

**TOWN OF ERIE
PLANNING COMMISSION
RESOLUTION NO. P21-07**

**A Resolution of the Planning Commission of the Town of Erie
Recommending that the Board of Trustees Approve an Ordinance
Amending Title 10 of the Erie Municipal Code**

Whereas, on May 5, 2021, the Planning Commission reviewed an ordinance proposing amendments (Exhibit A) to Title 10 of the Code; and

Whereas, for all amendments to Title 10 of the Erie Municipal Code, a recommendation from the Planning Commission to the Board of Trustees is necessary.

Now, Therefore, be it Resolved by the Planning Commission of the Town of Erie, Colorado, that:

Section 1. The Planning Commission hereby recommends that the Board of Trustees adopt the ordinance amending Title 10 of the Erie Municipal Code, as presented to the Planning Commission with the following recommended changes:

- a. Remove Section 1.
- b. Modify Section 2. to state: Table 3-1 in Section 10-3-1 of the Erie Municipal Code is hereby amended to include "Pawnbroker Business" in the "Commercial Uses" section, with Pawnbroker Business ~~not listed as a permitted use or special review use in any zone district in~~ *the CC-Community Commercial, RC-Regional Commercial, B-Business, and LI-Light Industrial zone districts within* the Town.

Adopted this 5th day of May 2021



Kelly Zuniga, Chair

ATTEST:



Melinda Helmer, Secretary

**Town of Erie
Ordinance No. 11-2021**

**An Ordinance of the Board of Trustees of the Town of Erie
Amending Section 10-3-1 of the Erie Municipal Code Relating to
Permitted Uses, Amending Section 10-7-5 of the Erie Municipal
Code Relating to Rezoning Procedures, and Amending Section 10-
11-3 of the Erie Municipal Code to Add a Definition**

**Now Be it Ordained by the Board of Trustees of the Town of Erie,
Colorado, that:**

Section 1. Section 10-3-1.A. of the Erie Municipal Code is hereby repealed in its entirety and reenacted as follows:

A. Any use not expressly listed in Table 3-1 as a permitted use or a special review use is prohibited in the Town.

Section 2. Table 3-1 in Section 10-3-1 of the Erie Municipal Code is hereby amended to include "Pawnbroker Business" in the "Commercial Uses" section, with Pawnbroker Business not listed as a permitted use or special review use in any zone district in the Town.

Section 3. Section 10-11-3 of the Erie Municipal Code is hereby amended by the addition of the following new definition:

Pawnbroker business: Any business including a pawnbroker, as defined by C.R.S. § 29-11.9-101, as amended.

Section 4. Section 10-7-5.B.8.d. of the Erie Municipal Code is hereby amended as follows:

10-7-5 – Rezoning.

B. Procedure:

* * *

8. Decision and findings: Applicable. The following additional procedures shall apply:

* * *

d. Form of ~~amending~~ ordinance. An ordinance *rezoning property* ~~amending the zoning map~~ shall contain the following:

(1) The name of each *zone* use district to which the ordinance applies; and

(2) The legal description of the *affected property* ~~and within each zoning district applied by the ordinance~~, *a map showing the affected property, or any other information identifying the affected property.*

* * *

Section 5. Severability. If any article, 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, or part, or parts be declared unconstitutional or invalid.

Section 6. 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 7. Effective Date. This Ordinance shall take effect 30 days after publication following adoption.

Introduced, read, passed and ordered published this 25th day of May, 2021.

Jennifer Carroll, Mayor

Attest:

Heidi Leatherwood, Town Clerk