

ORDINANCE

AN ORDINANCE OF THE CITY OF MANITOU SPRINGS, COLORADO, CONTINUING THE MORATORIUM ON REQUESTS FOR INCENTIVE AWARDS FOR PROPERTIES WITHIN THE HISTORIC DISTRICT

WHEREAS, the City Council adopted Ordinance No. 3415 imposing a moratorium on requests for incentive awards for properties within the Historic District for a period of six months;

WHEREAS, the City Council tasked the Historic Preservation Commission with reviewing the relevant Code provision and providing a recommendation to City Council;

WHEREAS, during the time period when the Historic Preservation Commission was reviewing the matter, the initial moratorium was extended for an additional six months;

WHEREAS, the Historic Preservation Commission has reviewed the matter and provided recommended revisions;

WHEREAS, the City Attorney and City Planning Staff are in the process of integrating Planning Commission's recommendations into a final ordinance for review by the City Council at the City Council's October 20, 2016 meeting; and

WHEREAS, the City Council desires to extend the moratorium until November 30, 2016, to provide time for City Council consideration at a first and second reading and then publication of the ordinance prior to it going into effect.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANITOU SPRINGS, COLORADO, THAT:

Section 1: The moratorium imposed in Ordinance No. 3415, as subsequently extended, shall be further extended until November 30, 2016 or until the effective date of a new ordinance addressing incentive awards for historic district properties, whichever occurs first.

Section 2: 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 City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 3: This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

Passed on first reading and ordered published this 20th day of September, 2016.

/s/ Donna Kast
City Clerk, Donna Kast

A Public Hearing on this ordinance will be held at the October 4, 2016, City Council meeting. The Council Meeting will be held at 6:00 P.M. at City Hall, 606 Manitou Avenue, Manitou Springs, Colorado.

Ordinance Published: September 22, 2016. (in full)
City's Official Website and City Hall

Passed on second reading and adopted by City Council this 4th day of October, 2016.

/s/ Nicole Nicoletta
Mayor, Nicole Nicoletta

Attest: /s/ Donna Kast
City Clerk, Donna J. Kast

Ordinance Published: October 6, 2016 (in full)
City's Official Website and City Hall