations on livestock.

No person shall keep, pasture, house, or maintain on any parcel of land in the Town any livestock unless proper space is provided for each animal and the property is zoned for such use. Pets such as dogs, cats, chickens, ducks, and other domesticated animals are permitted subject to the conditions in Section 7.09.

7.07.030 – No livestock at large.

No person shall permit any livestock to be running at large within the city, except that horses being ridden or being led by the reins shall not be deemed to be running at large.

7.07.040 – Goats.

Notwithstanding parcels zoned appropriately for farm animals, goats are allowed so long as there is an outdoor open area of at least one hundred (100) square feet per animal and provided that such open area is located at least twenty-five (25) feet from any residence, business or other building intended for human habitation. Goats may not be kept for a commercial purpose unless such commercial use is appropriately zoned and licensed.

7.07.050 – Conditional Use.

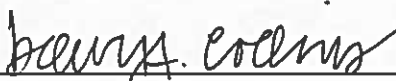
A request for a conditional use to allow animals not otherwise permitted by the Town Code may be made to the Planning Commission. Such request must be submitted by written letter by the property owner and filed with the Town Clerk, explaining why the conditional use should be granted. Additional supporting evidence shall be required, such as approval from all abutting property owners, photographs and/or sketch of the pen area. The Planning Commission shall hold a hearing and make the final decision to grant the requested use, grant the use with a lesser number of animals requested, or deny the request. The conditional use is only valid for the particular property owner making the request and is non-transferrable. When a complaint is received, due to persistent/excessive odor or noise, such complaint shall be reported to the Town Clerk for a written warning to the property owner and, if a second complaint is filed, for review of the conditional use by the Planning Commission.

2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

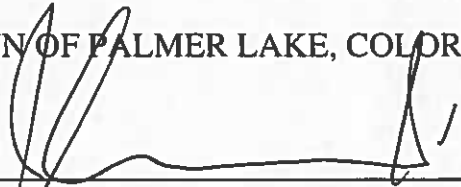
3. Repeal. Existing ordinances or parts of ordinances covering the same matters embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this ordinance.

INTRODUCED, PASSED AND ADOPTED AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 12TH DAY OF NOVEMBER, 2020.

ATTEST:



Dawn A. Collins
Town Administrator / Clerk

TOWN OF PALMER LAKE, COLORADO
BY: 

John Cressman
Mayor