

CHAPTER 176

GOVERNMENT - COUNTY

HOUSE BILL 03-1239

BY REPRESENTATIVE(S) Stengel, Frangas, and Weddig;
also SENATOR(S) Dyer, Andrews, Entz, and Grossman.

AN ACT

CONCERNING MINOR ADJUSTMENTS TO THE BOUNDARIES BETWEEN CERTAIN CONTIGUOUS COUNTIES.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 30-6-109.7 (8) and (10), Colorado Revised Statutes, are amended, and the said 30-6-109.7 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

30-6-109.7. Minor boundary adjustments - repeal. (8) ~~Notwithstanding any provision of this section to the contrary~~ EXCEPT AS PROVIDED BY SUBSECTION (8.5) OF THIS SECTION, no territory of a county that contains an occupied residential unit may be stricken off and added to an adjoining county pursuant to this section. As used in this subsection (8), "occupied residential unit" means a building, or that portion of a building, designed for use predominantly as a place of residency by a person, a family, or families.

(8.5) SUBSECTIONS (3) AND (8) OF THIS SECTION SHALL NOT APPLY TO A MINOR BOUNDARY ADJUSTMENT IF THE COUNTY TO WHICH TERRITORY WILL BE ADDED IS BOUND BY THE INTERGOVERNMENTAL AGREEMENT NEGOTIATED PURSUANT TO SUBSECTION (5) OF THIS SECTION TO USE THE TERRITORY SOLELY FOR PARK AND OPEN SPACE PURPOSES.

(10) ~~This section is repealed, effective August 5, 2003.~~

SECTION 2. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: April 22, 2003