

TOWN OF SUPERIOR
ORDINANCE NO. 0-7
SERIES 2015

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR AMENDING CERTAIN SECTIONS OF CHAPTER 16 OF THE SUPERIOR MUNICIPAL CODE CONCERNING REQUIREMENTS FOR FINALIZING AND RECORDING LAND USE APPROVALS

WHEREAS, Chapter 16 of the Superior Municipal Code (the "Code") contains requirements related to finalizing and recording land use approval documents after final approval of the same by the Board of Trustees; and

WHEREAS, the Board of Trustees desires to amend the provisions in Sections 16-2-70 and 16-4-40 of the Code to clarify and harmonize the requirements for finalizing and recording land use approvals.

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

Section 1. Section 16-2-70 of the Superior Municipal Code is hereby amended as follows:

Sec. 16-2-70. Recording.

Following any land use approval that requires recording, the Town Clerk shall record the original documents in the office of the Clerk and Recorder of Boulder or Jefferson County, as appropriate. Recording fees shall be paid by the applicant. Failure to obtain all signatures on the documents to be recorded and pay recording fees ~~by the deadline set by the Manager within sixty (60) days of approval by the Board of Trustees~~ shall result in the application being considered withdrawn by the applicant and the approval rescinded unless an extension of time is approved by the Board of Trustees.

Section 2. Section 16-4-40(d) of the Superior Municipal Code is hereby amended as follows:

Sec. 16-4-40. Revocation of land use approvals and permits.

* * *

(d) If the applicant does not submit all of the required documents, with all of the applicant's necessary signatures, and fees for recording and finalizing any land use permit or other land use approval, including without limitation a sign permit, special use permit, conditional use permit, subdivision approval, planned development plan, final development plan, site development plan, or an amendment to any of those approvals, ~~or other land use permit or approval~~ to the Town Clerk within sixty (60) days of approval by the Board of Trustees, the land use approval shall be deemed void and of no effect unless an extension of time is approved by the Board of Trustees.

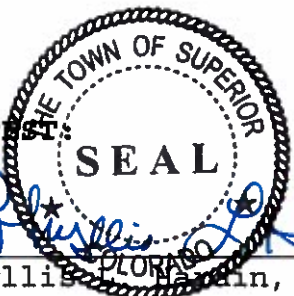

Section 3. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 4. 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 23rd day of November, 2015.



Clint Folsom, Mayor

ATTN:  SEAL


Phyllis Hardin, Town Clerk-Treasurer