

ORDINANCE NO. 253

AN ORDINANCE ADOPTING BY REFERENCE THE LAND DEVELOPMENT CODE OF THE TOWN OF HUGO, LINCOLN COUNTY, COLORADO, INCLUDING THE INTERNATIONAL BUILDING CODE, 2006 EDITION, AND THE INTERNATIONAL RESIDENTIAL CODE, 2006, EDITION, SUCH CODE TO INCLUDE ARTICLES ON ZONING, DEVELOPMENT, AND EXTENSION OF TOWN SERVICES TO UNDEVELOPED LANDS, BUILDING CODES, SUBDIVISION REGULATIONS, AND ANNEXATION, AND PROVIDING FOR PENALTIES FOR VIOLATION OF THE CODE.

Whereas, the Town of Hugo, hereinafter referred to as the "Town", in the County of Lincoln, State of Colorado, is the body corporate operating as a statutory town pursuant to the general statutes of the State of Colorado; and

Whereas, Colorado Revised Statutes, C.R.S. 31-16-201, et. seq., gives to the municipalities the authority to adopt a code, by reference, provided that all requirements of the state statute are followed; and

Whereas, the Board of Trustees, hereinafter referred to as the "Board", has determined that the zoning resolution, initially adopted as Ordinance No. 171, was outdated in certain parts and has been updated many times since 1985, and that a Land Code including the updated zoning resolution, as well as other land use provisions would allow for a more updated, accessible, and comprehensive format; and

Whereas, each member of the Board has been provided with a copy of the proposed Code pursuant to C.R.S. 31-16-107; and

Whereas, three copies of the proposed Code as well as copies of the International Building Code, 2006 Edition, and the International Residential Code, 2006 Edition, are on file with the Town Clerk and available for inspection by the public; and

Whereas, after proper publication of the Notice pursuant to C.R.S. 31-16-203, a public hearing was held on March 11, 2019;

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

SECTION 1 – ADOPTION OF THE LAND DEVELOPMENT CODE OF THE TOWN OF HUGO. The Board adopts by reference the Hugo Land Development Code which includes the International Building Code, 2006 Edition, and the International Residential Code, 2006 Edition. Upon publication of this Ordinance and upon it taking effect and being in force pursuant to C.R.S. 31-16-105, the Town's prior ordinances addressing zoning, development and extension of Town services to undeveloped lands, building codes, subdivision regulations, and annexation shall be and hereby are repealed.

SECTION 2 – FINES AND PENALTIES. The fines and penalties for violations of Articles set forth in the Code are set forth in each Article. If not set forth in any particular Article, the fine may be up to Five Hundred Dollars (\$500.00) at the discretion of the Hugo Municipal Court Judge.

SECTION 3 – SEVERABILITY.

If any one or more sections or parts of this Ordinance shall be adjudged unenforceable or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Ordinance, it being the intention that the various provisions hereof are severable.

SECTION 4 – REPEALER.

All acts, orders, resolutions, ordinances, or parts thereof, of the Town of Hugo that are inconsistent or in conflict with this Ordinance is hereby repealed to the extent only of such inconsistency or conflict.

SECTION 5 – RECORDING AND AUTHENTICATION.

Following adoption, this Ordinance shall be authenticated by the signature of the Mayor and the Town Clerk and shall be recorded in the Town of Hugo book of ordinances. This Ordinance shall take effect thirty (30) days after publication as required by law.

INTRODUCED, READ, ADOPTED, AND ORDERED PUBLISHED this 11th day of March, 2019.

MAYOR

ATTEST:

TOWN CLERK