

**ORDINANCE NO. 2016-4**

**AN ORDINANCE AMENDING SECTION 16-26-20 OF THE FAIRPLAY MUNICIPAL CODE RELATING TO STORAGE SHEDS**

**BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF FAIRPLAY, COLORADO, THAT:**

**Section 1.** The definition of the term “storage shed” set forth in Section 16-26-20 of the Fairplay Municipal Code is amended to read as follows:

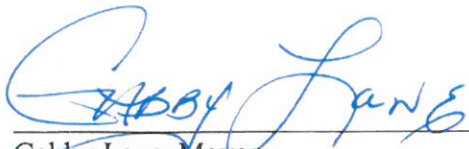
**Storage shed** means a wooden, masonry or sheet metal structure specifically designed and suitable for storage. Metal shipping or storage containers, trailers, recreational vehicles and similar devices or facilities are prohibited for use as storage sheds EXCEPT IN THE LIGHT INDUSTRIAL ZONE DISTRICT. SUCH DEVICES OR FACILITIES MAY BE USED IN ANY ZONE DISTRICT FOR TEMPORARY CONSTRUCTION STORAGE DURING THE DURATION OF CONSTRUCTION PURSUANT TO AN ACTIVE BUILDING PERMIT. SUCH DEVICES OR FACILITIES MAY ALSO BE USED IN PORTIONS OF THE COMMERCIAL ZONE DISTRICT LOCATED OUTSIDE THE TOWN CENTER UPON ISSUANCE OF A SPECIAL USE PERMIT SPECIFICALLY AUTHORIZING SUCH A DEVICE OR FACILITY.

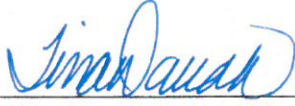
**Section 2.** **Safety Clause.** The Town Board hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Fairplay, that it is promulgated to maintain and improve the aesthetics of the Town as well as for the health, safety and welfare of 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 Town Board further determines that the Ordinance bears a rational relation to the proper legislative object sought to be obtained.

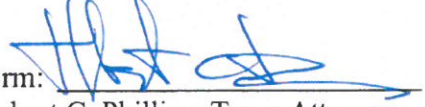
**Section 3.** **Severability.** If any clause, sentence, paragraph or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

**Section 4.** This Ordinance shall become effective thirty (30) days after final publication.

INTRODUCED, READ, ADOPTED, AND ORDERED PUBLISHED this 3rd day of October, 2016.

Approved:   
Gabby Lane, Mayor

Attest:   
Tina Darrah, Town Clerk

Approved as to form:   
Herbert C. Phillips, Town Attorney