

**TOWN OF LOCHBUIE  
COUNTIES OF WELD AND ADAMS, COLORADO**

**ORDINANCE NO. 2020- 648**

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF  
LOCHBUIE, COLORADO, EXTENDING THE MORATORIUM ON  
ACCEPTANCE, PROCESSING, AND APPROVAL OF LAND USE  
APPLICATIONS AND ANY OTHER REQUESTS FOR APPROVAL TO  
CONDUCT OIL AND GAS EXPLORATION, EXTRACTION OR  
DEVELOPMENT WITHIN THE TOWN LIMITS**

WHEREAS, the Town of Lochbuie is a statutory municipality, governed by its elected Board of Trustees; and

WHEREAS, Senate Bill 2019-181 amended both the statewide Local Government Land Use Control Enabling Act and the Colorado Oil and Gas Conservation Act and provided additional and new authority for local governments to regulate oil and gas development within their respective jurisdictions; and

WHEREAS, by Ordinance 2019-645, the Town Board of Trustees previously adopted a moratorium on the acceptance, processing, and approval of any and all land use applications and any other requests for approval to conduct oil and gas exploration, extraction or development within the Town limits, which moratorium is set to expire on February 20, 2020 (“Moratorium”); and

WHEREAS, the Town Board of Trustees desires to extend the Moratorium until March 31, 2020, to allow adequate time to consider a proposed ordinance amending the Town’s oil and gas regulations and to allow such proposed ordinance a period to become effective after passage.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LOCHBUIE, WELD AND ADAMS COUNTIES, COLORADO, AS FOLLOWS:**

**Section 1.    Extension of Moratorium.** The Board of Trustees adopts the recitals above as findings and hereby extends the Moratorium until March 31, 2020.

**Section 2.    Severability.** If any provision of this Ordinance, or the application of such provision to any person or circumstance, is for any reason held to be invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable. The Board of Trustees hereby declares that it would have passed this Ordinance and each provision thereof, even though any one of the provisions might be declared unconstitutional or invalid. As used in this Section, the term “provision” means and includes any part, division, subdivision, section, subsection, sentence, clause or phrase; the term “application” means and

includes an application of an ordinance or any part thereof, whether considered or construed alone or together with another ordinance or ordinances, or part thereof, of the Town.

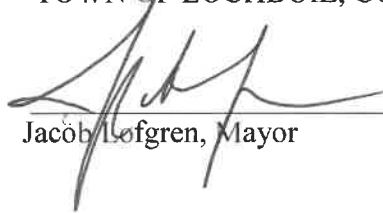
**Section 3. Safety Clause.** The Board of Trustees hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Lochbuie, that it is promulgated for the health, safety and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the Ordinance bears a rational relationship to the proper legislative object sought to be obtained.

**Section 4. Repealer.** All ordinances or resolutions, or parts thereof, in conflict with this Ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

**Section 5. Effective Date.** This Ordinance shall take effect thirty (30) days after publication, as provided by C.R.S. § 31-16-105 and Sections 1-3-60 and 2-2-110 of the Lochbuie Land Development Code.

ADOPTED by a vote of 7 in favor, 0 against and 0 abstaining, AND ORDERED PUBLISHED by title only following public hearing, this 7th day of January, 2020.

TOWN OF LOCHBUIE, COLORADO

  
\_\_\_\_\_  
Jacob Lofgren, Mayor

I hereby certify that the above Ordinance was adopted by the Board of Trustees of the Town of Lochbuie at its meeting of January 7, 2020, and ordered published by title only one time by *The Brighton Blade* newspaper on January 15, 2020.

[SEAL]

\_\_\_\_\_

  
\_\_\_\_\_  
Linda Blackston, Town Clerk

