

1
2 COUNCIL BILL NO. 30
3

4 Series 2023
5

6 **AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A**
7 **LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE**
8 **TOWN CODE**

9 (Howe Residence, 106 South French Street, Lots 7 & 8, Block 4, Abbett Addition)
10

11 BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE,
12 COLORADO:
13

14 **Section 1.** Findings. The Town Council of the Town of Breckenridge finds and
15 determines as follows:

16 A. Jonathan and Amanda Jones own the hereinafter described real property.
17 Such real property is located within the corporate limits of the Town of Breckenridge,
18 County of Summit and State of Colorado.

19 B. Jonathan and Amanda Jones filed an application pursuant to Chapter 11 of
20 Title 9 of the Breckenridge Town Code seeking to have the hereinafter described real
21 property designated as a landmark ("**Application**").

22 C. The Town followed all of procedural requirements of Chapter 11 of Title 9 of
23 the Breckenridge Town Code in connection with the processing of the Application.

24 D. The improvements located on hereinafter described real property are more
25 than fifty (50) years old.

26 E. The hereinafter described real property meets the "Architectural" designation
27 criteria for a landmark as set forth in Section 9-11-4(A)(1)(b)(2) of the Breckenridge
28 Town Code because:
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- 30 (i) the property exemplifies specific elements of architectural style or period
31 and;
32 (ii) the property is of a style particularly associated with the Breckenridge
33 area.
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1 F. The hereinafter described real property meets the “Physical Integrity” criteria
2 for a landmark as set forth in Section 9-11-4(A)(3) of the Breckenridge Town Code
3 because the property retains original design features, materials and character.

4 G. In accordance with the requirements of Section 9-11-3(B)(3) of the
5 Breckenridge Town Code, on April 6, 2021, 2018 the Application was reviewed by the
6 Breckenridge Planning Commission. On such date the Planning Commission
7 recommended to the Town Council that the Application be granted.

8 H. The Application meets the applicable requirements of Chapter 11 of Title 9 of
9 the Breckenridge Town Code, and should be granted without conditions.

10 I. Section 9-11-3(B)(4) of the Breckenridge Town Code requires that final
11 approval of an application for landmark designation under Chapter 11 of Title 9 of the
12 Breckenridge Town Code be made by ordinance duly adopted by the Town Council.

13 **Section 2.** Designation of Property as Landmark. The real property described in
14 Exhibit “A” which is incorporated into this ordinance by reference is designated as a
15 landmark pursuant to Chapter 11 of Title 9 of the Breckenridge Town Code.

16 **Section 3.** Police Power Finding. The Town Council finds, determines and declares that
17 this ordinance is necessary and proper to provide for the safety, preserve the health, promote
18 the prosperity, and improve the order, comfort and convenience of the Town of Breckenridge
19 and the inhabitants thereof.

20 **Section 4.** Town Authority. The Town Council finds, determines and declares that it has
21 the power to adopt this ordinance pursuant to the authority granted to home rule municipalities
22 by Article XX of the Colorado Constitution and the powers contained in the Breckenridge Town
23 Charter.

24 **Section 5.** Effective Date. This ordinance shall be published and become effective as
25 provided by Section 5.9 of the Breckenridge Town Charter.

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27 INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED
28 PUBLISHED IN FULL this 22nd day of August, 2023. A Public Hearing shall be held at the
29 regular meeting of the Town Council of the Town of Breckenridge, Colorado on the 11th day of
30 September, 2023, at 7:00 P.M., or as soon thereafter as possible in the Municipal Building of the
31 Town.

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33 TOWN OF BRECKENRIDGE, a Colorado
34 municipal corporation

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By _____
Eric S. Mamula, Mayor

ATTEST:

Helen Cospolich, CMC,
Town Clerk

Exhibit "A"

