

**TOWN OF BUENA VISTA, COLORADO
ORDINANCE NO. 20
(SERIES OF 2022)**

**AN ORDINANCE AMENDING 16.06.6.6.1.C.3.B OF THE BUENA VISTA MUNICIPAL
CODE CONCERNING THE MINOR SUBDIVISION PROCESS**

WHEREAS, the Town desires to clarify the procedures for referral of a minor subdivision.

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

Section 1. Section 16.06.6.6.1.C.3.b of the Buena Vista Municipal Code is hereby amended as follows:

b. Review and Decision.

i. If any minor subdivision application requires the dedication of public improvements to the Town, or a public improvements agreement, the public improvement agreement and/or dedication shall be forwarded to the Board of Trustees for consideration prior to the Town Administrator taking action on the minor subdivision.

ii. Once the referral of the public improvement agreement and/or dedication in paragraph i has occurred and the Board of Trustees has approved the dedication or public improvement agreement, as applicable, the Town Administrator shall review the minor subdivision application and any public comments received and shall approve, approve with conditions, or deny the minor subdivision based on the criteria in paragraph c below.

iii. The Town Administrator may refer, at his or her discretion, a minor subdivision application for a proposed subdivision creating fewer than ten (10) lots to the Board of Trustees for a final decision.

iv. Any application referred to the Board of Trustees shall first require a public hearing before the Planning and Zoning Commission to provide a recommendation on the application and shall be noticed pursuant to Section 6.3.4. The minor subdivision application shall be reviewed based on the criteria in paragraph c below. The Board of Trustees shall approve, approve with conditions, or deny the minor subdivision.

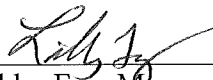
Section 2. **Severability.** If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any part or parts be declared unconstitutional or invalid.

Section 3. **Safety.** This Ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

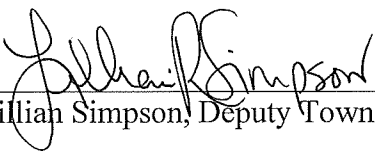
INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED this 24th day of May 2022.

THIS ORDINANCE SHALL BECOME EFFECTIVE THIRTY (30) DAYS FROM PUBLICATION.

TOWN OF BUENA VISTA, COLORADO

By: 
Libby Fay, Mayor

ATTEST:


Lilliah Simpson, Deputy Town Clerk

