

TOWN OF SUPERIOR
ORDINANCE NO. O-4
SERIES 2022

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF
SUPERIOR AMENDING SECTION 16-6-160 OF THE SUPERIOR
MUNICIPAL CODE REGARDING ACCESSORY DWELLING UNITS

WHEREAS, the Town wishes to provide additional flexibility regarding accessory dwelling units.

NOW BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR, COLORADO, as follows:

Section 1. Section 16-6-160 of the Superior Municipal Code is hereby amended as follows:

Sec. 16-6-160. – Accessory dwelling units.

* * *

(5) *Timing.* ~~No certificate of occupancy shall be issued for an ADU until the principal dwelling unit has a certificate of occupancy. A certificate of occupancy for an ADU may be issued prior to a certificate of occupancy being issued for the principal dwelling unit.~~

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(10) *Subdivision.* *No portion of a lot on which an ADU is located may be subdivided from or legally described differently than, the lot containing the principal dwelling unit, and no portion of a structure containing an ADU may have ownership different from the ownership of the principal dwelling unit.*

(11) *Permitting.* *An ADU constructed prior to construction of a principal dwelling unit shall remain an ADU, regardless of whether a principal dwelling unit is constructed.*

Section 2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one or part or parts be declared unconstitutional or invalid.

Section 3. Safety. This Ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

INTRODUCED, READ, PASSED AND ORDERED PUBLISHED this 11th day of April, 2022.



Clint Folsom
Clint Folsom, Mayor

ATTEST:

Patricia Leyva
Patricia Leyva, Town Clerk