

TOWN OF ERIE
ORDINANCE NO. ____-2020

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF ERIE
AMENDING TITLE 10, CHAPTER 7 OF THE ERIE MUNICIPAL CODE TO
EXPAND THE FLEXIBILITY FOR PLANNED DEVELOPMENT ZONING**

WHEREAS, the Board of Trustees wishes to amend the Unified Development Code to allow additional flexibility for planned development zone districts; and

WHEREAS, the Board of Trustees finds that it is in the best interest of the public health, safety and welfare to amend the Erie Municipal Code as set forth herein.

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

Section 1. Section 10-7-23(A)(1) of the Erie Municipal Code is hereby amended to read as follows:

10-7-23: PLANNED DEVELOPMENT (PD) ZONING

A. Purpose

1. This Section makes available, pursuant to the Planned Unit Development Act of 1972, Article 67 of Title 24, C.R.S., a procedure to modify specific regulations of the UDC within a Planned Development (PD) zone district at the time of initial zoning for annexation or as a rezoning of a property from another zone district. Within the PD zone district modification may be considered for ~~any the following~~ Sections of the UDC.:

- a. ~~Chapter 3: Use Regulations;~~
- b. ~~Chapter 4: Dimensional Standards;~~
- c. ~~Chapter 5, Section 5.4: Layout and Design of Subdivisions; and,~~
- d. ~~Chapter 6: Development and Design Standards.~~

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Section 2. Severability. If 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, or part, or parts be declared unconstitutional or invalid.

Section 3. Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

Section 4. Effective Date. This Ordinance shall take effect 30 days after publication following adoption.

INTRODUCED, READ, PASSED AND ORDERED PUBLISHED this 11th day of February, 2020.

Jennifer Carroll, Mayor

ATTEST:

Joanne Salser, Deputy Town Clerk