

**TOWN OF PALISADE, COLORADO
ORDINANCE NO. 2020-12**

AN ORDINANCE OF THE TOWN OF PALISADE, COLORADO AMENDING LAND DEVELOPMENT CODE SECTIONS 6.01, 7.03, AND 14.02 TO ALLOW FOR A TAVERN AS AN ALLOWABLE USE UNDER TOWN CENTER AND COMMERCIAL BUSINESS ZONING.

WHEREAS, pursuant to Section 31-23-305, C.R.S., the Board of Trustees may adopt, alter or amend zoning and regulations; and

WHEREAS, the Board of Trustees believe that taverns should be an allowable use under the Land Development Code section 6.01; and

WHEREAS, the Board of Trustees believe that taverns should be an allowable use under Town Center and Commercial Business; and

WHEREAS, the Palisade Board of Trustees desires to amend the Land Development Code sections 6.01, 7.03, and 14.02; and

WHEREAS, the Town's Planning Commission has recommended to the Board of Trustees that the amendments to the Land Development Code contained in this Ordinance be adopted; and

WHEREAS, in accordance with Sections 3.03 and 4.01 of the Land Development Code, and Section 31-23-306, C.R.S., on October 6th, 2020 a public hearing was held before the Planning Commission to consider a recommendation of an amendment of the Land Development Code to the Board of Trustees as set forth herein, following public notice as required by law; and

WHEREAS, in accordance with Sections 3.03 and 4.01 of the Land Development Code, and Section 31-23-304, C.R.S., on October 13th, 2020 a public hearing was held before the Board of Trustees to consider the amendment of the Land Development Code as set forth herein, following public notice as required by law; and

WHEREAS, the Board of Trustees finds and determines that the amendments to the Land Development Code, as contained herein, are necessary and designed for the purpose of promoting the health, safety, convenience, order, prosperity and welfare of the present and future inhabitants of the Town of Palisade and are consistent with the Town's Comprehensive Plan and the Town's other goals, policies and plans.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALISADE, COLORADO:

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

Section 2. Land Development Code Section 6.01, 7.03, and section 14.02 is hereby amended as follows with **red bold language added** and ~~strike through language deleted~~:

Land Development Code, Section 6.01 Use Table:

Section 6.01 - Use Table

Table 6.1: Use Table												
Specific Uses Categories	Use Group	AFT	LDR	MDR	HDR	MU	TC	CB	LI	HR	CP	Specific Use Standards
Retail Marijuana Store							C	C	C	C		<u>Section 7.03M</u>
Retail, neighborhood*	Selling, leasing or renting of the following goods: books; health and beauty products; photo finishing; crafts; flowers; gifts or souvenirs; groceries; plants; picture frames; produce; stationery; tobacco; videos or any similar use. Also includes preparation and sale of baked goods, coffee, ice cream, fountain drinks, confections and similar products whose preparation does not require installation of an exhaust hood.			C	C	P	P	P		P	C	
Self-storage facility								C	P			
Service, general*	Personal services that include: animal grooming; dance, martial arts, photographic, music studio or classroom; photocopy, blueprint, quick-sign service; tattoo parlor; security service; catering service or any similar use. General services shall also include the following repair services: bicycles; mopeds; canvas products; clocks; computers; jewelry; musical instruments; office equipment; radios; shoes; televisions; furniture; watches or any similar use. Also includes a taxidermist, milliner, upholsterer or locksmith.							P	P			
Service, neighborhood*	Personal care services such as hair salon, tanning, massage, therapy or any similar use.				C	P	P	P		P		
Sexually oriented business									C			
Tasting room		P			C	P	P	P	P	P		
Tattoo parlor							P	P	P			
TAVERN							P	P				<u>Section 7.03O</u>
Vehicle sales*	A facility involved in providing direct sales, leasing or leasing of motor vehicles, light and medium trucks, tractor trailers, recreational vehicles, earthmoving equipment; construction equipment; farming equipment; and other consumer motor vehicles such as motorcycles and boats or any similar use.							P	P			
Vehicle service, heavy*	Repair services or auto body work to tractor trailers, recreational vehicles, earthmoving equipment; construction equipment; farming equipment or any similar use.	C						C	P			

Land Development Code, Section 7.03 Commercial Use Standards:

O. Taverns

- 1. These facilities must maintain a License with the Colorado Department of Revenue, Liquor Enforcement Division.**
- 2. Regardless of zoning, no tavern shall be established closer than a five hundred (500) foot distance from any school or preschool as measured from the nearest property boundary of such school use to the boundaries of the proposed licensed premises.**

Land Development Code, Section 14.02 Defined Terms:

Tavern means an establishment serving alcohol beverages in which the principal business is the sale of alcohol beverages at retail for consumption on the premises and where light snacks are available for consumption on the premises.

INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED at a regular meeting of the Board of the Trustees of the Town of Palisade, Colorado, held on October 13th, 2020.

TOWN OF PALISADE, COLORADO

By _____
Greg Mikolai, Mayor

ATTEST:

Town Clerk