

**TOWN OF PALISADE, COLORADO
ORDINANCE NO. 2023-07**

**AN ORDINANCE OF THE TOWN OF PALISADE, COLORADO
EXTENDING THE TEMPORARY MORATORIUM ON THE
ACCEPTANCE OF APPLICATIONS FOR MAJOR RESIDENTIAL
SUBDIVISIONS AND LARGE RESIDENTIAL DEVELOPMENTS.**

WHEREAS, pursuant to Section 31-15-401 and 31-23-301, C.R.S., the Town of Palisade (the “Town” or “Palisade”) has broad authority to exercise its police powers to promote the health, safety and welfare of the community and its residents, and

WHEREAS, by Ordinance Nos. 2022-12, the Town imposed a temporary moratorium and delay on the acceptance, processing and approval of all applications for any major residential subdivision or any other residential development of four (4) or more units while it prepared an update to its Comprehensive Plan; and

WHEREAS, the Town has not had an opportunity to update the Town’s Land Development Code (“LDC”) to implement the revised Comprehensive Plan; and

WHEREAS, to ensure the LDC can implement a current and accurate Comprehensive Plan that represents the vision and desire of Town residents, and in order to protect the public health, safety and general welfare of the inhabitants of the Town of Palisade, the Board of Trustees finds it is necessary to extend the temporary moratorium on new applications for major residential subdivisions and large residential developments until the Town adopts a new and updated Comprehensive Plan and adopts amendments to the LDC to implement it.

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

Section 1. Temporary Moratorium and Delay Extended. The Town of Palisade hereby extends the temporary moratorium and delay on the acceptance, processing and approval of all applications for any major residential subdivision or any other residential development of four (4) or more units enacted by Ordinance No. 2022-12, which are incorporated herein by this reference, until June 30, 2024. This temporary moratorium and delay shall automatically terminate at midnight on June 30, 2024, unless terminated earlier by the Board of Trustees or extended in its duration by enactment of another Ordinance.

Section 2. Severability. If any provision of this Ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or application of this Ordinance that can be given effect without the invalid portion, provided that such remaining portions or applications of this Ordinance are not determined to be inoperable. The Board of Trustees declares that it would have adopted this Ordinance and each section, sentence, clause, phrase or portion thereof, despite the fact that any one or more section sentence, clause, phrase or portion would be declared invalid or unconstitutional.

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 10, 2023.

TOWN OF PALISADE, COLORADO

By: 
Greg Mikolai, Mayor

ATTEST:


Keli Frasier, Town Clerk

