

**TOWN OF LAKE CITY, COLORADO
ORDINANCE NO. 2015-12**

**AN ORDINANCE OF THE TOWN OF LAKE CITY, COLORADO,
AMENDING SECTION 15.5-5 OF THE TOWN MUNICIPAL
CODE AND ESTABLISHING CRITERIA FOR THE SELECTION
AND OPERATION OF THE LAKE CITY HISTORIC
PRESERVATION COMMISSION.**

WHEREAS, the Board of Trustees of the Town of Lake City find that there is a rich historic and cultural heritage within the town of Lake City represented in historic buildings and structures around Town, and that the citizens of Lake City value this unique history and desire to continue to preserve and stabilize the historic structures and buildings around town; and

WHEREAS, The Board of Trustees finds that a more organized and definitive historic preservation commission will promote the protection and preservation of the Town's historic and cultural heritage; will promote the enhancement of property values and the stabilization of historic buildings and structures; will increase the economic and financial benefits realized through the Town's attraction to tourists and visitors; and will promote the provision of education opportunities to increase public appreciation of Lake City's unique heritage; and

WHEREAS, the Board of Trustees desires to redefine and establish the Lake City Historic Preservation Commission to oversee the administration of a Lake City Historic Preservation Regulations as found in Section 15.5 of the Lake City Municipal Code; and

WHEREAS, the Board of Trustees finds that this ordinance is necessary and proper to improve the morals, order, comfort, and convenience of the Town of Lake City and the inhabitants thereof;

WHEREAS, this ordinance is not inconsistent with the laws of the State of Colorado.

NOW THEREFORE, be it ordained by the Board of Trustees of the Town of Lake City, Colorado, as follows:

Section 1:

Section 15.5-5 of the Town of Lake City Municipal Code is hereby repealed and replaced in its entirety as follows:

15.5-5: Historic Preservation Commission

- A. Members: The Historic Preservation Commission shall consist of five members with demonstrated interest, knowledge, or training in fields closely related to historic preservation; such as architecture, landscape architecture, history of the community, real estate, law, city planning, fine arts, general contracting, education, commerce or industry. At least two of the members shall be professionals within such fields. Member shall be residents of Hinsdale County. Members shall be appointed by Board of Trustees after a review of applications. The Town will advertise any openings for the Historic Preservation Commission to solicit applications for consideration. Appointments will be made in January of any year in which there is an opening.
- ~~B.~~ Terms: The Historic Preservation Commission terms start on January 1 of each calendar year. Three of the initial members will serve a two (2) year term, and two will serve three (3) year terms. Thereafter all members will serve two (2) year terms.
- C. Removal and Resignations: If any member resigns prior to completing their term, the Board of Trustees may appoint a new member to complete the term of the resigning member. A member who fails to abide by the Historic Preservation Commission bylaws, as established, or fails to perform his or her function can be removed by a majority vote of the Board of Trustees.
- D. Powers and Duties: The members of the Historic Preservation Commission shall serve in an advisory capacity to Board of Trustees, and shall have principal responsibility for matters of historical preservation. The powers, duties and responsibilities of the Historic Preservation Commission shall be as set forth by Board of Trustees resolution.

- E. Compensation: Members of the Historic Preservation Commission shall serve without compensation. To the extent authorized by the Board of Trustees, such members may be reimbursed for expenses necessarily incurred incidental to their duties for the Historic Preservation Commission.
- F. Officers and Bylaws: The Historic Preservation Commission members shall elect a chair and vice chair, and such officers as it may require. The Historic Preservation Commission shall make and adopt bylaws for governing its work, and it shall conduct its business in accordance with Roberts' Rules of Order.
- G. Meetings: The Historic Preservation Commission shall act only at regularly scheduled meetings, which shall be held once per month at a time and day specified by resolution, or at meetings of which not less than five (5) days' notice has been given; provided, however, that if the chair declares an emergency to exist, the Historic Preservation Commission may meet upon two (2) days' written notice. Absent the objection of any member the chair may cancel or postpone a regularly scheduled meeting of the Historic Preservation Commission.
- H. Quorum; Action: No official business of the Historic Preservation Commission shall be conducted unless a quorum of not less than three (3) members is present. The concurring vote of at least three (3) members of the Historic Preservation Commission is necessary to constitute an official act of the Historic Preservation Commission. Official decisions of the Historic Preservation Commission may be appealed to the Board of Trustees.

Section 2:

This ordinance shall become effective on the thirty-first day following publication, pursuant to COLO. REV. STAT. § 31-16-105.

Section 3:

Section 15.5-5, of the Town of Lake City Municipal Code, is hereby repealed and replaced on the date this ordinance becomes effective.

Section 4:

The repeal and amendment of various provisions of the Town of Lake City Municipal Code by this ordinance shall not affect any offense or act committed, any penalty incurred, any contract, right, or duty established or accruing before the effective date of this ordinance.

Section 5:

If any provision of this ordinance or the application of it to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provisions or applications. The provisions of this ordinance are expressly declared to be severable.

INTRODUCED AND ADOPTED by the Board of Trustees of the Town of Lake City, Colorado, this 7th day of October, 2015.

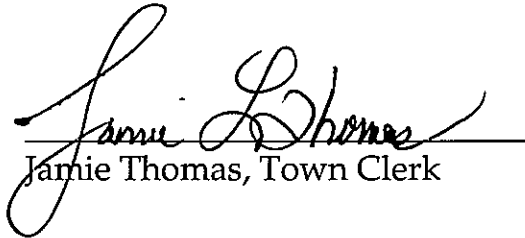
TOWN OF LAKE CITY, COLORADO



Bruce Vierheller
Bruce Vierheller, Mayor

I, Jamie Thomas, certify and attest that Ordinance 2015-12 was introduced and adopted by the Board of Trustees for the Town of Lake City at the regular meeting on the 7th day of October, 2015.

ATTEST:


Jamie Thomas, Town Clerk