

ORDINANCE 26-13

AN ORDINANCE AMENDING THE PLANNED UNIT DEVELOPMENT (PUD) ZONING FOR THE PROPERTY GENERALLY KNOWN AS THE GOLD CREEK COMMONS PUD

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF ELIZABETH, COLORADO, THAT:

Section 1. Findings of Fact.

- A. The Town desires to rezone certain property by amending the existing Planned Unit Development (PUD) zoning known as the Gold Creek Commons PUD for the approximately 56.4-acre property more particularly described in **Exhibit A**, attached hereto and incorporated herein by this reference (the "Property").
- B. Public notice has been given of such rezoning pursuant to Section 16-4-30 of the Town of Elizabeth Municipal Code more than fifteen (15) days in advance of the public hearing.
- C. A need exists for rezoning the Property pursuant to Sections 16-1-190 and 16-1-240 by amending the Gold Creek Commons PUD as set forth in the revised PUD Amendment Plan and Development Guide.

Section 2. The Property identified in **Exhibit A** is hereby rezoned to reflect the amendments to the Gold Creek Commons PUD according to the amended PUD Amendment Plan attached as **Exhibit B** and the amended Development Guide attached as **Exhibit C**, both of which are incorporated herein by this reference.

Section 3. The Zoning Ordinance and Zoning Map are hereby amended to conform with the zoning change for the Property.

Section 4. Severability. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or enforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

Section 5. The Board of Trustees hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town, that it is promulgated for the health, safety and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 6. This Ordinance shall become effective thirty (30) days after publication.

Read and approved at a meeting of the Board of Trustees of the Town of Elizabeth, Colorado, this ____ day of _____, 2026.

Passed by a vote of _____ for and _____ against and ordered published.

Angela Ternus, Mayor

ATTEST

Michelle M. Oeser, Town Clerk