

**ORDINANCE NO. 03
Series 2006**

August 30, 2005: Introduced as Council Bill 11, Series 2005 by Councilmember Tisdale, seconded by Councilmember Blum, and considered by the title only on first reading. Passed unanimously.

February 21, 2006: Considered in full text on second reading. Passed unanimously

**A BILL FOR AN ORDINANCE
OF THE CITY OF CHERRY HILLS VILLAGE
AMENDING THE CITY OF CHERRY HILLS VILLAGE MUNICIPAL CODE
BY AMENDING SECTION 16-16-40, CONCERNING FENCES.**

WHEREAS, the City of Cherry Hills Village is a home rule municipal corporation organized in accordance with Article XX of the Colorado Constitution; and

WHEREAS, the City of Cherry Hills Village is authorized to regulate land uses for property within the boundaries of the City; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, ORDAINS:

Section 1. That Section 16-16-40 of the City of Cherry Hills Village Municipal Code is hereby amended by the addition of a new section 7:

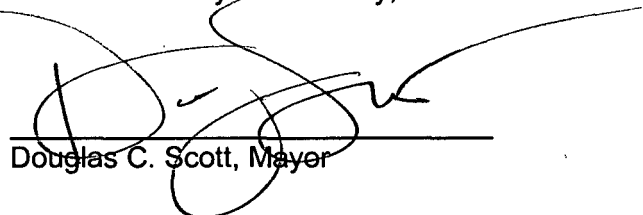
Section 16-16-40. Fences and walls.

(7) Fences may be constructed for utility stations as permitted in this Chapter providing such fences do not exceed eight feet (8') in height and are not more than fifty percent (50%) solid.

Section 2. Severability. If any provision of this ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this ordinance that can be given effect without the invalid portion, provided that such remaining portions or applications of this ordinance are not determined by the court to be inoperable. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, despite the fact that any one or more section, subsection, sentence, clause, phrase, or portion would be declared invalid.

Section 3. Effective Date. This ordinance shall take effect in accordance with the City of Cherry Hills Village Home Rule Charter.

Adopted as Ordinance No. 3 Series 2006, by the City Council of the City of Cherry Hills Village, Colorado this 21ST day of February, 2006.



Douglas C. Scott, Mayor

ATTEST:



Jennifer Pettinger, CMC, City Clerk

APPROVED AS TO FORM:



Thad Renaud, City Attorney

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