

TOWN OF GREEN MOUNTAIN FALLS

ORDINANCE NO. 2023-02

AN ORDINANCE AMENDING CHAPTERS 6 AND 12 OF THE GREEN MOUNTAIN FALLS MUNICIPAL CODE REGARDING THE REGULATION OF HORSES

WHEREAS, the Town wishes to modify the regulation of horses especially as it relates to horses in the Open Space district.

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

Section 1. Chapter 6 Article VI Section 6-78 of the Town of Green Mountain Falls Municipal Code is hereby amended to read as follows:

Sec. 6-78. – Limit on number of animals.

(a) It is unlawful for any resident in the town to have more than the following number of each type of pet unless the residence is licensed as a kennel pursuant to this Code, or unless the maximum number is exceeded by pets of less than six months of age:

- (1) Dogs: two.
- (2) Cats: four.
- (3) Rabbits: six.
- (4) Pot-bellied pigs: three.
- (5) Ferrets: three.
- (6) Reptiles (nonexotic): four.
- (7) Horses: As permitted by Section 6-122 of the Green Mountain Falls Municipal Code

(b) It is unlawful to keep, own, harbor or allow to run free any exotic animal or any livestock of a type not listed above within the Town.

(c) Notwithstanding any other provision of the Green Mountain Falls Municipal Code, use of animals otherwise prohibited may be allowed by special use permit from the town pursuant to section 16-710 for commercial purposes, subject to such conditions and restrictions as may be imposed by the board of trustees.

Section 2. Chapter 6 Article VI of the Town of Green Mountain Falls Municipal Code is hereby amended to read as follows:

ARTICLE VI. – Horses

Sec. 6-121. – Property size requirements.

Horses shall only be permitted on property with a lot size of two-and-one-half acres or more and as permitted in Table 3-1 of Chapter 12 Article III of the Town of Green Mountain Falls Municipal Code. Horses shall be kept in a fenced area setback a minimum of ten feet from all property except for horses in the Open Space district or any horse with a permit issued prior to the original passage of this article (April 1996).

Sec. 6-122. – Enclosures.

Horses shall be kept in a suitable fenced enclosure, in which said animals shall be restrained, providing a minimum area of 1,500 square feet per animal. Said enclosure shall be located a minimum distance of 75 feet from any neighboring house, dwelling or place of business.

Sec. 6-123. - Permit required; fee.

A permit shall be required for an individual household to keep horses within the town. Upon receiving an application for said permit, the town shall request an animal control officer to inspect the proposed premises to determine if the requirements provided in this article are satisfied by the applicant. If said requirements are satisfied, a permit shall be issued for one calendar year, expiring on January 31 st of each year, for which a fee as established by resolution of the board of trustees shall be charged. The permit is not transferable and shall be issued only for the horse listed in the application procedure. If, at any time the premises upon which horses are kept fail to satisfy the requirements of this article, said permit may be revoked by the board of trustees.

Section 3. Table 3-1 in Chapter 12 Article III of the Town of Green Mountain Falls Municipal Code is hereby amended by the addition of the following new Horse Keeping use to read as follows:

Table 3-1: Permitted Uses Table					
X = use by right; C = conditional use; A = accessory use; T = temporary use; Blank cell = prohibited; Uses with an * = use-specific standards apply					
Zoning Districts	R-1	R-2	MX-1	O	Use-Specific Standards
Accessory Uses					
Horse Keeping	A	A		A	

Section 4. Chapter 12 Article VI of the Town of Green Mountain Falls Municipal Code is hereby amended by the modification of the Animal Shelter definition and the addition of a Horse Keeping definition to be inserted alphabetically and to read as follows:

ANIMAL SHELTER

A facility that is operated for the purpose of providing for and promoting the welfare, protection, and humane treatment of animals, that is used to shelter at least 10 animals in a year, and that is operated by a government entity, humane society, animal welfare society, animal rescue group, or other nonprofit group.

HORSE KEEPING

The keeping of horses as a customary, incidental, and accessory use to a Single-Family Detached Dwelling and meeting the applicable requirements of Chapter 6 Article VI of the Green Mountain Falls Municipal Code.

Section 5. Severability. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or enforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

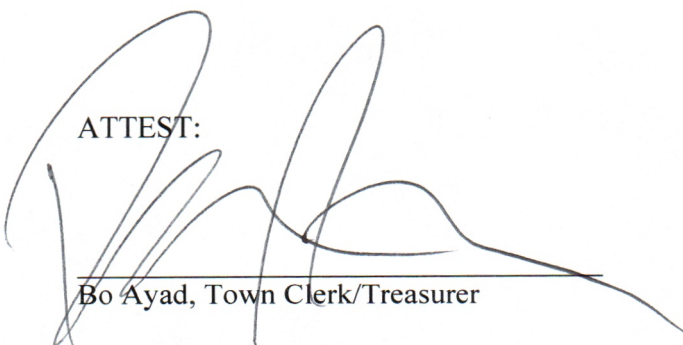
Section 6. Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of health, safety and welfare of the public.

Section 7. Effective Date. This Ordinance shall become effective after final approval and adoption on second reading.

INTRODUCED AND ORDERED PUBLISHED this 6th day of June, 2023, at the Green Mountain Falls Town Hall, 10615 Green Mountain Falls Road, Green Mountain Falls, Colorado.

ADOPTED ON SECOND READING the 27th day of June, 2023, at the Green Mountain Falls Town Hall, 10615 Green Mountain Falls Road, Green Mountain Falls, Colorado 80819.

ATTEST:


Bo Ayad, Town Clerk/Treasurer


Todd Dixon, Mayor

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