

TOWN OF PALMER LAKE, COLORADO

RESOLUTION NO. 69-2023

**A RESOLUTION TO APPROVE A CONDITIONAL USE PERMIT TO ALLOW
MOTORCYCLE MAINTENANCE/REPAIR IN A PROPERTY ZONED
CONVENIENCE COMMERCIAL (CC) LOCATED AT 84 HWY 105, UNIT 5
("PROPERTY")**

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, Section 17.52.020 of the Palmer Lake Municipal Code provides that a light repair shop is determined a conditional use in the Convenience Commercial (CC) Zone District; and

WHEREAS, the Planning Commission makes recommendations of approval or denial of conditional uses to the Board of Trustees, which has the final authority to grant or deny such applications; and

WHEREAS, on October 18, 2023, the Palmer Lake Planning Commission recommended approval of the conditional use for motorcycle maintenance/repair.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, COLORADO AS FOLLOWS:

1. The application for a conditional use permit is approved for motorcycle maintenance/repair in a CC zone at 84 Hwy 105, Unit 5, is hereby approved with the following conditions:
 - a) compliance to odor and noise code;
 - b) proper ventilation as required by PPRBD;
 - c) review of the use in 12 months from approval;
 - d) any complaints be communicated to business owners and remedy any issues within five business days; and
 - e) no exterior storage of property.
2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Resolution 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 Resolution. The Board of Trustees hereby declares that it would have passed this resolution and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.
3. Repeal. Existing resolutions or parts of resolutions covering the same matters embraced in this Resolution are hereby repealed and all resolutions or parts of resolutions inconsistent with the provisions of this Resolution are hereby repealed.

INTRODUCED, RESOLVED, AND PASSED AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 26th DAY OF OCTOBER 2023.

ATTEST:

TOWN OF PALMER LAKE, COLORADO

Dawn A Collins
Town Administrator/Clerk

BY: _____
Glant Havenar
Mayor