STATE OF COLORADO) **RESOLUTION 2023-006**
) ss
COUNTY OF ROUTT)

A RESOLUTION OF THE TOWN OF OAK CREEK IN OPPOSITION TO STATEWIDE LAND USE AND ZONING PREEMPTIONS IN SENATE BILL 23-213

WHEREAS, for a century, the State of Colorado has committed both in statute and in the state constitution to the local control of land use planning and zoning because local governments are closest to the land and to the people that occupy it; and

WHEREAS, zoning and land use cannot be viewed separately from the impacts of proposed uses of land on surrounding properties and a community as a whole, including the ability to ensure adequate water and utilities; to provide enough public safety services, schools, and recreational services; to make sure that sufficient and safe infrastructure is available to handle increased population or more intense uses; to align development with the community's economic goals; to prevent displacement of existing people; to preserve important historical sites; and to protect open space and the environment in general; and

WHEREAS, Senate Bill 23-213 would place statewide mandates on hyper local land use matters and substitute the judgment of legislators and state regulators who lack the understanding needed to make the right decisions for our community; and

WHEREAS, Senate Bill 23-213 will undermine long-range planning efforts and will severely limit our ability to maintain reasonable zoning regulations to ensure a high quality of life and sound economic environment for our current and future residents, workers, and business owners; and

WHEREAS, Senate Bill 23-213 silences the voices of our residents by taking away the right to be heard at public hearings on zoning matters or to use their constitutional rights of initiative or referendum to address zoning and land use matters.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF OAK CREEK, COLORADO:

Section 1. It is the position of the Oak Creek Town Board that municipalities are best suited to determine appropriate zoning laws for their communities and that collaboration and cooperation – not top down statewide mandates and giveaways to special interests – are the solution to Colorado's affordable housing problem.

Section 2. The Oak Creek Town Board opposes Senate Bill 23-213 and strongly urges its legislators to vote NO on this unprecedented and irresponsible preemption.

Section 3. The Town Clerk shall forward copies of this Resolution to its State legislators.

RESOLVED THIS 13th day of April, 2023.

TOWN OF OAK CREEK, COLORADO

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Nikki Knoebel, Mayor

Attest:

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David Torgler
Town Administrator/Clerk