

ORDINANCE 2018-E

AN ORDINANCE IMPOSING A MORATORIUM ON THE PLACEMENT OF STORAGE CONTAINERS UPON PRIVATE PROPERTY IN THE TOWN OF SAGUCHE COLORADO

WHEREAS, the Town Clerk of the Town of Saguache has received inquiries from Town citizens who have either placed storage containers on their property or desire to do so; and

WHEREAS, the placement of storage containers can impact the setback required of other structures such as buildings as described in Section 18-2-30 of the Saguache Municipal Code; and

WHEREAS, Storage containers are not described in the Code, are available for commercial sale or rental in sizes varying from four (4) feet to fifty (50) feet in length; and

WHEREAS, the placement of such containers can significantly impact neighboring property, quality of life, and property values; and

WHEREAS, the placement of storage containers in the Town merits study by the Town Board of Trustees in order that appropriate regulations can be promulgated consistent with development, private property rights, aesthetics, and the effect of storage container's on adjacent property and the neighborhood.

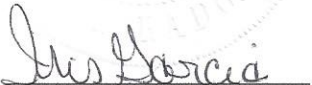
THEREFORE, be it hereby ordained by the Board of Trustees of the Town of Saguache:

1. A six (6) month moratorium is hereby imposed upon the placement of storage containers on private property in the Town of Saguache to allow the Town Board of Trustees to study the effect of storage containers in the Town. Storage containers are generally described as those units designed for storage, office space, or even occupancy available for rental or commercial sale, delivered by truck as a tilt-off or roll-off item and placed directly on ground surface or a constructed surface designed to support the unit and may vary in size from four (4) or more feet to approximately fifty (50) feet in length and in width and height from four (4) to eight (8) feet. Such dimensions are illustrative only and not intended to designate the maximum or minimum parameters of units which may be described as "storage containers."
2. Storage containers which are in place at the effective date of this ordinance are entitled to remain until the completion of the referenced study by the Board of Trustees and any further extension of this moratorium. Thereafter, such containers shall be subject to any further amendments to the Town of Saguache Land Use Code provisions concerning such units.
3. The placement of Storage Containers in the Town of Saguache is found to have a significant impact on the public health and safety due to the visual, aesthetic, and property devaluation which may be occasioned by placement of such units in the Town and this ordinance shall therefore become effective upon passage by the Town Board of Trustees.
4. Any person who violates the provisions of this ordinance shall be subject to a fine not exceeding \$300. Each day of continued violation shall be considered a separate offense.

Read in full, approved and adopted this 9th day of July, 2018.




Elvie Samora, Mayor


Iris Garcia, Town Clerk

APPROVED AS TO FORM:

Eugene L. Farish, Town Attorney

CERTIFICATION

I hereby certify that the within Ordinance was introduced, read in full, approved and adopted at the regular meeting of the Board of Trustees of the Town of Saguache, Colorado on the ____ day of _____, 2018, and published by title in the Saguache Crescent, a legal newspaper in the Town of Saguache on _____.

Iris Garcia, Town Clerk