

**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~~**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.**

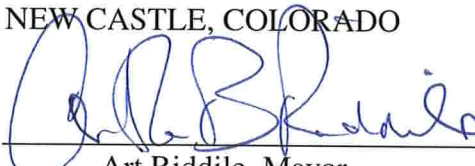
17.08.030 – Qualifications

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.


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 Castle, 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 Riddile, Mayor

ATTEST:

  
Melody Harrison, Town Clerk

