

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

ORDINANCE NO. 494

**AN ORDINANCE AMENDING TITLE 10 OF THE MORRISON MUNICIPAL CODE
TO ENACT A NEW SECTION 10-1G-19 CONCERNING TEMPORARY USE PERMITS**

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 Title 10 of the Morrison Municipal Code entitled zoning and land development; and

WHEREAS, the Board of Trustees wishes to amend the land development code to provide a procedure for the approval of certain temporary use permits.

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

Section 1. Title 10 of the Morrison Municipal Code is hereby amended by the addition of a new section 10-1G-19, entitled temporary uses, to read its entirety as follows:

10-1G-19 TEMPORARY USE PERMITS.

A temporary permit for uses, buildings or signs 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 sign 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 signs 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 or sign, 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 15 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 90 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. 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. The Board of Trustees hereby declares that it would have passed this ordinance and each part hereof irrespective of the fact that any one part or parts are declared unconstitutional or invalid.

Section 3. Effective Date. This ordinance shall take effect fifteen (15) days after adoption and publication as provided by Section 3.14 of the Home Rule Charter.

INTRODUCED, READ, PASSED AND ADOPTED this 16th day of June, 2020, by a vote of
5 ayes and 0 nays.

TOWN OF MORRISON:


[SeanForey \(Jun 18, 2020 10:21 MDT\)](#)

Sean K. Forey, Mayor

ATTEST:


Lyndsey Paavilainen, Town Clerk

Ordinance 494- amending Title 10 concerning temporary uses

Final Audit Report

2020-06-18

Created:	2020-06-17
By:	Lyndsey Davis (ldavis@town.morrison.co.us)
Status:	Signed
Transaction ID:	CBJCHBCAABAApaVZ3dPzh5EoutdwgRcfxYesW0a9wCKV

"Ordinance 494- amending Title 10 concerning temporary uses" History

-  Document created by Lyndsey Davis (ldavis@town.morrison.co.us)
2020-06-17 - 5:50:47 PM GMT- IP address: 70.91.173.157
-  Document emailed to Sean Forey (sforey@morrisonco.us) for signature
2020-06-17 - 5:51:05 PM GMT
-  Email viewed by Sean Forey (sforey@morrisonco.us)
2020-06-18 - 4:20:34 PM GMT- IP address: 24.8.65.73
-  Document e-signed by Sean Forey (sforey@morrisonco.us)
Signature Date: 2020-06-18 - 4:21:12 PM GMT - Time Source: server- IP address: 24.8.65.73
-  Signed document emailed to Sean Forey (sforey@morrisonco.us) and Lyndsey Davis (ldavis@town.morrison.co.us)
2020-06-18 - 4:21:12 PM GMT