

**TOWN OF SILVERTHORNE, COLORADO
ORDINANCE NO. 2021-16**

AN ORDINANCE AMENDING CHAPTER 4 COMMUNITY DEVELOPMENT, ARTICLE XI: BUILDING CODE ENFORCEMENT, OF THE SILVERTHORNE TOWN CODE

(2018 INTERNATIONAL SERIES OF BUILDING CONSTRUCTION CODES AND AMENDMENTS)

WHEREAS, the Town Council is authorized to adopt regulations regarding building construction in the Town of Silverthorne, Colorado, pursuant to its home rule authority and general police powers for the purpose of preserving the health, safety, and general welfare of the Silverthorne community; and

WHEREAS, Section 4.7 of the Home Rule Charter of the Town of Silverthorne and C.R.S. Section 31-16-201 et. seq. authorizes the Town to adopt codes by reference; and,

WHEREAS, prior versions of the Building Code have been modeled off of the model International Building Code 2018 series, as amended; and

WHEREAS, the Town Council adopted the 2018 International Building Codes on November 13, 2019, and such code became effective on January 1, 2020; and

WHEREAS, the Town wishes to amend Chapter 4, Article XI to add in six subsections that were previously removed; and

WHEREAS, on September 22, 2021 the Town Council held a properly noticed public hearing on the revisions to Chapter 4, Article XI proposed in this ordinance; and

WHEREAS, the Town Council finds that the passage of this ordinance promotes the health, safety, and general welfare of the Silverthorne community;

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF SILVERTHORNE, COLORADO, ORDAINS:

Section 1. Chapter 4, Article XI of the Silverthorne Town Code is hereby amended by the addition of the following subsections:

105.8 Sanitation. After permit issuance and before any approved work is started, toilets are required at all construction job sites.

105.9 Dumpsters. After permit issuance and before any approved work is started, dumpsters, adequate in size to handle trash and unwanted materials from the permitted project, shall be in place.

105.10 Construction noise. Construction noise, including the operation of construction equipment or vehicles, shall be restricted to the hours of 7:00 a.m. to 7:00 p.m., Monday through Saturday. No Construction is permitted on Sundays.

105.11 Temporary identification. After permit issuance and before any approved work is started, temporary addresses, conforming to Sections 501.2 or R319.1, must be posted on all job sites and must be maintained until permanent numbers are in place.

109.6 Refunds. The building official may authorize refunding of any fee paid hereunder that was erroneously paid or collected. The building official may authorize refunding of not more than 80 percent of the permit fee paid when no work has been done under a permit issued in accordance with the adopted codes. The building official may authorize refunding of not more than 80 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan reviewing is done. The building official shall not authorize refunding of any fee paid except on written application filed by the original permit holder not later than 180 days after the date of fee payment.

110.3.1.1 Improvement survey required. Prior to requesting a foundation inspection, an improvement location certificate of the lot, prepared by a Colorado State licensed surveyor, shall be submitted to the Community Development Department to verify that any new construction is located in accordance with the approved plans. The survey must be approved before the foundation inspection will be performed.

Section 2. Safety Clause. The adoption of this ordinance will promote the health, safety, and general welfare of the Silverthorne community.

Section 3. Severability. If any provision of this ordinance or portion thereof is held by a court of competent jurisdiction to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect any other provision which can be given effect without the invalid portion.

Section 4. Effective Date.
This ordinance shall be effective upon adoption at second reading as provided by the Home Rule Charter

READ AND PASSED ON FIRST READING THIS 8TH DAY OF SEPTEMBER, 2021.

ADOPTED ON SECOND AND FINAL READING THIS 22ND DAY OF SEPTEMBER, 2021.

TOWN OF SILVERTHORNE, COLORADO

Ann-Marie Sandquist, Mayor

ATTEST:

Michele Miller, Town Clerk

Approved on the first reading: _____, 2021

Published by title only: _____, 2021

Approved on the second reading: _____, 2021

Published by title only: _____, 2021

(with amendments, if amended on second reading): _____, 2021