

ORDINANCE NO. 366

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF SIMLA COLORADO AMENDING SECTION 7-7-4 OF THE TOWN CODE OF SIMLA CONCERNING SETTING A PERMIT FEE FOR THE USE OF A TEMPORARY STORAGE CONTAINER AND EXTENDING THE PERMIT EXPIRATION DATE

WHEREAS, the Board of Trustees desires to amend the Town Code of Simla (the "Code") to add a permit fee for the use of a temporary storage container and to extend the term of the permit.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Simla as follows:

Section 1. Section 7-7-4 is hereby repealed in its entirety and reenacted as follows:

Section 7-7-4: RESIDENTIAL AND COMMERCIAL PROPERTY – TEMPORARY USE:

A. A single temporary use storage container is allowed on either a residential property or a construction site without a permanent foundation for a period of no more than one hundred and eighty (180) days from the date of permit issuance. Any extensions prior to permit expiration must be requested through the Town Clerk's office, and may be denied at the Town Clerk's discretion.

B. The permit fee for a single temporary use storage container shall be one hundred dollars (\$100.00).

C. A single temporary use storage container without a permanent foundation is allowed on a residential property for the purpose of loading and unloading household contents provided that:

1. A temporary permit has been issued by the Town Clerk;
2. The permit fee has been paid to the Town;
3. No container shall be located within five (5) feet of any side or rear lot line and within fifteen (15) feet of any front lot line; and
4. No container shall be placed in any street or alley.

D. A single temporary use storage container without a permanent foundation is allowed on a construction site for the purpose of storage incidental to an active construction or remodeling project provided that:

1. A building permit has been issued for the construction site, and the building permit has not expired;
2. A temporary permit has been issued by the Town Clerk;
3. The permit fee has been paid to the Town;
4. The container is removed once construction is completed or once the temporary permit has expired, whichever occurs first;

- 5. No container shall be placed in any street or alley; and
- 6. If more than one (1) container will be needed for a construction site, the applicant must apply to the Town Clerk for approval of any additional containers.

Section 2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that anyone, or part, or parts be declared unconstitutional or invalid.

Section 3. Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety, and welfare.

Section 4. Effective Date. This Ordinance shall become effective thirty (30) days after publication.

Adopted and ordered published this 12th day of May, 2026.

(Seal)



Ryan Fulmer
Mayor

Attest:

Megan Taunton, Town Clerk