

**ORDINANCE NO. 2004-5
TOWN OF OPHIR**

**AMENDING THE OPHIR LAND USE CODE AND ESTABLISHING THE PLANNING
COMMISSION CHAIRPERSON AS A TOWN STAFF POSITION**

WHEREAS, the Town of Ophir's Land Use Code states in § 1603. MEMBER QUALIFICATIONS § 1603.2 Compensation Members shall serve without compensation, except reasonable out-of-pocket expenses; and,

WHEREAS, the General Assembly desires to improve the efficiency of the Planning Commission by establishing the Planning Commission Chairperson as a Town Staff position; and,

WHEREAS, the Town of Ophir is a home rule municipality with local authority to determine matters of staffing, commission composition, and compensation therefore;

NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO, the following:

SECTION 1. LAND USE CODE AMENDED

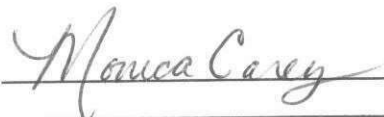
§ 1603.2 Compensation is hereby repealed in its entirety and re-enacted to read, "Members, not including the Planning Commission Chairperson, shall serve without compensation. The Planning Commission Chairperson shall be a Town Staff position with a monthly salary, compensation and job description as determined by the General Assembly. All members, including the Chairperson, may receive reimbursement of reasonable out-of-pocket expenses."

SECTION 2. EFFECTIVE DATE. This Ordinance shall be effective immediately upon final adoption.


SECTION 3. PUBLISHING. Notice of final adoption of this Ordinance shall be published in the Telluride Daily Planet along with a brief description of the ordinance.

INTRODUCED, READ, APPROVED AND ADOPTED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 17th day of August, 2004.

READ AND APPROVED ON SECOND AND FINALLY READ BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 21st day of September, 2004.



By: Monica Carey, Mayor


Attest: Randy Barnes, Town Clerk
[Town Seal]

Approved as to Form: Eric James Heil, Esq.
Town Attorney