



## Legislation Details (With Text)

**File #:** 22-776      **Version:** 1      **Name:**  
**Type:** Informational Report      **Status:** Failed  
**File created:** 11/28/2022      **In control:** City Council  
**On agenda:** 2/13/2023      **Final action:** 2/13/2023  
**Title:** An ordinance amending Section 102 (Functions) of Part 1 (Municipal Airport Advisory Commission) of Article 1 (Municipal Airport) of Chapter 14 (Municipal Enterprises) of the code of the City of Colorado Springs 2001, as amended, pertaining to Municipal Airport Advisory Commission functions

**Presenter:**  
Wynetta Massey, City Attorney/Chief Legal Officer

### Sponsors:

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### Code sections:

**Attachments:** 1. AAC Functions ORD-2022-11-08

| Date       | Ver. | Action By            | Action                     | Result |
|------------|------|----------------------|----------------------------|--------|
| 2/14/2023  | 1    | City Council         | denied                     | Fail   |
| 12/13/2022 | 1    | City Council         | postpone to a date certain | Pass   |
| 12/12/2022 | 1    | Council Work Session | referred                   |        |

An ordinance amending Section 102 (Functions) of Part 1 (Municipal Airport Advisory Commission) of Article 1 (Municipal Airport) of Chapter 14 (Municipal Enterprises) of the code of the City of Colorado Springs 2001, as amended, pertaining to Municipal Airport Advisory Commission functions

**Presenter:**  
Wynetta Massey, City Attorney/Chief Legal Officer

**Summary:**  
This ordinance clarifies the role of the Airport Advisory Commission (AAC) as it relates to activities within the industrial/business park on Municipal Airport-controlled property (the “business park”).

**Background:**  
With the organizational reassignment of economic development responsibilities for activities within the business park from the Aviation Director to the Chief of Staff, the Chief of Staff asked the City Attorney’s Office to review the City Code provisions pertaining to the advisory role of the Airport Advisory Commission as it relates to the business park. The City Code currently provides that the AAC shall act in an advisory capacity on matters concerning land use and all other matters affecting the construction, planning or operation of the Airport. Advice includes issues related to the airport master plan and long-range planning for the airport.

Construction, planning, and operation of a business park was not a consideration when the AAC ordinance was initially adopted in 1965. These business park activities are independent of

construction, planning, and operation of the Airport itself. To the extent industrial park construction, planning, and operation does affect or impact the construction, planning, or operation of the Airport, the AAC's advisory responsibility flows to the impact the industrial park activities may have on Airport construction, planning, and operation, not on whether the industrial park proposal is appropriate.

The City Attorney recommended, and the Chief of Staff agreed, that the AAC ordinance should be amended to clarify the AAC's role regarding the business park and to ensure that the AAC is briefed on activities within the business park, including acquisition and disposition of property, and should clearly state that the AAC's advisory input to the impacts those activities might have on the construction, planning, or operation of the Airport. N/A

**Previous Council Action:**

N/A

**Financial Implications:**

N/A

**City Council Appointed Board/Commission/Committee Recommendation:**

The AAC has not been briefed on this amendment as this amendment is housekeeping in nature as the AAC does not currently have advisory authority over the activities within the business park outside of any impact those activities might have on the construction, planning, or operation of the Airport.

**Stakeholder Process:**

N/A

**Alternatives:**

Should City Council choose not to amend the AAC ordinance, the City Attorney's Office will advise the Administration to interpret City Code § 14.1.102 in the manner outlined in the proposed ordinance.

**Proposed Motion:**

Move approval of the ordinance amending City Code § 14.1.102 as presented.

An ordinance amending Section 102 (Functions) of Part 1 (Municipal Airport Advisory Commission) of Article 1 (Municipal Airport) of Chapter 14 (Municipal Enterprises) of the code of the City of Colorado Springs 2001, as amended, pertaining to Municipal Airport Advisory Commission functions