

**ORDINANCE NO. 07**  
**Series 2008**

April 15, 2008: Introduced as Council Bill 5, Series 2008 by Councilmember Russell Stewart, seconded by Councilmember Scott Roswell, and considered by the title only on first reading. Passed by a vote of 5 yes and 0 no.

May 6, 2008: 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 2-6-30**  
**OF THE CHERRY HILLS VILLAGE MUNICIPAL CODE,**  
**CONCERNING TERMS OF OFFICE**  
**FOR THE PLANNING AND ZONING COMMISSION**

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

WHEREAS, Section 8.3 of the City of Cherry Hills Village Charter establishes a Planning and Zoning Commission consisting of a number of members from time to time specified by the City Council by ordinance; and

WHEREAS, Section 8.3 of the City of Cherry Hills Village Charter further establishes that such members of the Planning and Zoning Commission shall be appointed by the City Council for overlapping terms of three (3) years; and

WHEREAS, Section 2-6-30(a) of the City of Cherry Hills Village Municipal Code established terms of office for the Planning and Zoning Commission of overlapping three (3) year terms expiring on the third Tuesday in May of each year; and

WHEREAS, the City Council desires to modify the date for which terms expire for Planning and Zoning Commissioners from the third Tuesday in May to the third Tuesday in September of each year.

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

Section 1. That Section 2-6-30(a) of the City of Cherry Hills Village Municipal Code, concerning terms of office for the Planning and Zoning Commission, is hereby amended as follows:

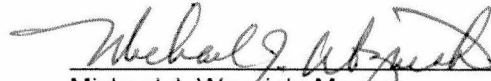
**Sec. 2-6-30. Terms of office; organization.**

(a) The terms of office of the members of the Planning and Zoning Commission shall be for overlapping terms of three (3) years as provided by the City Charter. Each member shall therefore be appointed for a three-year term with terms expiring the third Tuesday in ~~September~~ May of each year.

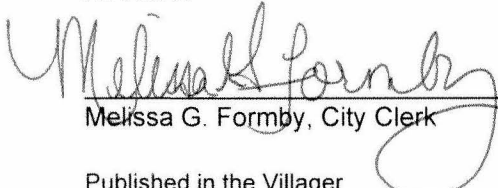
Section 2. Severability. If any provision of this ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this ordinance that can be given effect without the invalid portion, provided that such remaining 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. 7, Series 2008,  
by the City Council of the City of Cherry  
Hills Village, Colorado, on the 6<sup>th</sup> day of  
May, 2008.

  
Michael J. Wozniak, Mayor

ATTEST:

  
Melissa G. Formby, City Clerk

APPROVED AS TO FORM:

  
Kenneth S. Fellman, City Attorney

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CITY OF CHERRY HILLS VILLAGE  
ADOPTION OF ORDINANCE  
ORDINANCE 7, SERIES 2008  
A BILL FOR AN ORDINANCE AMENDING  
SECTION 2-5-30 OF THE MUNICIPAL  
CODE, CONCERNING TERMS OF  
OFFICE FOR THE PLANNING AND ZON-  
ING COMMISSION.  
ORDINANCE 8, SERIES 2008  
A BILL FOR AN ORDINANCE AMENDING  
SECTION 10-4-30 OF THE MUNICIPAL  
CODE, CONCERNING TRESPASSING  
Copies of the Ordinances are on file at the  
office of the City Clerk and may be inspect-  
ed during regular business hours.  
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