



**Town of Frederick
Board of Trustees Agenda**

Frederick Town Hall
Board Chambers
401 Locust Street
Tuesday, April 18, 2023

**5:30 P.M.
Special Meeting**

Call to Order – Roll Call:

Pledge of Allegiance:

Approval of Agenda:

Special Presentations:

Consent Agenda:

- A. Resolution 23-R-19 Opposition to State Wide Land Use and Zoning Preemptions in Senate Bill 23-213 – Jason Meyers, Town Attorney

Mayor and Trustee Reports

Executive Session:

For discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; regarding the Town Clerk Annual Evaluation.

Adjournment:

Built on What Matters.

**TOWN OF FREDERICK, COLORADO
RESOLUTION NO. 23-R-19**

**A RESOLUTION OF THE TOWN OF FREDERICK IN OPPOSITION TO STATEWIDE
LAND USE AND ZONING PREEMPTIONS IN SENATE BILL 23-213**

WHEREAS, for a century, the State of Colorado has committed both in statute and in the state constitution to the local control of land use planning and zoning because local governments are closest to the land and to the people that occupy it; and,

WHEREAS, zoning and land use cannot be viewed separately from the impacts of proposed uses of land on surrounding properties and a community as a whole, including:

- the ability to ensure adequate water and utilities;
- to provide enough public safety services, schools, and recreational services;
- to make sure that sufficient and safe infrastructure is available to handle increased population or more intense uses;
- to align development with the community's economic goals;
- to prevent displacement of existing people;
- to preserve important historical sites;
- and to protect open space and the environment in general; and,

WHEREAS, Senate Bill 23-213 would place statewide mandates on hyper local land use matters and substitute the judgment of legislators and state regulators who lack the understanding needed to make the right decisions for our community; and,

WHEREAS, Senate Bill 23-213 will undermine long-range planning efforts and will severely limit our ability to maintain reasonable zoning regulations to ensure a high quality of life and sound economic environment for our current and future residents, workers, and business owners; and,

WHEREAS, Senate Bill 23-213 silences the voices of our residents by taking away the right to be heard at public hearings on zoning matters or to use their constitutional rights of initiative or referendum to address zoning and land use matters; and,

WHEREAS, Senate Bill 23-213 invites unnecessary conflict by creating differing state and local standards wherein the development and local community will necessarily need to litigate to determine which standards would apply which would result in wasted tax dollars and increased development costs.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF
THE TOWN OF FREDERICK, COLORADO, AS FOLLOWS:**

1. It is the position of the Town of Frederick that municipalities are best suited to determine appropriate zoning laws for their communities and that collaboration and cooperation – not topdown statewide mandates and giveaways to special interests – are the solution to

Colorado's affordable housing problem;

2. The Town of Frederick opposes Senate Bill 23-213 and strongly urges its legislators to vote NO on this unprecedented and irresponsible preemption.

**INTRODUCED, READ, PASSED, AND SIGNED THIS 18TH DAY OF APRIL,
2023.**

TOWN OF FREDERICK

By: _____
Tracie Crites, Mayor

ATTEST:

By: _____
Meghan C. Martinez, MMC, Town Clerk