TOWN OF NEW CASTLE, COLORADO
ORDINANCE NO. TC 2021-6

AN ORDINANCE OF THE TOWN OF NEW CASTLE TOWN COUNCIL AMENDING THE
MUNICIPAL CODE REGARDING MEMBERSHIP OF THE PLANNING COMMISSION

WHEREAS, the Town Council has established a Planning and Zoning Commission
pursuant to its authority under C.R.S. § 31-23-202; and

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

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

WHEREAS, C.R.S. § 31-23-203 authorizes the Town to provide by ordinance for the
designation of alternate membership of the Planning and Zoning Commission and includes other
provisions regarding the membership and personnel of the commission; and

WHEREAS, the Town Council desires to amend Chapter 17.08 of the Code as set forth
below.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN
OF NEW CASTLE, COLORADO:

1. Recitals. The foregoing recitals are incorporated herein as findings and
determinations of the Town Council.

2. Amendment. The following sections of Town Code are hereby amended 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, 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.

INTRODUCED on August 17, 2021, at which time copies were available to the Council
and to those persons in attendance at the meeting, read by title, passed on first reading, and
ordered published in full and posted in at least two public places within the Town as required by
the Charter.

INTRODUCED a second time at a regular meeting of the Council of the Town of New
Castile, Colorado, on September 7, 2021, read by title and number, passed without amendment as
set forth herein, approved, and ordered published as required by the Charter.

TOWN COUNCIL OF THE TOWN OF
NEW CASTLE, COLORADO

By:

Art Riddle, Mayor

ATTEST:

Melody Harrison, Town Clerk

TOWN OF NEW CASTLE
COUNTY
COLORADO