

**TOWN OF MINTURN, COLORADO
ORDINANCE NO. 1 - SERIES 2012**

**AN ORDINANCE AMENDING CHAPTER 16 OF THE TOWN OF MINTURN
MUNICIPAL CODE BY REVISING THE LOT COVERAGE DEFINITION AND
ADDING A NEW DEFINITION FOR THE ORDINARY HIGH WATER MARK
IN SECTION 16-2-20**

WHEREAS, the Town of Minturn, Colorado ("Town") is a home rule municipality duly organized and existing under Article XX of the Colorado Constitution and the Town of Minturn Home Rule Charter of April 6, 1982 ("Charter") and

WHEREAS, the Town, by virtue of its Home Rule status, may adopt such ordinances relative to local municipal matters as are necessary to effectuate the purposes and intent of the powers granted to municipalities; and

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MINTURN, STATE OF COLORADO, THAT:

Section 1. Amendment. Section 16-2-20 of the Town of Minturn Municipal Code is revised as follows:

Lot Coverage: the portion of a lot that is covered by buildings, including all enclosed cantilevered portions of a building, covered porches, covered walkways and similar covered areas. Additionally, fifty percent (50%) of the total area of second and third level decks shall be counted towards the allowable lot coverage. Second and third level decks that cover a portion of a building that has already been counted towards the allowable lot coverage shall not count towards the total lot coverage. Second and third level decks that are structurally supported from the ground level shall have their entire area counted towards the allowable lot coverage.

Ordinary High Water Mark: the term *ordinary high water mark* means that line on the bank established by the fluctuations of water and indicated by physical characteristics such as a clear, natural line impressed on the bank, shelving, changes in the character of soil, destruction of terrestrial vegetation, the presence of litter and debris, or other appropriate means that consider the characteristics of the surrounding areas. The ordinary high water mark shall be determined by a qualified and licensed professional chosen by the Town and paid for by the project applicant.

Section 2. Severability. If any part, section, sub-section, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance; and the Town Council for the Town of

Minturn, Colorado hereby declares it would have passed this ordinance and each part, section, sub-section, sentence, clause or phrase thereof, irrespective of the fact that any one or more parts, sections, sub-sections, sentences, clauses or phrases be declared invalid.

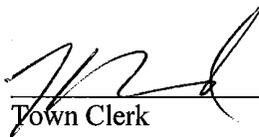
Section 3. The Town Council hereby finds, determines and declares that this Ordinance is necessary and proper for the health, safety and welfare of the Town of Minturn and the inhabitants thereof.

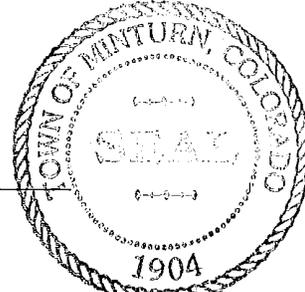
Section 4. The repeal and re-enactment of any provision of the Minturn Municipal Code as provided in this Ordinance shall not affect any right which has accrued, and duty imposed, any violation that occurred prior to the effective date hereof, any prosecution commenced, nor any other action or proceeding as commenced under or by virtue of the provision or any Ordinance previously repealed or superseded unless expressly stated herein.

INTRODUCED, READ BY TITLE IN FULL, APPROVED ON THE FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL THE 21st DAY OF March, 2012. A public hearing on this ordinance shall be held at the regular meeting of the Town Council of the Town of Minturn, Colorado on the 4th day of April 2012, at 6:30 p.m. at the Minturn Town Center, 302 Pine Street, Minturn, Colorado.

Attest:


Mayor


Town Clerk



INTRODUCED, READ BY TITLE, PASSED ON SECOND READING, APPROVED AND ORDERED PUBLISHED BY TITLE ONLY THIS 4 DAY OF April, 2012.

Attest:


Mayor


Town Clerk



Fri, Mar 23, 2012
7709168

08:35:30

Ad Ticket #5

Acct: 1032852
Phone: (970)827-5645
E-Mail: MANAGER@MINTURN.OR
Client:
Caller: Jay
Receipt

Name: Town of Minturn
Address: P.O. Box 309

City: MINTURN
State: CO

Zip: 81645

Ad Name: 7709168A

Editions: 8VD/8VDI/

Start: 03/26/12

Color:

Copyline: 7709168 Ordinance No. 1-2012

Original Id: 0

Class: 0990

Stop: 03/26/12

Issue 1

Rep: Pam Schultz

Lines:	105
Depth:	8.77
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total	99.75
Payment	0.00

