

ORDINANCE 3

SERIES 2000

December 14, 1999: Introduced as Council Bill No. 22, Series of 1999, by Tim Roble, seconded by Jan Steiert, and considered by title only on first reading. Passed Unanimously.

January 18, 2000: Considered in full text on second reading. Passed unanimously. Designated at Ordinance No. 3, Series 2000.

AN ORDINANCE DECLARING A TEMPORARY MORATORIUM ON THE ACCEPTANCE BY THE CITY OF CHERRY HILLS VILLAGE OF EXPANDED USE APPLICATIONS PENDING ADOPTION OF NEW REGULATIONS

WHEREAS, the City Council for the City of Cherry Hills Village (the "City") desires to protect and preserve the health, safety and welfare of its citizens as well as the patrons of schools, churches and private clubs through the implementation of a comprehensive ordinance amending the expanded use regulations; and

WHEREAS, the City Council finds that the congestion on City thoroughfares, especially University Boulevard and Hampden, Belleview and Quincy Avenues, is increasingly threatening the public health, safety and welfare and that expanded uses as defined in the Cherry Hills Village Municipal Code ("Code") Sections 6-5-1 and 6-10-2 have from time to time added and could add more traffic to these already congested thoroughfares; and

WHEREAS, the City Council finds that portions of the City, including significant areas of residential development, lie down-gradient from sites which have the potential to expand; and

WHEREAS, the City Council finds that developing unimproved ground results in eliminating impervious surface and open space, which, if unregulated or not appropriately regulated, has a deleterious effect on neighboring residential and commercial areas including but not limited to flooding and erosion; and


WHEREAS, the City Council finds that currently there are no pending applications for expanded use except Downing Street Foundation's application; and

WHEREAS, the City Council hereby determines that it is necessary to impose a moratorium of limited duration on the acceptance of expanded use applications to protect and preserve the health, safety, welfare and economic well-being of the City and its citizens while appropriate expanded use regulations are developed.

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

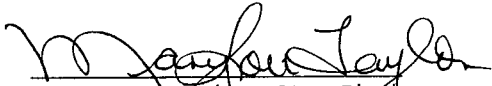
Section 1. Acceptance of Expanded Use Applications. The acceptance by the City of applications for expanded use under Code Sections 6-5-1, 6-10-2 or any other Section is hereby prohibited for a period to and through May 31, 2000, which period may be extended from time to time by Ordinance of the City Council but in no case shall extensions extend the effect of this Ordinance beyond September 14, 2000.

Adopted as Ordinance No. 3 Series 2000 by the
City Council of the City of Cherry Hills Village,
Colorado, this 18th day of January, 2000




John F. Welborn, Mayor

ATTEST:



MaryLou Taylor, City Clerk

APPROVED AS TO FORM:



Erin M. Smith, City Attorney