

TOWN OF GREEN MOUNTAIN FALLS

ORDINANCE NO. 2020-01

AN ORDINANCE AMENDING ARTICLE I OF CHAPTER 2 OF THE GREEN MOUNTAIN FALLS MUNICIPAL CODE REGARDING ELECTIONS

WHEREAS, the state deadlines for filing of write-in candidate affidavits have changed;

WHEREAS, the Town must by ordinance expressly permit the cancellation of elections if there are not more candidates than seats to be filled; and

WHEREAS, the Board of Trustees desires to amend the Green Mountain Falls Municipal Code to comport with state election law and to authorize cancellation of elections when appropriate.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF GREEN MOUNTAIN FALLS, COLORADO:

Section 1. Section 2-2 of the Green Mountain Falls Municipal Code is hereby repealed and reenacted to read as follows:

Sec. 2-2. Write-in candidate affidavit required.

No write-in vote for a Town office shall be counted unless an affidavit of intent has been filed with the Town Clerk by the person whose name is written in verifying that he or she desires the office and is qualified to assume the duties of that office if elected. The affidavit of intent shall be filed with the Town Clerk in compliance with the deadline established in the Colorado Municipal Election Code, as amended.

Section 2. A new Section 2-3 of the Green Mountain Falls Municipal Code is hereby adopted and reads as follows:

Sec. 2-3. Cancellation of election.

If the only matter before the voters is the election of persons to office and if, at the close of business on the last day for filing a write-in candidate affidavit, as established herein, there are not more candidates than offices to be filled at such election, including candidates filing write-in candidate affidavits, the Board of Trustees may, by resolution adopted before or after such date, instruct the Town Clerk to cancel the election and may declare the candidates elected. Notice of such cancellation shall be posted at each polling place, in not less than one other public place, and published, if possible.

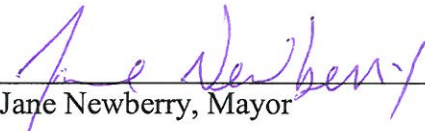
Section 3. Safety Clause. The Board of Trustees hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Green Mountain Falls, that it is promulgated for the health, safety and welfare of the public and that this Ordinance

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 this Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 4. 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.

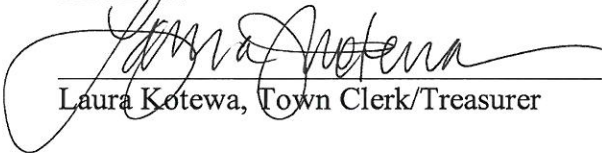
Section 5. Effective Date. This Ordinance shall be effective thirty (30) days after publication.

ADOPTED AND ORDERED PUBLISHED the 4 day of February, 2020, at the Green Mountain Falls Town Hall, 10615 Green Mountain Falls Road, Green Mountain Falls, Colorado.



Jane Newberry, Mayor

ATTEST:



Laura Kotewa, Town Clerk/Treasurer

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