

**TOWN OF GYPSUM, COLORADO**

**ORDINANCE NO. 15  
SERIES 2020**

**AN ORDINANCE PROVIDING FOR REPEAL AND READOPTION OF  
TITLES 1 AND 2, OF THE GYPSUM MUNICIPAL CODE, AND ALL OF TITLE  
3 OF THE GYPSUM MUNICIPAL CODE, EXCLUDING CHAPTER 3.12, AND  
RECODIFYING CHAPTER 3.12 (REAL ESTATE TRANSFER TAX) OF THE  
GYPSUM MUNICIPAL CODE AS CHAPTER 3.03**

WHEREAS, the Town of Gypsum (“Town”) is a home rule municipality duly organized and existing under Articles XX of the Colorado Constitution and the Town’s Home Rule Charter effective October 21, 1982; and

WHEREAS, by Ordinance No. 1, Series 1985, and pursuant to the provisions of Section 31-16-201 through 31-16-208 of the Colorado Revised Statutes, as amended, the Town Council adopted the Gypsum Municipal Code (“Code) consisting of a codification of the Town’s ordinances of a general and permanent nature; and

WHEREAS, several titles, chapters, sections and subsections of the Code have been amended and/or repealed and readopted since 1985; and

WHEREAS, in order to reduce liability risks to the Town, add clarity and consistency, and ensure the Code incorporates current legislation and case law, the Town Council has undertaken a comprehensive review of the Code to ensure the Code is adequately serving the community’s needs as the Town grows; and

WHEREAS, the Town Council finds and determines that Title 1 (General Provisions), Title 2 (Administration and Personnel), and all of Title 3 (Revenue and Finance) excluding Chapter 3.12, of the Code should be repealed and their content readopted and codified, as amended, and that the same is necessary and designed for the purpose of promoting the health, safety, convenience, order, prosperity and welfare of the present and future inhabitants and visitors of the Town;

NOW, THEREFORE, be it ordained by the Town Council of the Town of Gypsum, Colorado that:

**Section 1. Repeal and Readoption of Title 1 (General Provisions), Title 2 (Administration and Personnel) and all of Title 3 (Revenue and Finance) excluding Chapter 3.12, of the Gypsum Municipal Code.** Titles 1, 2 and 3 (excluding Chapter 3.12) of the Gypsum Municipal Code are hereby repealed and readopted in their entirety, as attached hereto and incorporated herein.

**Section 2. Recodification of Chapter 3.12, Real Estate Transfer Tax.** Chapter 3.12 (Real Estate Transfer Tax) of the Gypsum Municipal Code is hereby recodified as Chapter 3.03, and renumbering the section numbers accordingly, but otherwise remaining in full force and effect without amendment.

**Section 3. Public Inspection.** Copies of this ordinance and the Gypsum Municipal Code are available for public inspection at the office of the Gypsum Town Clerk.

**Section 4. Public Hearing:** A public hearing on this Ordinance shall be held on the \_\_\_\_\_ day of \_\_\_\_\_, 2020, at 7:00 p.m. at the Town of Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum, Colorado.

**Section 5. Effective Date.** This Ordinance shall become effective as a permanent Ordinance five (5) days after publication, following final adoption after a public hearing held on the \_\_\_\_\_ day of \_\_\_\_\_, 2020, at 7:00 p.m., at the Gypsum Town Hall, 50 Lundgren Blvd., Gypsum, Colorado.

**Section 6. Severability.** If any portion of this Ordinance, or the Gypsum Municipal Code amended hereby, is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

INTRODUCED, READ AND ORDERED PUBLISHED BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS REGULAR MEETING HELD AT THE TOWN OF GYPSUM ON THE 13 DAY OF Oct, 2020.

TOWN OF GYPSUM

By:   
Stephen M. Carver, Mayor

Attest:

  
Danette Schlegel, Town Clerk



INTRODUCED ON SECOND READING, READ, CONSIDERED AT A PUBLIC HEARING AND FINALLY ADOPTED, PASSED AND APPROVED WITH AMENDMENTS, IF ANY, AND ORDERED POSTED AND PUBLISHED, BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, COLORADO, UPON A MOTION DULY MADE AND PASSED AT ITS MEETING HELD ON THE 27 DAY OF Oct, 2020, BY A VOTE OF 6 IN FAVOR AND 6 AGAINST.

TOWN OF GYPSUM

By: *Stephen M. Carver*  
Stephen M. Carver, Mayor *Pro Tem*

Attest:

*Danette Schlegel*  
Danette Schlegel, Town Clerk

(S E A L)

