



Commerce City

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Council Communication

File Number: Ord 2453

Agenda Date: 12/5/2022

Version: 1

Status: Agenda Ready

In Control: City Council

File Type: Ordinance

FIRST READING OF AN ORDINANCE IMPOSING A MORATORIUM UPON THE CITY'S PROCESSING OF APPLICATIONS FOR APPROVAL OF NEW SERVICE PLANS FOR RESIDENTIAL METROPOLITAN DISTRICTS

Summary and Background Information:

At the November 7, 2022 Council Meeting, City Council passed a motion directing the City Attorney to draft an ordinance creating a moratorium on the creation of new residential metropolitan districts in the City. In response to that direction, an ordinance accomplishing this goal has been provided. This proposed ordinance creates a moratorium on the processing of applications for new service plans for residential metro districts. Lacking a clear definition of "residential metro district," this ordinance relies on the same definition in the previously considered metro district regulations. As such, a residential metro district would include any metro district where residential purposes comprise 10% or more of the property developed or proposed to be developed. This would effectively allow a new metro district application to be processed that includes a mixed use component that is residential. An alternative would be to eliminate even that 10% allowance and allow only for the processing of new service plan applications if they contain no residential use.

Staff Responsible (Department Head): Matt Hader, Interim City Attorney

Staff Member Presenting: Matt Hader, Interim City Attorney

Financial Impact: N/A

Funding Source: N/A

Staff Recommendation: N/A

Suggested Motion: I move to introduce by Council as seated and approve on first reading Ordinance 2453.