

ORDINANCE NO. 2

Series 2019

AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER
CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE
(Casey Residence, 112 North French Street, Lots 3 & 4, Block 3, Abbett Addition)

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE,
COLORADO:

Section 1. Findings. The Town Council of the Town of Breckenridge finds and determines as follows:

- A. Diane Monaghan owns the hereinafter described real property. Such real property is located within the corporate limits of the Town of Breckenridge, County of Summit and State of Colorado.
- B. Diane Monaghan filed an application pursuant to Chapter 11 of Title 9 of the Breckenridge Town Code seeking to have the hereinafter described real property designated as a landmark ("Application").
- C. The Town followed all of procedural requirements of Chapter 11 of Title 9 of the Breckenridge Town Code in connection with the processing of the Application.
- D. The improvements located on hereinafter described real property are more than fifty (50) years old.
- E. The hereinafter described real property meets the "Architectural" designation criteria for a landmark as set forth in Section 9-11-4(A)(1)(b)(2) of the Breckenridge Town Code because the property is of a style particularly associated with the Breckenridge area.
- F. The hereinafter described real property meets the "Physical Integrity" criteria for a landmark as set forth in Section 9-11-4(A)(3) of the Breckenridge Town Code because:
 - (i) The property shows character, interest or value as part of the development, heritage or cultural characteristics of the community, region, state or nation and;
 - (ii) The structure is on its original location or is in the same historic context after having been moved.
- G. In accordance with the requirements of Section 9-11-3(B)(3) of the Breckenridge Town Code, on November 6, 2018 the Application was reviewed by the Breckenridge Planning Commission. On such date the Planning Commission recommended to the Town Council that the Application be granted.
- H. The Application meets the applicable requirements of Chapter 11 of Title 9 of the Breckenridge Town Code, and should be granted without conditions.
- I. Section 9-11-3(B)(4) of the Breckenridge Town Code requires that final approval of an application for landmark designation under Chapter 11 of Title 9 of the Breckenridge Town Code be made by ordinance duly adopted by the Town Council.

Section 2. Designation of Property as Landmark. The following described real property:

See the attached Exhibit "A" which is incorporated into this ordinance by reference

is designated as a landmark pursuant to Chapter 11 of Title 9 of the Breckenridge Town Code.

Section 3. Police Power Finding. The Town Council finds, determines and declares that this ordinance is necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the order, comfort and convenience of the Town of Breckenridge and the inhabitants thereof.

Section 4. Town Authority. The Town Council finds, determines and declares that it has the power to adopt this ordinance pursuant to the authority granted to home rule municipalities by Article XX of the Colorado Constitution and the powers contained in the Breckenridge Town Charter.

Section 5. Effective Date. This ordinance shall be published and become effective as provided by Section 5.9 of the Breckenridge Town Charter.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED
PUBLISHED IN FULL this 11th day of December, 2018.

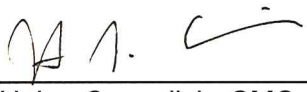
This ordinance was published in full on the Town of Breckenridge website on December 14, December 15, December 16, December 17 and December 18, 2018.

A public hearing on this ordinance was held on January 8, 2019.

READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED IN FULL ON THE
TOWN'S WEBSITE this 8th day of January, 2019. A copy of this Ordinance is available for
inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE





Helen Cospolich, CMC, Town Clerk



Eric S. Mamula, Mayor

APPROVED IN FORM

Town Attorney Date

This Ordinance was published on the Town of Breckenridge website on January 9, January 10, January 11, January 12 and January 13, 2019. This ordinance shall become effective on February 12, 2019.

Exhibit "A"

