

**TOWN OF MORRISON, COLORADO  
BOARD OF TRUSTEES**

**ORDINANCE NO. 502**

**AN ORDINANCE AMENDING SECTION 10-1G-19 TITLE 10 OF THE MORRISON  
MUNICIPAL CODE CONCERNING TEMPORARY USE PERMITS AND DECLARING  
AN EMERGENCY**

WHEREAS, the Town of Morrison is a Colorado home rule municipality operating under a Charter approved by the electorate pursuant to Article XX of the Colorado Constitution and governed by its elected Board of Trustees; and

WHEREAS, the Board of Trustees has authority pursuant to the Home Rule Charter and C.R.S. §31-16-101, et seq. to adopt and enforce all ordinances; and

WHEREAS, in the exercise of this authority, the Board of Trustees has previously enacted Section 10-1G-19 Title 10 of the Morrison Municipal Code concerning temporary use permits; and

WHEREAS, the Board of Trustees wishes to amend the Code to provide additional scope for the approval of certain temporary use permits; and

WHEREAS, the Board of Trustees finds that immediate effectiveness of this ordinance is necessary to enable local businesses and organizations to obtain approvals for temporary facilities urgently needed to continue operations during the present Covid 19 pandemic.

**NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Morrison, Colorado:**

**Section 1.** Section 10–1G–19 of the Morrison Municipal Code is hereby amended to read its entirety as follows:

**10–1G–19 TEMPORARY USE PERMITS.**

A temporary permit for uses, buildings, ~~or~~TENTS, or signs OR SIMILAR STRUCTURES, may be issued by the town under the procedures in this section.

- A. Purpose and scope. The purpose of this section is to provide a mechanism for the temporary approval of a temporary use, building, ~~or~~TENT, sign OR SIMILAR STRUCTURE which, by its nature, is not required to be in existence for a lengthy period of time, and/or is needed to address a temporary need, problem or condition. Authority for the issuance of a temporary permit is hereby granted to the Town Manager, with a right of appeal by the permit applicant to the Board of Trustees.
- B. Application required. Temporary uses, buildings, ~~or~~ TENTS, signs OR SIMILAR STRUCTURES permitted by this section may not be established or conducted unless and until an application from the same has been approved by the town manager. The

application shall be filed on forms approved by the Town Manager and accompanied by a fee in the amount established by the Board of Trustees by resolution from time to time.

- C. Criteria for approval. In determining whether to approve a temporary permit, the Town Manager (and the Board of Trustees, upon appeal) shall consider the following criteria:
1. whether the proposed permit will have a detrimental effect upon the general health, welfare and safety of persons residing or working in the neighborhood of the proposed permit;
  2. whether the proposed permit will adversely affect light, air, or water or cause noise or drainage pollution for the general area;
  3. whether the proposed permit will result in undue traffic congestion or hazards or unsafe parking, loading service or internal traffic conflicts on the site;
  4. whether the use, building, TENT, or sign OR SIMILAR STRUCTURE, proposed will be appropriately designed, including setbacks, heights, parking, bulk, screening and landscaping, so as to be in harmony and compatible with the character of the surrounding areas and neighborhood, and especially with adjacent properties; and
  5. any other criteria specific to the particular application deemed relevant by the Town Manager or Board of Trustees, as appropriate.
- D. Review procedure. Upon receipt of an application for a temporary permit, the Town Manager shall, at the expense of the applicant, notify all immediately adjacent property owners of the pendency of the application and ask for any written comments to be provided within FIVE (5) days. Following the conclusion of the comment period, the Town Manager shall approve, approve with conditions, or deny the application. Any denial or approval with conditions, may be appealed by the permittee to the Board of Trustees by filing a written letter of appeal with the town clerk within 10 days of the date of the town manager's decision.
- E. Term; Termination. No temporary permit may be approved for a period greater than 180 days. Any issued permit may be revoked by the Town Manager for failure of the permittee to comply with permit conditions. Unless immediate revocation is needed to protect public safety, the Town Manager shall give 10 days' notice of revocation.
- F. Renewals. Any temporary permit may be renewed upon the same or different conditions or may be denied, following a renewal application and review in substantially the same manner as for the initial application and permit.

**Section 2. Emergency Declared; Effective Date.** The Board of Trustees finds that an emergency exists requiring immediate effectiveness of this ordinance, in that the present Covid-19 pandemic has severely restricted operations of businesses and organizations within the Town, and the avenue of a temporary permit for certain facilities is urgently needed to enable these operations to continue. Pursuant to Charter Section 3.10, this ordinance shall take effect

immediately upon final adoption, and shall be published in full as required by Section 3.14 of the Charter.

**Section 3. Severability.** If any article, section, paragraph, sentence, clause or phrase of this ordinance, or the standards adopted herein is held to be unconstitutional or invalid for any reason, such decision will not affect the validity or constitutionality of the remaining portions of this ordinance.

**INTRODUCED, READ, PASSED AND ADOPTED** this 1st day of December, 2020, by a vote of 5 ayes and 0 nays.

**TOWN OF MORRISON:**

  
Sean Forey (Dec 8, 2020 15:41 MST)

Sean K. Forey, Mayor

**ATTEST:**

  
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Lyndsey Paavilainen, Town Clerk






# Ordinance 502- Temporary Use Permits Emergency

Final Audit Report

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