

ORDINANCE NO. 033, 2023
OF THE COUNCIL OF THE CITY OF FORT COLLINS
EXTENDING THE MORATORIUM ON CERTAIN ACTIVITIES OF
STATE INTEREST DESIGNATED IN ORDINANCE NO. 122, 2021

WHEREAS, pursuant to Colorado Revised Statutes (“C.R.S.”) Section 24-65.1-101 et seq., City Council adopted Ordinance No. 122, 2021, designating two activities of state interest: (1) the site selection and construction of major new domestic water and sewage treatment systems and major extensions of existing domestic water and sewage treatment systems; and (2) the site selection of arterial highways and interchanges and collector highways (the two designated activities hereafter referred to as the “Designated Activities”); and

WHEREAS, pursuant to C.R.S. Section 24-65.1-404(4) and the City’s power to impose a moratorium on development activity pursuant to its home rule powers granted under Article XX of the Colorado Constitution, City Council imposed a moratorium with certain exceptions (the “Moratorium”) on conducting the Designated Activities until December 31, 2022, or until City Council has finally determined and adopted guidelines for the administration of the Designated Activities; and

WHEREAS, to provide additional time for the drafting and consideration of guidelines for the administration of the Designated Activities, City Council thereafter extended the Moratorium for a three-month period through the end of March 31, 2022, pursuant to Ordinance No. 139, 2022; and

WHEREAS, City Council has received significant public input from entities that may be subject to the City’s proposed 1041 regulations requesting that the City allow for additional time for such entities to review and comment on the regulations; and

WHEREAS, to provide additional time for the drafting and consideration of guidelines for the administration of the Designated Activities, City Council finds it is in the best interest of the City to extend the Moratorium for a three-month period through the end of June 30, 2023, or until City Council has finally determined and adopted guidelines for the administration of the Designated Activities.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That the City Council hereby extends the Moratorium on the same terms as set forth in Ordinance No. 122, 2021, for an additional three-month period through the end of June 30, 2023, or until City Council has finally determined and adopted guidelines for the administration of the Designated Activities.

Introduced, considered favorably on first reading, and ordered published this 7th day of March, 2023 and to be presented for final passage on the 4th day of April, 2023.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading on this 4th day of April, 2023.

Mayor

ATTEST:

City Clerk