

TOWN OF KERSEY
ORDINANCE NO. 2021-0007

AN ORDINANCE OF THE TOWN OF KERSEY AMENDING CHAPTER 16, ARTICLE XV, SECTION 16-409(A)(1) DEFINITIONS AND ADDING ARTICLE XV, CHAPTER 16, SECTION 16-409(b)(4)(b) OF THE KERSEY MUNICIPAL CODE TO PLACE TIME LIMITS ON RESIDENTIAL STORAGE CONTAINERS COMMONLY USED FOR HOUSEHOLD OR FURNITURE MOVING.

WHEREAS, the Town of Kersey (“Town”) is a Colorado statutory municipality, with all powers and authority vested under Colorado law; and

WHEREAS, cargo or shipping containers are becoming more common additions to cities and towns as homeowners and businesses acquire those containers as accessory buildings; and

WHEREAS, cargo or shipping containers have a useful and valid purpose when properly used and situated; and

WHEREAS, the improper use and location of cargo or shipping containers can be unsightly, dangerous and inappropriate so as to affect property values and the overall health, safety and welfare of the Town; and

WHEREAS, containers commonly used for household or residential furniture moving should be allowed for a limited amount of time; and

WHEREAS, the TOWN of Kersey desires to regulate and accommodate the proper use of cargo or shipping containers in order to protect the health, safety and welfare of the Town.

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

Section 1. All references in Ordinance 2018-0003 to Article XIV shall be changed to Article XV.

Section 2. Chapter 16, Article XV, Section 16-409 (a)(1) shall be amended to read:

“Definitions.”

- a) Shipping or cargo or storage container: means, generally, an all-steel container with strength to withstand shipment, storage and handling, and export. Such containers include reusable steel boxes, freight containers and bulk shipping containers; originally a standardized reusable vessel that was designed for and used in the parking, shipping, movement, transportation or storage of freight, articles or goods or commodities; generally capable of being mounted or moved on a rail car, truck trailer or loaded on a ship, and ten feet or greater in length.

Section 3. Chapter 16, Article XV, Section 16-409 (b)(4)(b) shall read:

- 2) Shipping or cargo storage containers commonly used for household or residential furniture moving shall be allowed in the Residential District zoning or Planned Unit

Development zoning for a period of six months provided the container is placed on private property, placed in accordance with all setback requirements, and complies with all conditions imposed upon other temporary structures.

* * *

Introduced, read, passed, approved, and adopted and ordered published by title only by the concurrence of at least a majority of the Board of Trustees, and ordered published the _____ day of _____, 2021 to take effect 30 days after publication.

TOWN OF KERSEY, COLORADO

By _____
Mayor

ATTEST:

Town Clerk