

ORDINANCE 95-31

DC9802439

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**AN ORDINANCE DESIGNATING 302 AND 304 WILCOX STREET
AS LOCAL HISTORIC LANDMARKS**

WHEREAS, 302 and 304 Wilcox Street are included in the 1985 Historic Building Inventory; and

WHEREAS, the owner of the property, Joyce Armer, has requested local landmark designation; and

WHEREAS, the site meets the criteria for historic landmark designation as found in Ordinance 94-01.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO AS FOLLOWS:

SECTION 1. Amendment. Ordinance 94-02 is amended by adding sections (l) and (m) to read as follows:

- (l) Historic name: Commercial Building at 302 Wilcox Street
 address: 302 Wilcox Street
 legal description: Lot 8, Block 19, Castle Rock Subdivision
 present use: commercial
 historic significance: Contributes to an historic district. Structure exceeds 50 years in age.
 key architectural features: Single story wall bearing commercial structure with the storefront at the front property line.
- (m) Historic name: Commercial Building at 304 Wilcox Street
 address: 304 Wilcox Street
 legal description: Lot 9, Block 19, Castle Rock Subdivision
 present use: Commercial
 historic significance: Contributes to an historic district. Structure exceeds 50 years in age.
 key architectural features: Single-story wall bearing commercial structure with the storefront at the front property line.

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 objective sought to be obtained.

SUBMITTED this 24th day of August, 1995 and approved for publication and further reading by a vote of the Town Council of the Town of Castle Rock of 7 for and 0 against.

PASSED, APPROVED AND ADOPTED this 14th day of September, 1995, by the Town Council of the Town of Castle Rock by a vote of 7 for and 0 against.

ATTEST:

TOWN OF CASTLE ROCK

Sally Misare
Sally Misare, Town Clerk

Mark C. Williams
Mark C. Williams, Mayor

APPROVED AS TO FORM:

Robert J. Slentz
Robert J. Slentz, Town Attorney

(TCORD.HIS)

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ORDINANCE NO. 94-01

ARTICLE VII. PENALTIES AND SANCTIONS

17.67.200 Prohibition. No person shall violate or permit to be violated any of the requirements of this Chapter or the terms of a landmark alteration certificate.

(a) Criminal penalties. The following violations of this chapter are punishable by a fine of up to \$1,000 and/or up to one year imprisonment:

- (1) Moving or demolishing a designated landmark structure without an approved Landmark Alteration Certificate.
- (2) Other types of alterations to a designated landmark without an approved landmark alteration certificate.
- (3) Moving, demolishing, or otherwise altering a structure with a pending application for landmark designation.
- (4) Alterations to a defined historically significant structure without having first undergone the required public meeting process.

(b) Council sanctions. Irrespective of the imposition of the criminal penalties provided above, the Town Council may impose the following non-penal sanctions, if after a due process hearing, it is found that the provisions of this chapter have been violated:

- (1) Moving or demolishing a designated landmark structure without an approved Landmark Alteration Certificate. The Town Council may restrict the issuance of any building permits on the site for a period of up to five (5) years, in addition to any fines imposed through the municipal court.
- (2) Other types of alterations to a designated landmark without an approved landmark alteration certificate. The Town Council may require that the structure be returned to its original state or restrict the issuance of any building permit on the site for up to two (2) years, in addition to any fines imposed through the municipal court.
- (3) Moving, demolishing, or otherwise altering a structure with a pending application for landmark designation. The Town Council may restrict the issuance of any building permit on the site for a period of up to five (5) years, in addition to any fines imposed through the municipal court.