

**PALMER LAKE, COLORADO  
ORDINANCE NO. 3-2022**

**AN ORDINANCE AMENDING CHAPTER 12.03 OF TITLE 12 OF THE PALMER  
LAKE MUNICIPAL CODE VARIANCES TO ROAD STANDARDS**

WHEREAS, PALMER LAKE IS A STATUTORY TOWN WITH THE AUTHORITY TO REGULATE AND LICENSE BUSINESSES PURSUANT TO C.R.S. §31-15-501(C); AND

WHEREAS, BY ORDINANCE 4-2021 THE TOWN OF PALMER LAKE ADOPTED EL PASO COUNTY ROAD STANDARDS AS SET FORTH IN CHAPTER 12.03 OF TITLE 12 OF THE PALMER LAKE MUNICIPAL CODE; AND

WHEREAS, THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE DESIRES TO AMEND SECTION 12.03.020 RELATING TO VARIANCES TO THESE STANDARDS IN THE TOWN OF PALMER LAKE.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, EL PASO COUNTY, COLORADO, AS FOLLOWS:

**Section 1.**

Section 12.03.020 of Chapter 12.03 of Title 12 of the Town of Palmer Lake Municipal Code is hereby amended, by adding the underlined language and deleting the strikethrough language as indicated below to read in its entirety as follows:

**12.03.020. Variances.** Variances to the above standards may be granted by the Town Administrator with review and agreement by respective Town department supervisors for the following reasons:

~~A. Street extensions off of unpaved roadways.~~

A. Inadequate existing rights-of-way.

B. Topographic considerations including slope, grade, or width of existing platted but undeveloped rights-of-way.

~~D. Environmental considerations.~~

If the Town Administrator denies an application for a variance, the Applicant may appeal the Town Administrator's decision to the Town Board of Trustees. The decision of the Town Board of Trustees shall be considered a final decision for purposes of C.R.C.P. 106.

**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 Town Board hereby declares that it would have passed this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

**Section 3.**

Repeal. Existing ordinances or parts of ordinances covering the same matters embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this ordinance.

**INTRODUCED, PASSED AND ADOPTED AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 10TH DAY OF FEBRUARY, 2022.**

ATTEST:

TOWN OF PALMER LAKE, COLORADO

\_\_\_\_\_  
Dawn A. Collins  
Town Administrator, Clerk

BY: \_\_\_\_\_  
Bill Bass  
Mayor