

ORDINANCE NO. 2016-035

AN ORDINANCE AMENDING SECTION 17.04.040 OF THE CASTLE ROCK MUNICIPAL CODE REGARDING THE CRITERIA FOR CONDUCTING NEIGHBORHOOD MEETINGS PRIOR TO AND DURING THE LAND DEVELOPMENT APPLICATION PROCESS

WHEREAS, the Town of Castle Rock, Colorado (the “Town”) is a home rule municipality organized pursuant to Article XX of the Colorado Constitution; and

WHEREAS, the Town of Castle Rock is a home rule municipal corporation and the Town Council is empowered to adopt such ordinances as are necessary to protect the health, safety and welfare of the community; and

WHEREAS, it was recognized that existing language in the code related to neighborhood meetings is not sufficient to ensure community input; and

WHEREAS, Town Council (“Council”) is desirous to take meaningful action to ensure community input for all land use applications; and

WHEREAS, Council finds it appropriate to clearly define the manner in which neighborhood meetings will be conducted during the land use application process; and

WHEREAS, public hearings have been held on this Ordinance before the Planning Commission and Town Council as required by the Town regulations.

NOW, THEREFORE, IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO:

Section 1. Amendment. Section 17.04.040 of the Castle Rock Municipal Code is amended in its entirety to read as follows:

17.04.040 - Neighborhood meetings.

Applicants are required to hold neighborhood meetings on development applications in accord with the provisions below. The Development Procedures Manual establishes guidelines for neighborhood meetings. The neighborhood meeting must be held within one year prior to an application submittal.

A. Applicants who submit annexation and zoning applications concurrently are required to conduct neighborhood meetings; one meeting prior to application submittal to the Town and if deemed necessary, one meeting following application acceptance by the Town. In addition, Town staff may request that an Applicant conduct additional neighborhood meetings.

B. Applicants who submit zoning and PD amendment applications are

required to conduct neighborhood meetings; one meeting prior to application submittal to the Town and if deemed necessary, one meeting following application acceptance by the Town. In addition, Town staff may request that an Applicant conduct additional neighborhood meetings.

C. Town staff may request Applicants who submit applications for site development plans, interface or Use By Special Review conduct a neighborhood meeting prior to application submittal to the Town, and Town staff may also request a neighborhood meeting following application acceptance by the Town.

Section 2. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect the remaining provisions of this ordinance.

Section 3. Safety Clause. The Town Council finds and declares that this ordinance is promulgated and adopted for the public health, safety and welfare and this ordinance bears a rational relation to the legislative object sought to be obtained.

APPROVED ON FIRST READING this 4th day of October, 2016 by a vote of 5 for and 0 against, after publication in compliance with Section 2.02.100.C of the Castle Rock Municipal Code; and

PASSED, APPROVED AND ADOPTED ON SECOND AND FINAL READING this ___ day of _____, 2016, by the Town Council of the Town of Castle Rock by a vote of ___ for and ___ against.

ATTEST:

TOWN OF CASTLE ROCK

Sally A. Misare, Town Clerk

Paul Donahue, Mayor

Approved as to form:

Approved as to content:

Robert J. Slentz, Town Attorney

Bill Detweiler, Director of Development Services