

TOWN OF NEW CASTLE, COLORADO
RESOLUTION NO. PZ 2021-1

A RESOLUTION OF THE NEW CASTLE PLANNING AND ZONING COMMISSION RECOMMENDING APPROVAL OF AMENDMENTS TO CHAPTER 17.08 OF THE NEW CASTLE MUNICIPAL CODE CONCERNING MEMBERSHIP OF THE PLANNING COMMISSION

WHEREAS, Chapter 17.08 of the New Castle Municipal Code (“Code”) provides for the creation, membership, qualifications, term of office, and powers of the Town of New Castle Planning and Zoning Commission (“Commission”); and

WHEREAS, in order to provide for the efficient functioning of the Commission and to ensure a quorum for the conduct of business when members of the commission may be unavailable, the Commission finds that being able to appoint alternate members to the Commission would be beneficial to the Town; and

WHEREAS, pursuant to section 17.92.030(B) of the Code, the Planning Commission held a public hearing on August 11, 2021, to consider amendments to Chapter 17.08 of the Code; and

WHEREAS, based on the testimony and evidence presented at the hearing, the Commission now desires to recommend that Council approve the Code amendments set forth in Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE NEW CASTLE PLANNING AND ZONING COMMISSION AS FOLLOWS:

1. Recitals. The foregoing recitals are incorporated by reference herein as findings and determinations of the Commission.
2. Recommendation. The Commission approves of the changes to Chapter 17.08 of the Code set forth in Exhibit A and recommends that Town Council adopt the same.



ATTEST:

Mindy Andis
Mindy Andis CMC, Deputy Town Clerk

TOWN OF NEW CASTLE, COLORADO,
PLANNING & ZONING COMMISSION

By:

Chuck Apostolik
Chuck Apostolik, Commission Chair

EXHIBIT A

Chapter 17.08 Amendments

The following sections of Town Code are hereby proposed for amendment as follows, with added language in **bold** and underlined and removed language ~~stricken~~:

17.08.010 – Creation

Pursuant to the authority conferred by Article 23, Title ~~24~~**31**, C.R.S., and the New Castle Home Rule Charter, there is created a planning commission and a zoning commission of the town. The members of the planning commission shall also serve and are appointed as the zoning commission.

17.08.020 – Membership

The planning and zoning commission of the town shall consist of seven members. The ex officio members shall include each member of the town council on a minimum six month rotating period, which period may be extended for up to six additional months with the approval of the town council. The town council shall appoint the remaining six members. The town council shall have the authority to appoint a second town council member to the planning and zoning commission. **The town council shall also have authority to appoint up to two alternate members who may serve when one or more of the regular members are unavailable due to absence or due to recusal or disqualification from a particular matter; provided that no more than seven members shall participate at any one time.** All members of the planning commission shall be voting members, **including the alternate member(s) when participating. If two alternate members have been appointed and are available but only one is needed, the participating alternate member shall be selected by coin flip.**

17.08.030 – Qualifications

All members of the planning and zoning commission shall be bona fide residents of the town, and if any member ceases to reside in the town, his or her membership shall immediately terminate. ~~;~~ provided, however that one person who is not a bona fide resident of the town but resides within the three-mile planning area may be appointed to the planning and zoning commission for two years by a unanimous vote of town council. ~~At the completion of the nonresident's two year term, the town council shall appoint a replacement to serve until the end of what would otherwise be a four year term.~~ All members of the planning and zoning commission shall serve as such without compensation.