

SPONSORED BY TRUSTEE

TRUSTEE'S BILL

ORDINANCE NO.

NO. 00-10
Series of 2000

00-10
Series of 2000

TITLE: A BILL FOR AN ORDINANCE AMENDING SECTION 16-4 OF THE TOWN OF HUDSON MUNICIPAL CODE BY THE ADDITION OF NEW SUBSECTIONS (12.5) AND (16.5) DEFINING THE TERMS "FAMILY" AND "GROUP HOME" TO PROHIBIT REGISTERED SEX OFFENDERS FROM LIVING TOGETHER IN RESIDENTIAL ZONES

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF HUDSON, COLORADO, THAT:

Section 1. Legislative Findings. The Board of Trustees hereby finds and determines that it is in the best interests of the health, safety and welfare of the citizens of the Town of Hudson that no more than one individual who is required to register as a sex offender under the provisions of C.R.S. § 18-3-412.5, as amended, shall live in the same residence, except if two individuals are related by marriage.

Specifically, the Board of Trustees finds and determines that persons required to register as sex offenders when living together create a public safety risk to those living in their community.

The Board of Trustees further finds and determines that registered sex offenders have a high incidence of recidivism, and that having such individuals living together may increase the instance of recidivism.

The Board of Trustees makes these findings and determinations fully cognizant of the nature of the restrictions being imposed, based on the danger to the community created by concentrating sex offenders into residential groups.

Section 2. Section 16-4 of the Hudson Municipal Code is amended by the addition of subsections (12.5) and (16.5) to read as follows:

- (12.5) *Family* shall mean a group of persons related by blood, marriage, or adoption, living together and normally, but not always consisting of one or two parents and their children, or persons living together in the relationship and for the purpose of guardian, ward, or foster family who may not necessarily be related by blood or marriage to the head of the household, or a group of not more than four unrelated persons living together in a dwelling unit, except that a family shall not

include more than one individual, (or two or more individuals related by blood or marriage), required to register as a sex offender under the provisions of C.R.S. § 18-3-412.5, as amended.

(16.5) *Group Home* shall mean a home in which not more than eight (8) persons reside in accordance with C.R.S. § 31-23-303, or any other state licensed housing consisting of group quarters, except that such a home shall not include more than one individual who is required to register as a sex offender under the provisions of C.R.S. § 18-3-412.5, as amended.

Section 3. Safety Clause. The Town Board of Trustees hereby finds, determines, and declares that this ordinance is promulgated under the general police power of the Town of Hudson, that it is promulgated for the health, safety, and welfare of the public, and that this ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 4. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 5. Effective Date. This ordinance shall become effective thirty (30) days after final publication.

INTRODUCED, READ IN FULL, AND ADOPTED this 24th day of May, 2000.



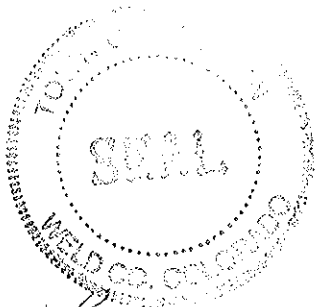
TOWN OF HUDSON, COLORADO

Donald B. Litton, Mayor

ATTEST:

Judy Larson, Town Clerk

PASSED ON SECOND AND FINAL READING this 28th day of June, 2000, AND ORDERED PUBLISHED ONCE IN FULL.



Donald B. Litton
Donald B. Litton, Mayor

ATTEST:

Judy Larson
Judy Larson, Town Clerk

APPROVED AS TO FORM:

Corey Y. Hoffmann
Corey Y. Hoffmann, Town Attorney