

TOWN OF PALMER LAKE, COLORADO

ORDINANCE NO. 05-2025

AN ORDINANCE AMENDING SECTION 17.14.040 OF THE PALMER LAKE MUNICIPAL CODE GOVERNING ANNEXATION OF LAND TO IMPLEMENT THE PROVISIONS OF A BALLOTT INITIATIVE APPROVED BY THE TOWN OF PALMER LAKE ELECTORS REQUIRING VOTER APPROVAL OF ANNEXATIONS

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

WHEREAS, annexation of land to the Town of Palmer Lake is governed by Colorado statute and by the provisions of Section 17.14.040 of the Palmer Lake Town Code.; and

WHEREAS, on September 9, 2025 a majority of the electors of the Town of Palmer Lake approved the following Initiative Question:

Initiative Question 1:

Shall the proposed ordinance be enacted by the Palmer Lake Board of Trustees?

Section 1. Requirement for Voter Approval of Annexation

Any proposal to annex land into the Town of Palmer Lake shall be subject to approval by a majority vote of the registered electors of the Town of Palmer Lake at a regular or special municipal election. No annexation shall be deemed effective unless and until it has been approved by the voters in accordance with this ordinance.

Section 2. Compliance with State Law

All annexation proposals shall comply with the requirements of the Colorado Revised Statutes, including but not limited to CRS 31-12-101 et. seq., and any other applicable municipal and state laws.

Section 3. Effective Date

This ordinance shall be in full force and effect from and after its passage, approval by the electors (if required), and publication as provided by law.

Section 4. Applicability to Prior Annexations

Any annexation approved by the Town Board of Trustees within one year prior to the effective date of this ordinance but not yet finalized (including those pending legal challenge or awaiting infrastructure development) shall be subject to voter approval as described in Section 1.

Shall the proposed initiated ordinance be adopted?

Yes ☐
No ☐

WHEREAS, the Board of Trustees desires to implement the initiative approved by the electors requiring annexation elections by incorporating those provisions into the Town Code annexation provisions contained in Section 17.14.040.

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

Section 1. Section 17.14.040 is hereby amended by adding the underlined language and deleting the ~~stricken-through~~ language to read in its entirety as set forth on Exhibit A, attached.

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 Board of Trustees 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 AND PASSED AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 25th DAY OF SEPTEMBER

ATTEST: TOWN OF PALMER LAKE, COLORADO

Erica N. Romero
Town Clerk

BY: _____
Amy Hutson
Mayor Pro Tem