

TOWN OF OAK CREEK

ORDINANCE NO. 657

AN ORDINANCE AMENDING AND MODIFYING THE OAK CREEK MUNICIPAL CODE REMOVING THE APPOINTMENT OF A TOWN TRUSTEE TO THE TOWN'S PLANNING AND ZONING COMMISSION

WHEREAS, the Town of Oak Creek's Municipal Code Chapter 2.34 Planning and Zoning Commission, Section 2.34.020 Membership Terms requires the appointment of a member of the Board of Trustees selected by the Board to serve on the Planning and Zoning Commission; and

WHEREAS, the Colorado Municipal League and the Town's liability insurance provider, Colorado Intergovernmental Risk Sharing Agency (CIRSA) recommend that Town Board members not serve on the Planning Commission for that Town due to liability risk and conflict of interest concerns; and

WHEREAS, the Town of Oak Creek Trustees considered eliminating the liability risk and conflict of interest concerns at their May 14, 2020 regular meeting, directing the Municipal Code be amended.

NOW, THEREFORE, be it ordained by the Board of Trustees of the Town of Oak Creek as follows:

SECTION 1. AMENDMENTS. The Oak Creek Municipal Code is hereby amended as follows: (deletions are shown struck through, additions are shown in bold).

2.34.020 - Membership terms.

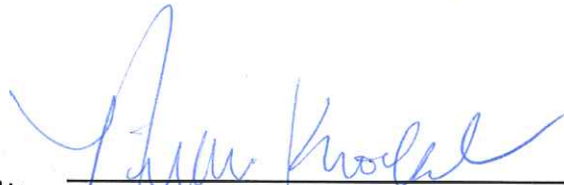
The planning and zoning commission shall consist of five members **and** ~~as follows:~~ ~~A member of the Board of Trustees selected by the board shall serve during his/her official tenure. The other four members shall be appointed by the board.~~ The term of each appointed member shall be four years or until a successor takes office, except that the respective terms of the members first appointed shall be as follows: two members for the terms of two years, and two members for terms of four years. The respective terms of the members first appointed shall be fixed and designated by the board at the time of appointment. All members shall be duly appointed in accordance with this section upon the effective date of this section.

SECTION 2. SEVERABILITY, CONFLICTING ORDINANCES REPEALED. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held

to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. All other ordinances in conflict with the provisions of this Ordinance are hereby repealed.

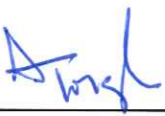
SECTION 3. EFFECTIVE DATE. This ordinance shall take effect and be in full force and effect thirty (30) days after adoption and publication pursuant to C.R.S. § 31-16-105.

INTRODUCED, READ, APPROVED AND ORDERED PUBLISHED this 11th day of March, 2021.



Nikki Knoebel, Mayor

ATTEST:



David Torgler
Town Administrator/Clerk

