

**TOWN OF PARACHUTE  
ORDINANCE NO. 761-2019**

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**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PARACHUTE, COLORADO, AMENDING CHAPTER 15.08 OF THE PARACHUTE MUNICIPAL CODE RELATING TO PERMITTED AND PROHIBITED MATERIALS TO BE USED IN THE CONSTRUCTION OF FENCES AND HEIGHT REQUIREMENTS IN THE OLD TOWN ZONE DISTRICT.**

**WHEREAS**, the Town of Parachute (“Parachute” or the “Town”) is a home-rule municipality organized pursuant to Article XX of the Colorado Constitution and with the authority of the Parachute Home Rule Charter; and

**WHEREAS**, the Parachute Town Council desires the use of building materials that enhance the appearance of the Town and its environs; and

**WHEREAS**, the Parachute Town Council desires that fences constructed in the Old Town Center Zone District enhance the purpose of zero-lot line setbacks by contributing to a sense of community; and

**WHEREAS**, Chapter 15.08 of the Parachute Municipal Code governs the siting, design, and construction of fences within the Town; and

**WHEREAS**, the Parachute Planning Commission, at its regular meeting held February 14, 2019 recommended for approval this amendment to Chapter 15.08 of the Parachute Municipal Code to clarify appropriate material and height requirements for the construction of fences in the Town; and

**WHEREAS**, the Town Council desires to clarify that fences may be constructed only with certain materials and must generally be uniform in height.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PARACHUTE, COLORADO THAT:**

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Chapter 15.08 of the Parachute Municipal Code is hereby amended as follows, with double underlined text added and ~~strike through language deleted~~.

**15.08.030 Maximum height.**

A. No fence shall exceed seven feet (7') in combined height, except as permitted in an approved development plan or by special review.

B. The maximum height of a fence placed in a front-yard setback shall be four feet (4'), except

that

1. Notwithstanding section 15.02.140 of this Code, no fence in the Old Town Center Zone District shall exceed four feet (4') in height along the Frontage when aligned directly in front of a Building.

2. For properties with an elevated front yard that causes a four-foot (4') fence to rise higher than four feet (4') above the elevation of the curb, fences of a nonopaque material such as chain link or slotted wood shall be used to preserve views.

C. Fence height shall be measured from the finished grade directly beneath the fence.

\* \* \*

**15.08.050 ~~Prohibited m~~ Materials, prohibitions.**

A. Material permitted. Fences shall be constructed from materials which are commonly used for fencing and shall not be constructed from railroad ties, wood pallets, tires, rubble or salvaged material. Commonly used fence materials include wood, brick, stone, split railing, chain-link, wire, vinyl, ornamental iron work. Materials not listed are subject to approval by Town Manager.

B. Prohibition. No person shall construct, maintain, or cause to be constructed or maintained any fence of barbed wire, razor wire, and electric unless specifically authorized in an approved development plan, through special review as set forth in PMC 15.01.220 or where used to control the movement of permitted livestock.

C. Nonconforming fences. ~~Barbed wire, razor wire, and electric fences existing before August 1, 2017, Fences constructed from materials not permitted under this section prior to the effective date of this ordinance~~ and not otherwise being authorized in the Town shall be permitted to exist as nonconforming fences, but shall not be repaired or replaced with similar materials.

**INTRODUCED, READ, PASSED, ADOPTED, AND ORDERED PUBLISHED BY TITLE ONLY** by a vote of 5 to 0 of the Council of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 21<sup>st</sup> day of FEBRUARY 2019 and approved by the Mayor on the 21 day of FEBRUARY 2019.

**TOWN OF PARACHUTE, COLORADO**

Town of Parachute, Colorado  
Ordinance No. 761-2019  
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*Roy McClung*  
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Roy McClung, Mayor

**ATTEST:**  
*Lucy Cordova*  
\_\_\_\_\_  
Lucy Cordova, Town Clerk

**PUBLIC NOTICE**

Public notice is hereby given that an Ordinance entitled:

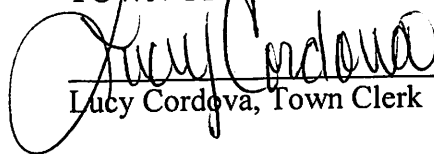
**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PARACHUTE, COLORADO, AMENDING CHAPTER 15.08 OF THE PARACHUTE MUNICIPAL CODE RELATING TO PERMITTED AND PROHIBITED MATERIALS TO BE USED IN THE CONSTRUCTION OF FENCES AND HEIGHT REQUIREMENTS IN THE OLD TOWN ZONE DISTRICT.**

was introduced before the Town Council on FEBRUARY 21, 2019; that a copy of said Ordinance is posted at Town Hall; and that the Ordinance was approved at a regular meeting of the Town Council held on FEBRUARY 21, 2019, and approved by the Mayor on FEBRUARY 21, 2019.

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 21 day of FEBRUARY, 2019.

**TOWN OF PARACHUTE**

  
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Lucy Cordova, Town Clerk