

**Town of Lyons, Colorado
Board of Trustees
BOT Agenda Cover Sheet
Agenda Item No: X. 2.
Meeting Date: July 1, 2024**

TO: Mayor Rogin and Members of the Board of Trustees

FROM: Andrew Bowen, Senior Planner

DATE: 06/24/2024

ITEM: Direction on Five Acre Rule Amendment

☐ ORDINANCE
☐ MOTION / RESOLUTION
☒ INFORMATION

- I. **REQUEST OR ISSUE:** At the request of Trustee Browning, staff has prepared an amendment to LMC Sec. 15-1-340. - *Annexations to be Approved by Voters*. Staff gathered input from the PCDC on June 24, 2024. This amendment reflects the proposed changes as drafted by Trustee Browning and recommended by the PCDC.

Proposed Text Amendment to the Town's 5 Acre Annexation Rule (Sec. 15-1-340) Sec. 15-1-340. - Annexations to be approved by voters.

- (a) No ordinance annexing property into the Town shall be effective unless and until it is referred to the town's registered electors at a regular or special election and approved by a majority of the registered electors voting thereon.
- (b) The following annexations shall be exempt from this Section:
- (1) Any annexation of property owned by the Town.
 - (2) Any annexation of property smaller than five (5) acres in size, provided that simultaneous or serial annexations of two (2) or more properties that together comprise a parcel of five (5) or more acres in size, shall not be exempt from this Section.

It is further provided that any annexation of property smaller than five (5) acres which have been subdivided, severed, or otherwise carved out from a property of five (5) acres or more since September 5, 2000, shall not be exempt from this Section.

- II. **PROJECT HISTORY:** The five-acre rule was adopted by

- III. This amendment may provide added security to town residents that voters will approve annexations under the new language in Sec. 15-1-340.

IV. RELATIONSHIP WITH OTHER PLANS: This text amendment would be an Ordinance to insert additional language into Sec. 15-1-340.

V. RECOMMENDED ACTION / NEXT STEPS: Staff recommend that the BOT discuss the issue and direct staff.

VI. FISCAL IMPACTS: Unknown

VII. LEGAL ISSUES: The Town Attorney has included an ordinance for consideration.

VIII. CONFLICTS OR ENVIRONMENTAL ISSUES:

IX. SUMMARY AND ALTERNATIVES: N/A