TOWN OF MINTURN, COLORADO
ORDINANCE NO. 1-2012
AN ORDINANCE AMENDING CHAPTER 16 OF
THE TOWN OF MINTURN LOCAL CODE BY
REPEALING THE LOT COVERAGE OF SECTION
16-10 AND AMENDING THE SECTION TO BE
SECTION 16-20

WHEREAS the Town of Minturn, Colorado
has adopted the following ordinance to
repeal the lot coverage of section 16-10 of the
local code and amend the section to be
section 16-20 of the local code:

SECTION 16-20. AMENDING SECTION 16-20 OF THE
LOCAL CODE TO READ AS FOLLOWS:

SECTION 16-20. THE TOWN OF MINTURN, COLORADO
DOES HEREBY REPEAL THE LOT COVERAGE OF
SECTION 16-10 OF THE LOCAL CODE AND
AMENDS THE SECTION TO BE SECTION 16-20 OF
THE LOCAL CODE TO READ AS FOLLOWS:

SECTION 16-20. THE TOWN OF MINTURN, COLORADO
DOES HEREBY REPEAL THE LOT COVERAGE OF
SECTION 16-10 OF THE LOCAL CODE AND
AMENDS THE SECTION TO BE SECTION 16-20 OF
THE LOCAL CODE TO READ AS FOLLOWS:

SECTION 16-20. THE TOWN OF MINTURN, COLORADO
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AMENDS THE SECTION TO BE SECTION 16-20 OF
THE LOCAL CODE TO READ AS FOLLOWS:

SECTION 16-20. THE TOWN OF MINTURN, COLORADO
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SECTION 16-20. THE TOWN OF MINTURN, COLORADO
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SECTION 16-10 OF THE LOCAL CODE AND
AMENDS THE SECTION TO BE SECTION 16-20 OF
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SECTION 16-20. THE TOWN OF MINTURN, COLORADO
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SECTION 16-10 OF THE LOCAL CODE AND
AMENDS THE SECTION TO BE SECTION 16-20 OF
THE LOCAL CODE TO READ AS FOLLOWS:

SECTION 16-20. THE TOWN OF MINTURN, COLORADO
DOES HEREBY REPEAL THE LOT COVERAGE OF
SECTION 16-10 OF THE LOCAL CODE AND
AMENDS THE SECTION TO BE SECTION 16-20 OF
THE LOCAL CODE TO READ AS FOLLOWS:

Ad shown is not actual print size

Thu, Apr 19, 2012
7766219

11:14:12

Ad Ticket #5

Acct: 1032852
Phone: (970)827-5645
E-Mail: MANAGER@MINTURN.OR
Client:
Caller: Jay Brunvand
Receipt

Name: Town of Minturn
Address: P.O. Box 309

City: MINTURN
State: CO
Zip: 81645

Ad Name: 7766219D

Original Id: 7709237

Editions: 8VD/8VDI/

Class: 0990

Start: 04/09/12

Stop: 04/09/12

Color:

Issue 1

Copyline: vd Ordinances 1&2 Second ReadS

Rep: PI Legals

Lines:	40
Depth:	3.35
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total:	38.00
Payment	0.00

PUBLIC NOTICE
TOWN OF MINTURN, COLORADO
ORDINANCE NO. 1 - SERIES 2012
AN ORDINANCE AMENDING CHAPTER 16 OF
THE TOWN OF MINTURN MUNICIPAL CODE BY
REVISING THE LOT COVERAGE DEFINITION
AND ADDING A NEW DEFINITION FOR THE
ORDINARY HIGH WATER MARK IN SECTION
16-2-20

INTRODUCED, READ BY TITLE, PASSED ON
SECOND READING, APPROVED AND
ORDERED PUBLISHED BY TITLE ONLY THIS 4th
DAY OF APRIL, 2012.

Attest:

Mayor _____ Town Clerk _____

PUBLIC NOTICE
TOWN OF MINTURN, COLORADO
ORDINANCE NO. 2 - SERIES 2012
AN ORDINANCE AMENDING CHAPTER 16 OF
THE TOWN OF MINTURN MUNICIPAL CODE BY
ADOPTING SUBMITTAL REQUIREMENTS AND
PUBLIC HEARING PROCEDURES FOR DESIGN
REVIEW APPLICATIONS WITHIN THE TOWN OF
MINTURN.

INTRODUCED, READ BY TITLE, PASSED ON
SECOND READING, APPROVED AND
ORDERED PUBLISHED BY TITLE ONLY THIS 4th
DAY OF APRIL, 2012.

Attest:

Mayor _____ Town Clerk _____

Published In the *Vail Daily* on April 9, 2012.
[7766219]

Ad shown is not actual print size