

**TOWN OF RIDGWAY, COLORADO
EMERGENCY ORDINANCE NO. 01-2023**

**AN EMERGENCY ORDINANCE OF THE TOWN OF
RIDGWAY, COLORADO EXTENDING A TEMPORARY
MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS
FOR MINOR SUBDIVISIONS, LOT SPLITS, REPLATS, PLAT
AMENDMENTS, MULTISITE DEVELOPMENTS, PLANNED
UNIT DEVELOPMENTS, REZONING APPLICATIONS; AND
DECLARING AN EMERGENCY**

WHEREAS, the Town of Ridgway, Colorado (“Town”) is a home rule municipality existing pursuant to the laws of the Colorado Constitution, the Colorado Revised Statutes and the Town's Home Rule Charter; and

WHEREAS, Article 3-8 of the Ridgway Charter allows for the adoption of an emergency ordinance when the Town Council determines that the ordinance is necessary to the immediate preservation of the public peace, health and safety and includes such a declaration within the ordinance and is adopted by the affirmative vote of six members of the Town Council; and

WHEREAS, pursuant to C.R.S. §31-15-103 and §31-15-104, and pursuant to the home rule and police powers of the Town, the Town Council has the power to make and publish ordinances necessary and proper to provide for the safety, preserve the health and welfare of the Town, promote the prosperity, order, comfort, and convenience of its inhabitants; and

WHEREAS, on August 10, 2022, the Town Council adopted Emergency Ordinance No. 01-2022, which imposed a temporary moratorium on the acceptance of applications for minor subdivisions, lot splits, replats, plat amendments, multisite developments, planned unit developments, rezoning applications; and, declaring an emergency; and

WHEREAS, Section 2 of Emergency Ordinance No. 01-2022 states that the temporary moratorium “shall automatically terminate upon the adoption of an updated Chapter 7 of the Town of Ridgway Municipal Code, or March 31, 2023, unless terminated earlier by the Town Council or extended in its duration by enactment of another Ordinance by the Town Council”; and

WHEREAS, since the adoption of Emergency Ordinance No. 01-2022, the Town Council, Planning Commission, Town staff, and Town consultants, have been duly and efficiently pursuing the steps necessary to update the Town’s Zoning and Subdivision regulations in an effort to address the concerns expressed in Emergency Ordinance No. 01-2022, and the issues that led to the adoption of such moratorium; and

WHEREAS, the Town Council believes and finds that all of the issues, concerns, and reasoning set forth in Emergency Ordinance No. 01-2022 that were the basis of the moratorium are still applicable, and incorporates herein by this reference the findings set forth in Emergency Ordinance No. 01-2022, and further finds that in order to complete the work necessary to accomplish the goals set forth in Emergency Ordinance No. 01-2022, a brief extension of the moratorium is necessary for the health, peace, safety, and general wellbeing of the residents and visitors of Ridgway.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF RIDGWAY, COLORADO THAT:

Section 1. Pursuant to Section 2 of Emergency Ordinance No. 01-2022, said Ordinance and the moratorium established in said ordinance is hereby extended for a period of four months and, therefore, Emergency Ordinance No. 01-2022, shall terminate on July 31, 2023.

INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED AS AN EMERGENCY on March 8, 2023, at Ridgway Town Hall, located at 201 N. Railroad Street, Ridgway, Colorado.

BY:

ATTEST:

John Clark, Mayor

Pam Kraft, Town Clerk

APPROVED AS TO FORM:

Bo James Nerlin, Town Attorney