

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 5, 2009
Date

Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

HB09-1284 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 3, strike lines 22 through 27.

2 Page 4, strike lines 1 through 3 and substitute the following:

3 "(2) (a) THE DEPARTMENT AND ANY METROPOLITAN PLANNING
4 ORGANIZATION SHALL IDENTIFY AND PRIORITIZE CONGESTED CORRIDORS
5 FOR DEVELOPMENT OF CORRIDOR CAPACITY STRATEGIC PLANS BASED ON
6 THE DEGREE OF EXPECTED CONGESTION AND URGENCY OF PLANNING. THE
7 DEPARTMENT AND THE METROPOLITAN PLANNING ORGANIZATION MAY
8 DEVELOP CORRIDOR CAPACITY STRATEGIC PLANS FOR THOSE IDENTIFIED
9 AND PRIORITIZED CONGESTED CORRIDORS. IN DEVELOPING SUCH CORRIDOR
10 CAPACITY STRATEGIC PLANS, THE DEPARTMENT AND THE METROPOLITAN
11 PLANNING ORGANIZATION MAY CONSIDER, BUT SHALL NOT BE LIMITED TO,
12 THE FOLLOWING:";

13 line 4, strike "(A)" and substitute "(I)";

14 line 5, strike "(B)" and substitute "(II)";

15 line 6, strike "(C)" and substitute "(III)";

16 line 7, strike "(D)" and substitute "(IV)";

17 line 8, strike "(E)" and substitute "(V)";

- 1 line 10, strike "(F)" and substitute "(VI)";
- 2 line 14, after "IMPLEMENT", insert "LOCALLY CONTROLLED COMPONENTS
3 OF";
- 4 strike lines 16 through 27.
- 5 Strike pages 5 and 6.
- 6 Page 7, strike line 1.
- 7 Renumber succeeding subsections accordingly.
- 8 line 27, strike "(6)," and substitute "(4),".
- 9 Page 8, strike lines 1 through 9 and substitute the following:

10 **"SECTION 4.** 30-28-116, Colorado Revised Statutes, is amended
11 to read:

12 **30-28-116. Regulations may be amended.** (1) From time to
13 time the board of county commissioners may amend the number, shape,
14 boundaries, or area of any district, or any regulation of or within such
15 district, or any other provisions of the zoning resolution. Any such
16 amendment shall not be made or become effective unless the same has
17 been proposed by or is first submitted for the approval, disapproval, or
18 suggestions of the county planning commission. If disapproved by such
19 commission within thirty days after such submission, such amendment,
20 to become effective, shall receive the favorable vote of not less than a
21 majority of the entire membership of the board of county commissioners.
22 Before finally adopting any such amendment, the board of county
23 commissioners shall hold a public hearing thereon, and at least fourteen
24 days' notice of the time and place of such hearing shall be given by at
25 least one publication in a newspaper of general circulation in the county.

26 (2) THE DEPARTMENT OF TRANSPORTATION SHALL BE A REFERRAL
27 AGENCY FOR ANY CHANGES IN THE ZONING MAPS OF ANY CONGESTED
28 CORRIDORS UNDER CONSIDERATION FOR A CORRIDOR CAPACITY STRATEGIC
29 PLAN PURSUANT TO SECTION 43-1-1106, C.R.S.

30 **SECTION 5.** 31-23-305, Colorado Revised Statutes, is amended

1 to read:

2 **31-23-305. Changes.** (1) Such regulations, restrictions, and
3 boundaries may from time to time be amended, supplemented, changed,
4 modified, or repealed. In case, however, of a protest against changes in
5 regulations or restrictions, or changes in the zone district applicable to
6 particular land, which protest is filed with the municipal clerk at least
7 twenty-four hours prior to the governing body's vote on the change and
8 is signed by the owners of twenty percent or more of the area of land
9 which is subject to the proposed change or twenty percent or more of the
10 area of land extending a radius of one hundred feet from the land which
11 is subject to the proposed change, disregarding intervening public streets
12 and alleys, such changes shall not become effective except by the
13 favorable vote of two-thirds of all the members of the governing body of
14 the municipality. The provisions of section 31-23-304 relative to public
15 hearings and official notice shall apply equally to all changes or
16 amendments.

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21 Renumber succeeding section accordingly.

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