

ORDINANCE NO. 16-_____

AN ORDINANCE AMENDING SECTION 2.5.6. OF THE REGULATING PLAN FOR THE DOWNTOWN COLORADO SPRINGS FORM-BASED CODE OF THE CITY OF COLORADO SPRINGS

WHEREAS, § 7.3.801, *et seq.*, of the Code of the City of Colorado Springs, 2001 as amended ("City Code"), empowers the City to implement form-based zoning districts; and

WHEREAS, through Ordinance No. 09-83, the City Council enacted a Downtown Colorado Springs Form-Based Code zoning district; and

WHEREAS, through Ordinance No. 12-23, the City Council determined that changes to the standards found within the Downtown Colorado Springs Form-Based Code Regulating Plan (the "Regulating Plan") are processed, reviewed and approved according to the procedures set forth in Section 5.8.1.3 of the Regulating Plan and Chapter 7, Article 5, Part 6 of City Code.

WHEREAS, the City Council passed a variety of new zoning regulations in 2016 adjusting the permitted zone districts for medical marijuana land use types; and

WHEREAS, through Ord. No. 16-57 the City Council also enacted a moratorium on the establishment of new medical marijuana licenses and land use approvals through May 25, 2017; and

WHEREAS, following a public hearing the City's Downtown Review Board has recommended new review processes and standards for medical marijuana uses within the Downtown Colorado Springs Form-Based Code zoning district area.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Section 2.5.6 of the Regulating Plan for the Downtown Colorado Springs Form-Based Code of the City of Colorado Springs is hereby modified by the changes described, attached and made a part hereof by

reference as Exhibit A. All development within the FBZ-Downtown zone district shall comply with the standards, guidelines, procedures and requirements contained within the Regulating Plan as adopted and subsequently amended.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by Charter.

Section 3. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance shall be available for inspection and acquisition in the Office of the City Clerk.

Introduced, read and passed on first reading and ordered published this _____ day of _____ 2016.

Finally passed: _____

Council President

Mayor's Action:

- Approved on _____.
- Disapproved on _____, based on the following objections:

Mayor

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.

- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

Council President

ATTEST:

Sarah B. Johnson, City Clerk