

**TOWN OF MEAD, COLORADO  
ORDINANCE NO. 764**

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING SECTION 1-3-60, REGARDING THE PUBLICATION OF ORDINANCES; SECTION 1-4-80, REGARDING CERTIFICATION OF LIEN TO RECOVER UNPAID DELINQUENT FEES, CHARGES, ASSESSMENTS OR TAXES; SECTION 2-2-140, REGARDING SPECIAL MEETINGS; SECTION 2-2-170, REGARDING ORDER OF BUSINESS; SECTION 2-5-140, REGARDING SUMMONS AND COMPLAINT; SECTION 2-5-250, REGARDING AMENDMENTS; SECTION 2-5-260, REGARDING SEVERABILITY; ARTICLE VI, REGARDING POLICE DEPARTMENT; SECTION 2-8-40, REGARDING AUTHORITY OF THE BOARD OF ADJUSTMENTS.**

**WHEREAS**, it is a commitment of the Board of Trustees to continually review the municipal code and provide appropriate updates to the code; and

**WHEREAS**, in cooperation with Board of Trustees, staff and the town attorney, the following changes to the municipal code have been recommended for adoption and inclusion in the code as part of the annual update to the codification;

**NOW THEREFORE, BE IT ORDAINED** by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

**Section 1.** Section 1-3-60 of the Mead Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

**“Section 1-3-60. Publication of ordinances.**

- (a) All ordinances, as soon as may be after their adoption, shall be recorded in a book kept for that purpose, authenticated by the signature of the Mayor and Town Clerk and maintained on file at the Town Hall in a secure manner. The publication of all ordinances adopted by the Board of Trustees shall be accomplished by the posting of said ordinances in three (3) public places within the Town, as may be designated from time to time by resolution of the Board. The public places for posting ordinances shall be designated annually at the Board of Trustee’s first regular meeting of each calendar year.

Ordinances shall not take effect until thirty (30) days after publication, except for ordinances calling for special elections, or necessary for the immediate preservation of public health or safety and containing the reasons making the same necessary in a separate section. The excepted ordinances shall take effect upon adoption, if they are adopted by an affirmative vote of three-fourths ( $\frac{3}{4}$ ) of the members of the Board of Trustees.

- (b) It shall be sufficient for the purposes of posting and publication that the top page of all ordinances indicating the title and nature of the ordinance is visible, although the additional pages of the ordinance, if any, may be obscured by the top page. Ordinances shall be posted in regular type size and not photographically reduced in such a manner as to be difficult to read. The full text of all ordinances will be

available for public inspection at the Town Hall during regular business hours and shall be placed on the Town's Website."

**Section 2.** Section 1-4-80 of the Mead Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

**"Sec. 1-4-80. Certification of lien to recover unpaid delinquent fees, charges, assessments or taxes.**

All fees, charges, taxes or assessments owed to the Town shall constitute a lien upon each lot or parcel of land of the owner, developer or licensee, from the due date thereof until paid. If such fee, charge, tax or assessment is not paid when due, in addition to any other means provided by law, the Town Clerk shall certify such lien to the County Treasurer, and the fee, charge, tax or assessment shall be collected in the same manner as though it were part of the taxes. Fees, charges, taxes or assessments shall include, but are not limited to, any development fees and charges assessed under any annexation or subdivision improvement agreements, development impact fees assessed by ordinance, and any other financial obligation levied by ordinance. The Town reserves the right to withhold or revoke any permits, certificates or other approvals for any land use or license for which payment of any fee, charge, tax or assessment is delinquent."

**Section 3.** Section 2-2-140 of the Mead Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

**"Sec. 2-2-140. Special meetings; procedure.**

The Mayor, or three (3) Trustees, may call a special meeting at any time upon giving at least twenty-four (24) hours' notice to the Board of Trustees and the public. Whenever a special meeting is called, a summons or notice in writing, signed by the Mayor, or the three (3) Trustees, shall be served upon each member of the Board, either in person or by notice left at his or her place of residence. Supplemental notice may also be given electronically to the Trustee's Town email address. The notice shall include the date and hour of the meeting and the purpose for which such meeting is called. No other business shall be transacted during the special meeting except that stated in the notice. Notice of the special meeting shall also be posted at the same three public places as used for the publication of ordinances. The notice shall be posted not less than twenty-four (24) hours before the date and time set for the meeting. The public places for posting such notices shall be designated annually at the Board of Trustee's first regular meeting of each calendar year."

**Section 4.** Section 2-2-170 of the Mead Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

**"Sec. 2-2-170. Order of business.**

The following order of business applies to the procedure for regular meetings. Special meeting agendas are not required to follow the same procedures as for regular meetings and may be abbreviated at the discretion of the Board of Trustees.

- (a) Call to order. The Mayor shall take the chair precisely at the hour appointed for the meeting, and shall immediately call the Board of Trustees to order. The Mayor shall preserve order and decorum, decide all questions of order and conduct the proceedings of the meeting in accordance with the parliamentary rules contained in *Robert's Rules of Order*, unless

otherwise provided by ordinance.”

**Section 5.** Section 2-5-140 of the Mead Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

**“Sec. 2-5-140. Summons and complaint.**

A summons and complaint may be issued by a peace officer or a code enforcement officer for an offense constituting a violation of the Mead Municipal Code which was committed in his or her presence, or, if not committed in his or her presence, when he or she has reasonable grounds for believing that the offense was committed in fact and that the offense was committed by the person charged. A copy of the summons and complaint so issued shall be filed immediately with the court before which the appearance is required. A second copy shall be supplied to the prosecutor if so requested.”

**Section 6.** Section 2-5-250. Amendments, of the Mead Municipal Code is hereby deleted in its entirety.

**Section 7.** Section 2-5-260. Severability, of the Mead Municipal Code is hereby deleted in its entirety.

**Section 8.** ARTICLE VI. Police Department, of the Mead Municipal Code is hereby amended by the addition of the following:

“ARTICLE VI. Police Department. This article is suspended from operation at this time. Police protection is being provided by the Weld County Sheriff’s office. Wherever noted in this Code, so long as police duties are being performed pursuant to the contract with the Weld County Sheriff’s office, duties of the police or chief of police are designated to the Weld County Sheriff’s office.”

**Section 9.** Section 2-8-40. Authority, of the Mead Municipal Code is hereby deleted in its entirety and reenacted to read as follows:

**“Sec. 2-8-40. Authority.**

The Board of Adjustment shall have the powers and authority concerning the application and enforcement of the Mead Land Use Code as those powers are delegated to it by provisions of state law and by the specific provisions of the Land Use Code. The Board of Adjustments shall hear and decide appeals from any order, requirement, decision or determination made by any administrative official charged with the enforcement of the Land Use Code. In addition the Board of Adjustments shall hear and decide all requests for a variance from the requirements of the Land Use Code. Such variance shall not be granted if it would be detrimental to the public good, create a conflict with the Comprehensive Plan, or impairs the intent and purposes of the Land Use Code.”

**Section 10. Effective Date.** This ordinance shall be published and become effective as provided by law.

**Section 11. Severability.** If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the Ordinance. The Board of Trustees hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more part, section, subsection, sentence, clause or phrase is

declared invalid.

**Section 12. Repealer.** All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

**Section 13. Certification.** The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 9<sup>th</sup> DAY OF March, 2015.

ATTEST:

TOWN OF MEAD

By Linda Blackston  
Linda Blackston, CMC, Town Clerk

By Gary R. Shields  
Gary R. Shields, Mayor

