

**TOWN OF PARACHUTE
ORDINANCE NO. 711-2017**

**AN ORDINANCE REPEALING AND REENACTING, WITH AMENDMENTS,
TITLE 15 OF THE PARACHUTE MUNICIPAL CODE CONCERNING LAND USE**

WHEREAS, the Town of Parachute is a home rule town, governed by its elected Mayor and Board of Trustees; and

WHEREAS, the Town is authorized by CRS 31-23-101 et seq. to adopt and enforce regulations for the preservation of the public health, safety and welfare, including regulations governing the zoning and development of land; and

WHEREAS, the Board is also authorized to adopt this ordinance pursuant to state law, including but not limited to, C.R.S. § 24-67-101 et seq. and 31-16-101 et seq.; and

WHEREAS, in the exercise of this authority, the Board of Trustees of the Town of Parachute previously adopted Title 15 of the Parachute Municipal Code entitled "Land Use Regulations," which includes requirements for land development within the Town; and

WHEREAS, the Board of Trustees desires to repeal and reenact Title 15 of the Parachute Municipal Code, with amendments; and

WHEREAS, the Parachute Planning and Zoning Commission after notice and hearing has recommended the Board of Trustees adopt the amendments set forth in this Ordinance; and

WHEREAS, the Board of Trustees has provided notice of a public hearing on this Ordinance by publication as provided by law and held a public hearing as provided in said notice.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, AS FOLLOWS:

Section 1. Title 15 repealed and reenacted. Title 15 of the Parachute Municipal Code ("Code") entitled "Land Use Regulations" is hereby repealed and reenacted, with amendments, as reflected in the version of Title 15 attached hereto as **Exhibit A** and incorporated herein by reference.

Section 2. **Official Zoning Map.** The Official Zoning Map of the Town, showing the boundaries of zone districts within the Town, as presently configured, is hereby adopted as the zoning map for purposes of this title. The Official Zoning Map, as amended from time to time, shall be maintained on file in the office of the Town Clerk.

Section 3. Effective date for current and new applications. All applications for land use changes initiated on and after the effective date of this Ordinance shall be reviewed pursuant to the review process and standards set forth in this Ordinance. All applications for land use changes submitted for review prior to the effective date of this Ordinance shall be reviewed pursuant to the process and under the criteria set forth in applicable portions of the Parachute Municipal Code in force prior to that date. This entitlement to review all land use applications under prior regulations is limited to review of the then-presently pending stage of the application only. Such prior regulations are continued for that limited purpose only. Upon approval or denial of all such remaining applications, the prior regulations shall be deemed repealed. In no event, shall resubmission of an application after its rejection or any application filed after the effective date of this Ordinance be reviewed under any such prior regulations. The expiration dates and deadlines and requirements for finalizing and recording applications for land use changes approved by the Board of Trustees prior to the effective date of this Ordinance, shall be as set forth in the portions of this Ordinance in force prior to that date.

Section 4. Severability. If any 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 Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

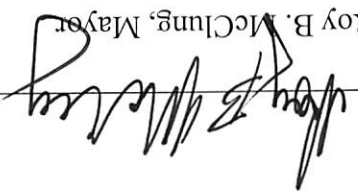
Section 5. Repeal of inconsistent ordinances. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof is hereby repealed to the extent of such inconsistency or conflict.

Section 6. No repeal of penalty. The repeal or modification of any provision of the Municipal Code of the Town of Parachute 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, and 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 the 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 7. Effective date. This Ordinance and the amendments to the Parachute Municipal Code set forth herein shall take effect February 1, 2017.

INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED
BY TITLE ONLY, by a vote of 5 to 0 of the Board of Trustees of the Town of
Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute,
Colorado on the 19th day of January, 2017 and approved by the Mayor on the
19th day of January, 2017.

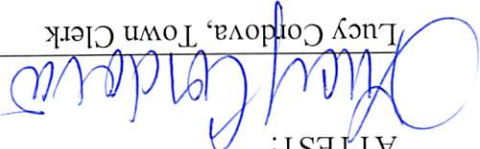
BOARD OF TRUSTEES OF THE
TOWN OF PARACHUTE, COLORADO



Roy B. McClung, Mayor



ATTEST:



Lucy Cordova, Town Clerk

PUBLIC NOTICE

Public notice is hereby given that an Ordinance entitled:

AN ORDINANCE REPEALING AND REENACTING, WITH AMENDMENTS, TITLE 15 OF THE PARACHUTE MUNICIPAL CODE CONCERNING LAND USE

was introduced before the Board of Trustees on January 19th, 2017; that a copy of said ordinance is posted at Town Hall; and that the ordinance was approved at a regular meeting of the Board of Trustees held on January 19th, 2017, and approved by the Mayor on January 19th, 2017.

Copies of the adopted ordinance are available for inspection at the Town Hall, Parachute, Colorado and available on the internet at <http://www.parachutecolorado.com>

Dated this 19th day of January, 2017

TOWN OF PARACHUTE



Lucy Cordova, Town Clerk

EXHIBIT A
Title 15 of the Parachute Municipal Code