

## **TOWN OF LYONS, COLORADO**

### **ORDINANCE 1171**

#### **AN ORDINANCE OF THE TOWN OF LYONS, COLORADO, DESIGNATING THE LYONS DEPOT BUILDING, LOCATED AT 430 5TH AVENUE, LYONS, COLORADO, AS A LOCAL HISTORIC LANDMARK**

**WHEREAS**, pursuant to C.R.S. Section 13-15-103 the Town of Lyons (the "Town") has the authority to create and publish ordinances; and

**WHEREAS**, the Town previously adopted Lyons Municipal Code (LMC) Sec. 16-12-40, which establishes a process for designating local historic landmarks; and

**WHEREAS**, the Town of Lyons Historic Preservation Commission (the "Commission") was established pursuant to LMC Section 16-12-20; and

**WHEREAS**, the Commission is authorized by LMC Section 16-12-20(b)(1) to recommend to the Town of Lyons Board of Trustees (the "Board") the designation of buildings, structures, objects, sites, and landmark districts that meet the criteria for historic significance; and

**WHEREAS**, pursuant to LMC Sec. 16-12-40(d)(1), "within thirty (30) days after receipt of the Commission's approval of an application, the Board of Trustees shall hold a public hearing to consider adopting by ordinance those properties qualifying for designation"; and

**WHEREAS**, the Lyons Depot Building was constructed in 1885 and is thus over 50 years old, meeting the age criterion for historic designation; and

**WHEREAS**, on April 3, 2024, the Commission received a completed application for the designation of the Lyons Depot Building, located at 430 5th Avenue, Lyons, Colorado, as a local historic landmark; and

**WHEREAS**, the Commission held a public hearing on July 18, 2024, to consider the application, provided proper notice, and received public comments as required by LMC Section 16-12-40(b); and

**WHEREAS**, the Lyons Depot Building is historically significant for its association with the patterns and events that have made a significant contribution to the history of Lyons, serving as a community hub and tourist destination and playing a key role in the local mining industry; and

**WHEREAS**, the Lyons Depot Building is also significant for its connection with substantial groups in history, its distinctive characteristics as a type of construction using local sandstone, and its geographic importance as a prominent building located in the center of town; and

**WHEREAS**, the Lyons Depot Building retains its physical integrity in terms of location, design, setting, materials, workmanship, feeling, and association, meeting the integrity criteria outlined in LMC Section 16-12-30(c); and

**WHEREAS**, on July 18, 2024, pursuant to Historic Preservation Commission Resolution 2024-1, the Commission recommended the designation of the Lyons Depot Building to the Board of Trustees; and

**WHEREAS**, the Board held a duly noticed public hearing to hear evidence on the designation of the Lyons Depot Building; and

**WHEREAS**, the Board has reviewed the application for conformance with the established criteria for designation and with the purposes of LMC Section 16-12-10 *et seq.*, and found that the application meets the necessary criteria for designation as a historic landmark; and

**WHEREAS**, The Board finds that the designation of the Lyons Depot Building as a local historic landmark will promote public health, safety, and welfare in the community by preserving the town's historical, architectural, and cultural heritage.

**THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LYONS, THAT:**

Section 1. The recitals set forth above are incorporated as if set fully forth herein.

Section 2. The Board hereby designates the Lyons Depot Building located at 430 5th Avenue, Lyons, Colorado, as a local historic landmark pursuant to LMC Section 16-12-30.

Section 3. The Town shall provide a copy of the results of the Board of Trustees' final action to the Applicant/Applicants, all Owners of record, the Community Development Director, the Building Official, and any other person who has requested in writing to receive the same.

Section 4. Within thirty (30) days of the effective date of this Ordinance designating the landmark, the Town shall record the ordinance with the clerk and recorder of Boulder County.

Section 5. Effective Date. This Ordinance shall become effective thirty (30) days after publication following the final passage in accordance with Section 2-2-160 of the Lyons Municipal Code.

**INTRODUCED AND PASSED ON FIRST READING THIS \_\_\_\_ DAY OF \_\_\_\_\_ 2024.**

**INTRODUCED, AMENDED, PASSED, ADOPTED, AND ORDERED PUBLISHED ON SECOND READING THIS \_\_\_\_ DAY OF \_\_\_\_\_ 2024.**

TOWN OF LYONS, COLORADO

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Hollie Rogin, Mayor

ATTEST:

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Dolores Vasquez, CMC, Town Clerk