

**PALMER LAKE, COLORADO**

**ORDINANCE NO 17 OF 2017**

**AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE  
ISSUANCE OF LAND USE PERMITS FOR NEW CONSTRUCTION  
AND DECLARING AN EMERGENCY**

WHEREAS, THE TOWN OF PALMER LAKE HAS BEEN EXPERIENCING PROBLEMS WITH DRAINAGE, ROADWAYS, AND EROSION DUE TO NEW CONSTRUCTION; AND

WHEREAS, THE TOWN OF PALMER LAKE NEEDS ADDITIONAL TIME TO ADEQUATELY CLARIFY AND ADDRESS THE ENGINEERING REQUIREMENTS ASSOCIATED WITH LAND USE PERMITS FOR NEW CONSTRUCTION; AND

WHEREAS, THE TOWN OF PALMER LAKE FINDS IT NECESSARY TO THE PUBLIC HEALTH, SAFETY, AND WELFARE TO ADOPT THIS ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE ISSUANCE OF ADDITIONAL LAND USE PERMITS FOR NEW CONSTRUCTION; AND

WHEREAS, THE TOWN OF PALMER LAKE DECLARES THAT PASSAGE OF THIS ORDINANCE IS NECESSARY FOR THE HEALTH, SAFETY AND WELFARE OF THE PEOPLE OF THE TOWN OF PALMER LAKE.

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

**Section 1.** During the effective term of this ordinance no land use permits for new construction shall be accepted, processed, or issued by the Town of Palmer Lake, Colorado.

**Section 2.** During the period of this ordinance the Town of Palmer Lake will endeavor to study the impact of new construction on the town and determine what additional engineering work should be required of new construction..

**Section 3.** This moratorium imposed by this ordinance shall expire two months from the date of enactment of this ordinance unless sooner repealed or amended.

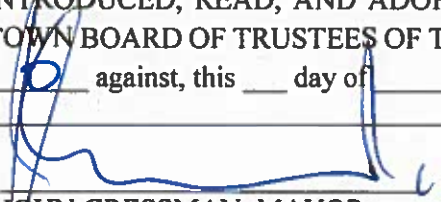

**Section 5.** The Town Board hereby finds and declares that an emergency exists which requires the immediate effectiveness of this Ordinance.

**Section 6. Severability.** It is hereby declared to be the intention of the Board of Trustees of the Town of Palmer Lake that the sentences, clauses and phrases of this ordinance are severable, and if any sentence, clause or phrase of this ordinance be declared unconstitutional or invalid by the valid judgment or decree of Court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining sentences, clauses or

phrases of this ordinance since the same would have been enacted by the Board of Trustees without the incorporation of any unconstitutional or invalid sentence, clause or phrase.

**Section 7. Publication.** The Town Clerk shall certify to the passage of this ordinance and cause notice of its contents and passage to be published or posted. This Ordinance shall become effective upon adoption.

INTRODUCED, READ, AND ADOPTED AT A DULY NOTICED REGULAR MEETING OF THE TOWN BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE by a vote of 4 in favor and 0 against, this \_\_\_ day of \_\_\_\_\_, 2017.

<p> JOHN CRESSMAN, MAYOR</p> <p>ATTEST:  TARA BERRÉTH, TOWN CLERK</p>	<p>Approved as to Form:</p> <p>_____ MAUREEN JURAN, TOWN ATTORNEY</p>
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