

**STATE OF COLORADO
COUNTY OF GILPIN
CITY OF BLACK HAWK**

COUNCIL BILL NUMBER: CB20

ORDINANCE NUMBER: 2023-20

**TITLE: A BILL FOR AN ORDINANCE REZONING CERTAIN PROPERTIES
KNOWN AS LOTS 6-12, BLOCK 42 WITHIN THE CITY OF BLACK
HAWK TO THE HISTORY APPRECIATION RECREATION
DESTINATION (HARD) ZONE DISTRICT**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACK HAWK,
GILPIN COUNTY:

Section 1. Findings of Fact.

- A. Application has been made by the City of Black Hawk as the property owner to rezone certain properties known as Lots 6-12, Block 42 within the City of Black Hawk (the "Property") within the City of Black Hawk, Colorado, to be within the History Appreciation Recreation Destination (HARD) Zone District.
- B. Public notice has been given of such rezoning by one publication in a newspaper of general circulation within the City and the official newspaper of the City at least fifteen (15) days before the public hearing of such amendment.
- C. Notice of such proposed hearing was posted on the Property for fifteen (15) consecutive days prior to said hearing.
- D. A need exists for rezoning the Property pursuant to Section 16-121 of the City of Black Hawk Zoning Ordinance to the extent provided herein.

Section 2. The Property is hereby rezoned to History Appreciation Recreation Destination (HARD) Zone District.

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

Section 4. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Black Hawk, 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 City Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 5. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a


court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 6. Effective Date. The City Clerk is directed to post the Ordinance as required by the Charter. This Ordinance shall become effective upon posting by the City Clerk.

READ, PASSED AND ORDERED POSTED this 14th day of June, 2023.


David D. Spellman, Mayor

ATTEST:


Melissa Greiner, CMC, City Clerk

