CITY OF LITTLETON, COLORADO

ORDINANCE NO. 28

Series, 2018

INTRODUCED BY COUNCILMEMBERS: VALDES & DRISCOLL

> **AN ORDINANCE OF THE CITY OF LITTLETON, COLORADO, AMENDING SECTION 117 OF THE CITY CHARTER AND DELETING SECTION 118 REGARDING REVOCABLE LICENSES AND PERMITS**

> **WHEREAS**, the City has adopted codes providing for the issuance of licenses by the City Manager, and;

> **WHEREAS**, revocable licenses are designed to be used by the City for day to day management of the Right of Way and are not an interest in property, and;

> **WHEREAS**, the current language of the Charter is not consistent with the city code for other types of licenses:

> **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LITTLETON, COLORADO, THAT:**

> **Section 1:** Section 117 of the City Charter is hereby amended and Section 118 is deleted as follows:

Sec. 117. Revocable Licenses; REVOCABLE PERMITS.

A. The Council by ordinance may DELEGATE TO THE CITY MANAGER THE AUTHORITY TO grant a license, revocable for cause, to lay side tracks and switches along or across any public thoroughfare when the application therefor is accompanied by the assent in writing of the owners of ~~two-thirds~~ FIFTY-ONE PERCENT of the frontage on each side of the public thoroughfare or part thereof.

B. The Council may BY ORDINANCE DELEGATE TO THE CITY MANAGER THE AUTHORITY TO grant permits for the temporary use or occupation of any street, alley or public place. Such permits are revocable by the ~~Council~~ CITY IN ITS SOLE DISCRETION whether the right is expressly reserved in the permit or not.

1   Sec. 118. ~~Revocable Permits.~~

2   ~~The Council may grant permits for the temporary use or occupation of any street,~~

3   ~~alley or public place. Such permits are revocable by the Council whether the right~~

4   ~~is expressly reserved in the permit or not.~~ RESERVED.

5   **Section 2:**   Severability. If any part, section, subsection, sentence, clause or
6   phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the
7   validity of the remaining sections of this ordinance. The City Council hereby declares that it
8   would have passed this ordinance, including each part, section, subsection, sentence, clause or
9   phrase hereof, irrespective of the fact that one or more parts, sections, subsections, sentences,
10   clauses or phrases may be declared invalid.
11
12   **Section 3:**   Repealer. All ordinances or resolutions, or parts thereof, in
13   conflict with this ordinance are hereby repealed, provided that this repealer shall not repeal the
14   repealer clauses of such ordinance nor revive any ordinance thereby.
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16
17   INTRODUCED AS A BILL at a regularly scheduled meeting of the City Council

18   of the City of Littleton on the 17 day of July, 2018, passed on first reading by a vote of <u>6</u> FOR

19   and <u>0</u> AGAINST; and ordered published by posting at Littleton Center, Bemis Library, the

20   Municipal Courthouse and on the City of Littleton Website.

21   PUBLIC HEARING on the Ordinance to take place on the 7th day of August,

22   2018, in the Council Chamber, Littleton Center, 2255 West Berry Avenue, Littleton, Colorado,

23   at the hour of 7:00 p.m., or as soon thereafter as it may be heard.

24   PASSED on second and final reading, following public hearing, by a vote of _____FOR

25   and ___ AGAINST on the 7th day of August, 2018 and ordered published by posting at Littleton

26   Center, Bemis Library, the Municipal Courthouse and on the City of Littleton Website.

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30   ATTEST:

31   _____   _____
32   Wendy Heffner   Debbie Brinkman
33   CITY CLERK   MAYOR
34
35
36   _____
37   Lena McClelland
38   ASSISTANT CITY ATTORNEY
39
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