

ORDINANCE 478

AN ORDINANCE OF THE TOWN OF BAYFIELD COLORADO, REVISING SECTION 2-3 OF THE LAND USE CODE REGARDING RESPONSIBILITIES OF THE PLANNING COMMISSION

WHEREAS, the Board of Trustees have determined that an update to the Land Use Code regarding the planning commission is necessary.

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF BAYFIELD, COLORADO, THAT

LAND USE CODE SECTION 2-3 IS REVISED AS FOLLOWS:

Sec. 2-3. - Planning commission.

A. Membership.

- (1) The Planning Commission shall consist of seven members, six of whom are recommended by the Planning Commission and approved by the Town board. The mayor shall serve as ex-officio member.
- (2) The Board of Trustees shall appoint a Trustee to serve as an ex-officio alternate in the event the Mayor is absent or unable to attend.
- (3) The Mayor or the ex-officio alternate shall have the same rights to make motions and vote as any other member.

B. Organization and rules C.R.S. 31-23-204: The commission shall elect its chairman excluding the ex officio member and shall create and fill such other of its offices as it may determine. The term of the chairman shall be one year, with eligibility for reelection. The commission shall hold at least one regular meeting in each month. It shall adopt rules for transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record.

C. Duties/powers. The commission shall function as and shall have all of the powers granted to the planning commission and zoning commission in Parts 2 and 3 of Title 31, Article 23, CRS 1973, as amended. In addition to all other powers and duties of the planning commission it will have the following responsibility:

- (1) Planning review - To review, study and recommend approval or denial to the Town board on all applications as they may be required under this Code dealing with land use, land use variances, permits for uses subject to review, subdivisions, PUDs, and other developments.
- (2) Appeals of administrative review - To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by the administrative officials in the enforcement of this Code, to choose to revise, affirm, or modify any administrative action relative thereto.
- (3) Variance - To hear and decide or when appropriate recommend to the Town board in specific cases such variance from the terms of this Code as will not be contrary to the

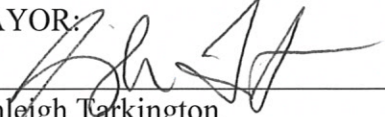
public interest. The conduct of hearing on variances and the approval or disapproval of such variances must be in conformance with the provisions of this Code.

- (4) Uses subject to review - To hear and decide on such uses subject to review. Commission action on said uses subject to review must be in conformance with the provisions of this Code.

Effective thirty (30) days after publish.

ADOPTED AND ORDERED PUBLISHED THIS 3rd DAY OF May 2022.

MAYOR:



Ashleigh Tarkington

ATTEST:



Kathleen S. Cathcart, Town Clerk