

ORDINANCE NO. 1041B

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE COLORADO IMPOSING RESIDENCY RESTRICTIONS UPON REGISTERED SEX OFFENDERS AND DECLARING AN EMERGENCY

WHEREAS, this ordinance is intended to serve the Town's compelling interests to promote, protect and improve the health, safety, and welfare of the public by placing restrictions on the number of sex offenders who are permitted to reside in the same residence while still recognizing the need for safe and adequate housing for those individuals who are released to the community by state authorities.

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

Section 1. That Title 16, Firestone Development Code ("FDC") of the Firestone Municipal Code is amended to enact Chapter 13 entitled "Sex Offender Residency Restrictions" to read as follows:

Chapter 13 Sex Offender Residency Restrictions

Sec 16.13.1 (1) "Sex offender" as used in this title means any person who is required to register under the Colorado Sex Offender Registration Act, C.R.S. Sections 16-22-101 *et. seq.*, as amended from time to time.

Sec. 16.13 (2) It shall be unlawful for any sex offender to reside with any other sex offender within the town unless such individuals are related as parent and child, as siblings, or by marriage. Notwithstanding the foregoing, regardless of the familial relationship, no more than two (2) sex offenders may reside together.

Section 2. 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 declare it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 3. Violations of this ordinance shall be punishable in accordance with Section 1.16.010 of the Municipal Code of the Town of Firestone, Colorado.


Section 4. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof are hereby repealed to the extent of such inconsistency or conflict.

Section 5. In accordance with C.R.S. 31-11-105 (1) as the Town is aware of attempts to subvert the use requirements of the Firestone Development Code this ordinance is necessary for the immediate preservation of the public peace, health or safety and upon the affirmative vote of three-fourths of the members of the Board of Trustees it shall be adopted as an emergency ordinance and in effect immediately upon adoption.

INTRODUCED, READ, ADOPTED, AND APPROVED AS AN EMERGENCY
ORDINANCE this 24 day of April, 2024.



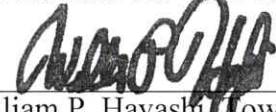
ATTEST:


Miriam Luna Gonzalez, Interim Town Clerk

TOWN OF FIRESTONE, COLORADO


Drew Alan Peterson, Mayor

APPROVED AS TO FORM:


William P. Hayashi, Town Attorney