

**PALMER LAKE, COLORADO**

**ORDINANCE NO. 15-2023**

**AN ORDINANCE AMENDING SECTION 17.56.020 OF THE TOWN OF PALMER LAKE MUNICIPAL CODE REGULATING CONDITIONAL USES IN THE M1 GENERAL INDUSTRIAL ZONE DISTRICT TO ADD HEALING CENTERS AS A CONDITIONAL USE IN THE M1 GENERAL INDUSTRIAL ZONE**

**WHEREAS**, the Board of Trustees of the Town of Palmer Lake, Colorado, pursuant to Colorado statute and the Town of Palmer Lake Municipal Code, is vested with the authority of administering the affairs of the Town of Palmer Lake, Colorado; and

**WHEREAS**, the Town previously adopted regulations establishing uses, including use by right and conditional uses, in the M1 General Industrial zoning within the Town of Palmer Lake, such regulations appearing in Chapter 17.56 of the Palmer Lake Town Code; and

**WHEREAS**, based upon the passage of recent legislation by the Colorado state legislature relating to healing centers, the Board of Trustees has determined that these regulations need to be amended to help preserve the health, safety, and general welfare of the citizens of the Town of Palmer Lake.

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, COLORADO, THAT:**

**Section 1.**

Section 17.56.020 of Chapter 17.56 of the Palmer Lake Municipal Code shall be amended by adding the underlined text as indicated below with such Section to read in its entirety as follows:

17.56.020. Conditional uses.

Conditional uses in the M1 zone are as follows:

- (1) Research and testing facilities.
- (2) Breweries and distilleries.
- (3) Canneries.
- (4) Freight yards.
- (5) Metal fabrication.
- (6) Kennels, provided that a minimum of five acres is available for said kennel.
- (7) Laboratories.
- (8) Optional premises cultivation operations as such term is defined in chapter 5.30 as and if otherwise allowed and regulated by chapter 5.30.
- (9) Healing Centers
- (~~9~~10) Other such uses as listed and permitted which are not more detrimental, as determined by the planning commission and town board.

**Section 2.**

All other provisions of Chapter 17.56 not specifically amended by section 1 above, remain unchanged and in full force and effect.

**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 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 4.**

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, READ AND PASSED AT A FIRST READING AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 8<sup>TH</sup> DAY OF JUNE, 2023.**

ATTEST:

TOWN OF PALMER LAKE, COLORADO

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

BY: \_\_\_\_\_  
Glant Havenar  
Mayor