

**CITY OF WHEAT RIDGE, COLORADO  
INTRODUCED BY COUNCIL MEMBER WEAVER  
COUNCIL BILL NO. 20  
ORDINANCE NO. 1700  
Series 2020**

**TITLE: AN ORDINANCE REPEALING ORDINANCE 1691, SERIES 2020, AN ORDINANCE APPROVING THE REZONING OF PROPERTY LOCATED AT 9800 W. 38<sup>TH</sup> AVENUE**

**WHEREAS**, the City of Wheat Ridge, Colorado (the “City”), is a Colorado home rule municipality, duly organized and existing pursuant to Section 6 of Article XX of the Colorado Constitution; and

**WHEREAS**, under Section 6.2 of the Home Rule Charter, the registered electors of the City may require that an adopted ordinance be repealed or in the alternative be referred to them at an election under the power reserved by Article V, Section 1(9) of the State Constitution; and

**WHEREAS**, on July 13, 2020, the City Council approved Ordinance 1691, Series 2020 (the “Ordinance”) approving the rezoning of property located at 9800 W. 38<sup>th</sup> Avenue from Residential-One (R-1) to Planned Residential Development (PRD); and

**WHEREAS**, pursuant to Charter Section 6.2(b) a referendum petition (the “Petition”) was submitted with respect to the Ordinance; and

**WHEREAS**, the Petition was amended as permitted by Charter Section 6.4, and on September 21, 2020 the City Clerk issued his certificate of sufficiency regarding the same; and

**WHEREAS**, the Petition having been presented to the Council, the Council is obligated by Charter Section 6.2(b) to either reconsider the Ordinance or submit the Ordinance to a vote of the registered electors of the City; and

**WHEREAS**, upon reconsideration, the City Council has determined that Ordinance 1691, Series 2020 should be repealed.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WHEAT RIDGE, COLORADO:**


**Section 1.** Ordinance 1691, Series 2020 is hereby repealed.


**Section 2. Effective Date.** This Ordinance shall take effect upon adoption as permitted by Section 5.11 of the Charter.


**INTRODUCED, READ, AND ADOPTED** on first reading by a vote of 8 to 0 on this 26th day of October, 2020, ordered published in full in a newspaper of general circulation in the City of Wheat Ridge, and Public Hearing and consideration on final passage set for November 9, 2020 at 7:00 p.m., as a virtual meeting.

**READ, ADOPTED AND ORDERED PUBLISHED** on second and final reading by a vote of 8 to 0, this 9th day of November, 2020.

SIGNED by the Mayor on this 9<sup>th</sup> day of November 2020.

  
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Bud Starker, Mayor

ATTEST:  
  
\_\_\_\_\_  
Steve Kirkpatrick, City Clerk

Approved as to Form  
  
\_\_\_\_\_  
Gerald E. Dahl, City Attorney

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