

**TOWN OF PAONIA
ORDINANCE NO. 25-01**

**AN ORDINANCE AMENDING CHAPTER 1- GENERAL PROVISIONS,
ARTICLE 1 – CODE, SECTION 60 – PUBLICATION OF ORDINANCES
OF THE PAONIA MUNICIPAL CODE REGARDING THE PASSAGE
OF THE REFERRED BALLOT MEASURE ALLOWING THE TOWN
OF PAONIA TO PUBLISH ORDINANCES BY TITLE ONLY INSTEAD
OF PUBLISHING THEM IN FULL.**

WHEREAS, the Town of Paonia (the "Town") is a municipal corporation duly organized and existing under the laws of the State of Colorado; and

WHEREAS, C.R.S. §31-16-105 and Paonia Municipal Code Section 1-3-60 require the Town to publish all of its adopted ordinances in a newspaper published within the Town or if there is none, in a newspaper of general circulation in the Town; and

WHEREAS, C.R.S. §31-16-105 allows a municipality to determine at a regular or special election to meet its publication requirements by publishing ordinances by title only, rather than publishing ordinances in full; and

WHEREAS, the cost of publishing all of the town's ordinances in full is significant and publishing such ordinances by title only would substantially reduce costs to the Town; and

WHEREAS, on January 28, 2025 the board of Trustees adopted Resolution 05-2025 submitting the measure of publishing ordinances by title only to the registered electors of Paonia, Colorado at a special election on April 1, 2025; and

WHEREAS, at Special Election on April 1, 2025, there was a measure on the ballot concerning the issue of publishing ordinances by title only, that passed, receiving 310 'YES' votes of 549 votes cast; and

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF
THE TOWN OF PAONIA, COLORADO, AS FOLLOWS:**

Section 1. Section 1-3-60 of the Paonia Municipal Code is hereby amended to read as follows (words added are underlined; words deleted are stricken through):

Sec. 1-3-60. -- Publication of Ordinances.

All ordinances, as soon as possible after their passage, shall be recorded in a book kept for that purpose and authenticated by the signature of the Mayor and Town Clerk. All ordinances of a general or permanent nature, and those imposing any fine or forfeiture, shall be published by title only, rather than by publishing them in full, in a newspaper published within the Town or, if there is none, in a newspaper of general circulation in the Town, with full copies of such ordinances to be made available on the Town's

website and at Town Hall . Such ordinances shall not take effect until thirty (30) days after such publication, except for ordinances calling for special elections or necessary for the immediate preservation of the public peace, health and safety and containing the reasons making the same necessary in a separate section. The excepted ordinances shall take effect according to State law upon their final passage and adoption and the approval and signature of the Mayor, if they are adopted by an affirmative vote of three-fourths (¾) of the members of the Board of Trustees.

Section 2. All other ordinances or portions thereof inconsistent or conflicting with this Ordinance or any portion hereof are hereby repealed to the extent of such inconsistency or conflict.

Section 3. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have approved and passed this Ordinance and each part hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 4. The Board of Trustees herewith finds, determines and declares that this ordinance is necessary to the immediate preservation of public property, health, welfare, peace or safety because the Board of Trustees submitted the foregoing ballot question to the registered electors of the Town at the special election on April 1, 2025 and there are several immediate deadlines that relate to the passage of this ordinance, that need to be met.

Section 5.

This Ordinance shall take effect thirty (30) days after adoption and publication.

HEARD AND FINALLY ADOPTED by a vote 6 for and 0 against by the Board of Trustees of the Town of Paonia, Colorado, this 22nd day of April, 2025.

TOWN OF PAONIA, COLORADO

Paige Smith
Paige Smith, Mayor

Attest:

Samira M Vetter
Samira M Vetter, Town Clerk

