

PLANNING COMMISSION RESOLUTION

A RESOLUTION OF THE CITY OF BRIGHTON PLANNING COMMISSION RECOMMENDING APPROVAL TO REPEAL IN ITS ENTIRETY ARTICLE 17-60, RESIDENTIAL GROWTH PACING SYSTEM OF THE BRIGHTON MUNICIPAL CODE; SETTING FORTH THE JUSTIFICATIONS FOR SAID REPEAL; AND SETTING FORTH OTHER DETAILS RELATED THERETO.

RESOLUTION NO.: 17-01

WHEREAS, from time to time the City of Brighton *Municipal Code* must be updated in order to relate to present and future land uses and practices; and

WHEREAS, the City Council of the City of Brighton adopted Article 17-60 to establish a Residential Growth Pacing System in order to: 1) promote orderly growth and provide for harmonious development; 2) facilitate adequate provision of utilities and public facilities such as transportation, water, sewers, drainage, parks and open space, schools, libraries, and other public facilities; 3) promote a more balanced community where there is space to live, recreate and work; and 4) ensure that the community character was not eroded; and

WHEREAS, pursuant to the City of Brighton Charter, a notice of the public hearing was published in the *Brighton Standard Blade*, a legal newspaper of general circulation in the City of Brighton, on December 14, 2016; and

WHEREAS, the Planning Commission held a public hearing on January 10, 2017, and properly received and considered all relevant evidence and testimony from City Staff and other Interested Parties, including the public at large; and

WHEREAS, the Planning Commission finds that while the purpose of Article 17-60 is still a high priority, the regulations and procedures contained within the Article are outdated, no longer relate to the current development practices and opportunities within the City, can only be applied to a limited number of developments, and can be adequately addressed through current staffing abilities and procedures; and

WHEREAS, the City Staff will continue to provide updated data on a yearly basis to the Planning Commission and City Council that addresses, generally, development and housing statistics and trends, the status of infrastructure and level of service capacity, and other information deemed pertinent to the orderly growth within the City; and

WHEREAS, the Planning Commission finds and determines that the City Council has within its police powers the means to regulate the rate of development, notwithstanding the repeal of Article 17-60; and

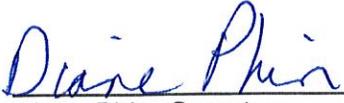
WHEREAS, the City Council further finds and determines that repealing Article 17-60 is not inconsistent with the Constitution or laws of the State of Colorado, and will not otherwise inhibit the City from assuring the health, safety and welfare of the City of Brighton.

NOW THEREFORE, be it resolved that the City of Brighton Planning Commission does hereby recommend to the City Council approval to repeal Article 17-60, Residential Growth Pacing System of the Brighton Municipal Code, in its entirety.

RESOLVED, this 10th day of January, 2017.

ATTEST:

**CITY OF BRIGHTON, COLORADO
PLANNING COMMISSION**



Diane Phin, Secretary



Fidel Balderas, Acting Chairman