

ORDINANCE NO. 4
Series 2020

March 3, 2020: Introduced as Council Bill 4, Series 2020 by Councilor Randy Weil, seconded by Councilor Mike Gallagher and considered in full text on first reading. Passed by a vote of 4 yes and 2 no.

May 5, 2020: Considered in full text on second reading. Passed by a vote of 6 yes and 0 no.

**A BILL FOR AN ORDINANCE
OF THE CITY OF CHERRY HILLS VILLAGE
AMENDING SECTION 16-4-10 OF THE MUNICIPAL CODE
CONCERNING OFF-STREET PARKING REQUIREMENTS**

WHEREAS, the City of Cherry Hills Village is a home rule municipal corporation created and organized pursuant to Article 20 of the Colorado Constitution and the Home Rule Charter of the City of Cherry Hills Village ("Charter"); and

WHEREAS, in accordance with Article IV of the Charter, the City Council is authorized to adopt ordinances regarding the use and development of property; and

WHEREAS, at a duly noticed meeting held on February 11, 2020, the Cherry Hills Village Planning and Zoning Commission considered and recommended that City Council adopt an amendment to Section 16-4-10 of the Cherry Hills Village Municipal Code to provide additional clarity regarding the methodology for calculating off-street parking requirements; and

WHEREAS, the City Council finds and determines that the proposed amendment to Section 16-4-10 provides such clarity and advances the health, safety, and general welfare of the public and desires to amend that section accordingly.

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

Section 1. Section 16-4-10(a) of the Cherry Hills Village Municipal Code, *Off-street Parking Requirements*, is amended as set forth below, with additions shown as underlined text and deletions shown as strike-throughs, and portions of such Section 16-4-10 not amended herein, including Table 16-4-10, shall remain in full force and effect.

Sec. 16-4-10. - Off-street parking requirements.

(a) Generally. Off-street parking shall be provided in accordance with Table 16-4-10, Off-Street Parking Requirements. Where more than one (1) land use is conducted on a single lot, parking shall be required for each land use, ~~even if one (1) use is accessory to the other~~.

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 be declared invalid.

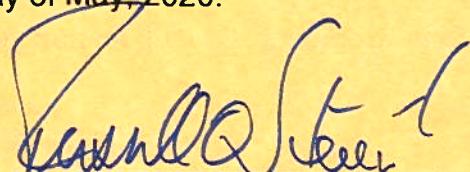
Section 3. Safety. This ordinance is deemed necessary for the protection of the health, welfare, and safety of the community.

Section 4. Codification Amendments. The codifier of the City's Municipal Code, Municode, is hereby authorized to make such numerical and formatting changes as may be necessary to incorporate the provisions of this ordinance within the Cherry Hills Village Municipal Code.

Section 5. Effective Date. This ordinance shall become effective ten (10) days after publication after second reading in accordance with Section 4.5 of the Charter for the City of Cherry Hills Village.

Adopted as Ordinance No. 4 Series 2020, by the City Council of the City of Cherry Hills Village, Colorado this 5th day of May, 2020.

(SEAL)



Russell O. Stewart, Mayor

ATTEST:



Laura Gillespie, City Clerk

APPROVED AS TO FORM:



Kathie B. Guckenberger, City Attorney

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CITY OF CHERRY HILLS
VILLAGE
ADOPTION OF ORDINANCE
ORDINANCE 4, SERIES 2020

A BILL FOR AN ORDINANCE OF
THE CITY OF CHERRY HILLS
VILLAGE AMENDING SECTION
16-4-10 OF THE MUNICIPAL
CODE CONCERNING OFF-
STREET PARKING REQUIRE-
MENTS

Copies of the Ordinances are on
file at the office of the City Clerk
and may be inspected during regu-
lar business hours.

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