

ORDINANCE

TABLED

An Ordinance Amending the Zoning Code of the City of Manitou Springs, Colorado, to Rezone the Property Known at 110 El Paso Blvd. From the Commercial to the High Density Residential Zoning District

WHEREAS, the current property owner applied for rezoning of this property so that it can be utilized solely for residential occupation.

WHEREAS, the Manitou Springs City Council, after reviewing the recommendations and findings of the Planning Department and Planning Commission, has approved rezoning the property described in Section 1 below from Commercial to High Density Residential.

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

SECTION 1: The following described property shall be rezoned from Commercial to High Density Residential:

LOTS 9-10 AND SOUTH 80 FT OF LOT 11, BLOCK 2, GARDEN OF THE GODS VILLAGE SUBDIVISION, MANITOU SPRINGS, COLORADO

SECTION 2: This rezoning shall be reflected within the Zoning Code of the City of Manitou Springs and the Zoning Map.

SECTION 3: 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 hereto irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

SECTION 4: The repeal or modification of any provision of Manitou Springs Municipal Code by this ordinance shall not release, extinguish, alter, modify or change in whole or in part any penalty, forfeiture or liability, either civil or criminal, which shall have been incurred under such provision. Each provision shall be treated and held as still remaining in force for the purpose of sustaining any and all proper actions, suits, proceedings and prosecutions for enforcement of the penalty, forfeiture or liability, as well as for the purpose of sustaining any judgment, decree or order which can or may be rendered, entered or made in such actions, suits, proceedings or prosecutions.

SECTION 5: This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

SECTION 6: This Ordinance shall be in full force and effect from and after five (5) days of its final passage and publication as provided by law.