

# TOWN OF GYPSUM, COLORADO

## ORDINANCE NO. 06 SERIES 2024

### AN ORDINANCE PROVIDING FOR THE AMENDMENT OF TITLE 5 OF THE GYPSUM MUNICIPAL CODE AND DISALLOWING THE PRORATION OF BUSINESS AND CONTRACTOR LICENSING FEES

WHEREAS, the Town of Gypsum ("Town") is a home rule municipality duly organized and existing under Articles XX of the Colorado Constitution and the Town's Home Rule Charter effective October 21, 1982; and

WHEREAS, by Ordinance No. 1, Series 1985, and pursuant to the provisions of Section 31-16-201 through 31-16-208 of the Colorado Revised Statutes, as amended, the Town Council adopted the Gypsum Municipal Code ("Code") consisting of a codification of the Town's ordinances of a general and permanent nature; and

WHEREAS, Title 5 (Business Taxes, Licenses and Regulations) of the Code sets forth the business regulations of the Town, including certain licensing fees and charges; and

WHEREAS, the Town Council desires to amend Chapters 5.02 and 5.04 so that the Town no longer allows for the proration of fees for new and renewed business and contractor licenses; and

NOW, THEREFORE, be it ordained by the Town Council of the Town of Gypsum, Colorado that:

**Section 1. Amendment of Subsection 5.02.110.** Subsection 5.02.110 of the Gypsum Municipal Code is amended by deleting the stricken text and adding the capitalized and double underlined text as follows:

Each application for a business license or a renewal shall be accompanied by the payment of a fee. Fees for new business licenses and the renewal of a business license shall be in the same amounts. The ANNUAL license fee ~~for a whole year time period~~ shall be established by resolution of the Town Council ~~with the fee amount shall be prorated for any partial year as follows: 100 percent of the license fee for applications received from January 1 to March 31; 75 percent of the license fee for applications received from April 1 to June 30; 50 percent of the license fee for applications received from July 1 to September 30; and 25 percent of the license fee for applications received from October 1 to December 31.~~ These fees will pay for the cost of review of the application and administration of the license.

**Section 2. Amendment of Subsection 5.04.080.** Subsection 5.04.080 of the Gypsum Municipal Code is amended by deleting the stricken text and adding the capitalized and double underlined text as follows:

Each applicant for a contractor license or a renewal shall be accompanied by the payment of a fee. Fees for new contractor licenses and the renewal of a contractor license shall be in the same amounts. The ANNUAL license fee ~~for a whole year time period~~ shall be set by resolution of the Town Council. ~~The fee amount shall be prorated for any partial year as follows: 100 percent of the license fee for applications received from January 1 to March 31; 75 percent of the license fee for applications received from April 1 to June 30; 50 percent of the license fee for applications received from July 1 to September 30; and 25 percent of the license fee for applications received from October 1 to December 31.~~ These fees will pay for the cost of review of the application and administration of the license.

**Section 3. Public Inspection.** Copies of this ordinance and the Gypsum Municipal Code are available for public inspection at the office of the Gypsum Town Clerk.

**Section 4. Public Hearing:** A public hearing on this Ordinance shall be held on the 12th day of March, 2024, at 7:00 p.m. at the Town of Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum, Colorado.

**Section 5. Effective Date.** This Ordinance shall become effective as a permanent Ordinance five (5) days after publication, following final adoption after a public hearing held on the 12th day of March, 2024, at 7:00 p.m., at the Town of Gypsum Town Hall, 50 Lundgren Blvd., Gypsum, Colorado.

**Section 6. Severability.** If any portion of this Ordinance, or the Gypsum Municipal Code amended hereby, is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

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