

SB249\_L.001

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

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Date

Committee on Local Government and Energy.

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

SB09-249 be amended as follows:

- 1 Amend printed bill, page 2, line 5, after "(1)", insert "(a)";
- 2 after line 19, insert the following:

3           "(b) IF A COOPERATIVE OR PLANNED COMMUNITY CREATED IN THIS  
 4 STATE ON OR AFTER JULY 1, 1992, IS A MIXED-USE DEVELOPMENT  
 5 CONTAINING RETAIL OR COMMERCIAL SPACE IN UNITS RESTRICTED TO  
 6 NONRESIDENTIAL USE AND IS NOT SUBJECT TO ANY DEVELOPMENT RIGHTS,  
 7 IT IS SUBJECT ONLY TO SECTIONS 38-33.3-105, 38-33.3-106, AND  
 8 38-33.3-107, UNLESS THE DECLARATION PROVIDES THAT THIS ENTIRE  
 9 ARTICLE IS APPLICABLE."

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