

**RESOLUTION NO. 1201**

**A RESOLUTION OF THE GOLDEN CITY COUNCIL UPHOLDING  
THE DECISION OF THE GOLDEN PLANNING COMMISSION  
APPROVING A SPECIAL USE PERMIT AT 103 NORTH FORD  
STREET**

WHEREAS, the City of Golden Planning Commission held a public hearing on May 2, 2001, pertaining to a Special Use Permit request at 103 North Ford Street; and

WHEREAS, the City of Golden Planning Commission adopted Resolution PC 01-13 on May 2, 2001 approving the Special Use Permit; and

WHEREAS, pursuant to the provisions of Section 18.30.040, an appeal of Planning Commission's action has been filed by Marion Olson and Ida Mae Brueske; and

WHEREAS, the record of the Planning Commission proceedings was certified to City Council on May 16, 2001; and

WHEREAS, City Council has reviewed and considered the procedures for Council review contained in Section 18.30.040, as well as the criteria for issuance of a Special Use Permit contained in Section 18.30.020(5) of the Golden Municipal Code; and

WHEREAS, the City Council of the City of Golden has completed a review of the record of the May 2, 2001 Planning Commission proceedings regarding the requested Special Use Permit at 103 North Ford Street.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. City Council finds that the proposed use as a community church will not authorize or require any construction or alteration in violation of any ordinances of the City, including the planning and zoning ordinance and city building code. To the extent that any condition or structure presently existing, or proposed, on the property is violative of such ordinances, the special use permit shall not be effective until said structure is brought into compliance, by variance or otherwise.


Section 2. With respect to the criteria set out in Section 18.30.020(5) of the Golden Municipal Code, City Council adopts by reference and upholds the Planning Commission's findings of fact and findings with respect to the relationship between the proposed use and the City's Comprehensive Plan, as set forth in Planning Commission Resolution 01-13.



Section 3. City Council upholds the decision of Planning Commission as described in Planning Commission Resolution PC 01-13, and affirms the Planning Commission approval of the Special Use Permit, subject to the following conditions:

a. No approval of the Special Use Permit shall be construed, and no Special Use Permit certificate shall be issued until the property is in compliance with the requirements of the first sentence of Section 18.30.020(5) of the Golden Municipal Code pertaining to construction or alteration in violation of any ordinances of the city, including the planning and zoning ordinance and the city building code.

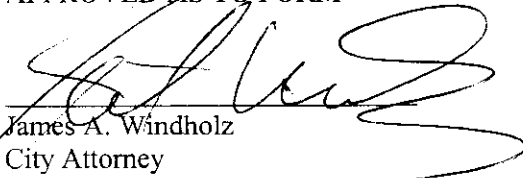
b. the reduction of the fence height from eight (8) feet to six (6) feet along the north side of the property.

Adopted the 24<sup>th</sup> day of May, 2001.

  
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Jan C. Schenck  
Mayor

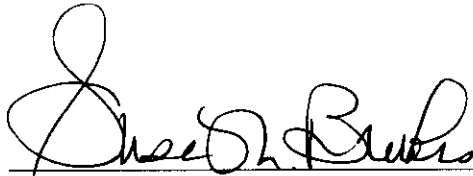
ATTORNEY  
  
  
\_\_\_\_\_  
Susan M. Brooks, MMC  
City Clerk

APPROVED AS TO FORM

  
\_\_\_\_\_  
James A. Windholz  
City Attorney

I, Susan M. Brooks, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing is a true copy of a certain Resolution adopted by the City Council of the City of Golden, Colorado at a regular meeting thereof held on the 24<sup>th</sup> day of May, A.D., 2001.



ATTEST:   
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Susan M. Brooks, City Clerk of the City of  
Golden, Colorado