ORDINANCE NO.

AN ORDINANCE ADOPTING THE 1991 EDITION OF THE UNIFORM HOUSING CODE REGULATING THE USE AND OCCUPANCY, LOCATION AND MAINTENANCE OF ALL RESIDENTIAL BUILDINGS AND STRUCTURES WITHIN THE COUNTY OF ALAMOSA; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; AND PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ALAMOSA COUNTY, COLORADO:

ARTICLE I

That a certain document, three (3) copies of which are on file and are open for inspection of the public in the office of the Alamosa County Land Use Administrator, being marked and designated as:


be and the same is hereby adopted as the code of the County of Alamosa, Colorado, for regulating the use and occupancy, location and maintenance of all residential buildings and structures in the County of Alamosa, Colorado, providing for issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, conditions and terms of such Uniform Housing Code, 1991 Edition, published by the International Conference of Building Officials, which is on file in the office of the Alamosa County Land use Administrator is hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

ARTICLE II

PENALTY

Any violation of any of the provisions of this Ordinance shall be punishable by a fine of not more than three hundred dollars ($300.00) for each violation or by imprisonment in the county jail for not more than ninety (90) days, or by both such fine and imprisonment.

Each day during any portion of which any violation of this Ordinance is committed or continued by any person, firm or corporation shall constitute a separate offense and shall be punishable as herein provided.

ARTICLE III

ENFORCEMENT
The provisions of this Ordinance shall be enforced by the Alamosa County Attorney.

ARTICLE IV

DISPOSITION OF FINES

All fines imposed and collected for the violation of this Ordinance shall be paid into the general fund of Alamosa County.

ARTICLE V

SEVERABILITY CLAUSE

If any of the various provisions of this Ordinance are determined by a court of law to be invalid, such determination shall not affect the remaining provisions of this Ordinance.

ARTICLE VI

INTERPRETATION

In the interpretation and application, provisions of this Ordinance shall be held to the minimum requirements. Where this Ordinance imposes greater restrictions than are imposed or required by other rules, regulations, resolutions or ordinances, provisions of this Ordinance shall control.

ARTICLE VII

JUDICIAL REVIEW

Any person applying to the courts for a review of any decision made under the terms of this Ordinance by the Housing Advisory and Appeals Board shall apply for review within thirty (30) days after the date of the written decision of the Housing Advisory and Appeals Board and shall be required to pay the cost of preparing a transcript of proceedings and the application for review shall be in the nature of certiorari under Rule 106(a)(4) of the Colorado Rules of Civil Procedure. Alamosa County shall be entitled to appeal any decision of the district court under said Rule 106 proceedings.

ARTICLE VIII

REMEDIES

Any remedies provided for in the Ordinance shall be cumulative and not exclusive.

ARTICLE XVII

EFFECTIVE DATE

This Ordinance shall take effect on ________________, 1994.
Roll call vote resulting in approval: Gallagher Yes
Jones Yes
Zimmerman Yes


BOARD OF COUNTY COMMISSIONERS
OF ALAMOSA COUNTY

By __________________________
Robert Zimmerman, Chairman

Holly Z. Lowder, Clerk of
the Board

CERTIFICATE OF ATTESTATION

STATE OF COLORADO
County of Alamosa

I, Holly Z. Lowder, County Clerk and Ex Officio Clerk of the Board of County Commissioners of Alamosa County, Colorado, do hereby certify that the foregoing Ordinance No. _______ was published in full in a newspaper of general circulation in Alamosa County at least ten (10) days prior to its adoption;
lo-wi: __________________________
Utah: __________________________
Said Ordinance was introduced and read in full at a regular meeting of the Board of County Commissioners of Alamosa County, Colorado, on __________________________. Said introduction and reading was held prior to the adoption of said Ordinance on __________________________.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of Alamosa County, Colorado, at Alamosa, Colorado, this __________________________ day of __________________________, 1994.

HOLLY Z. LOWDER
County Clerk and Ex Officio Clerk of the Board of County Commissioners of Alamosa County, Colorado