

RESOLUTION 2021-055
OF THE COUNCIL OF THE CITY OF FORT COLLINS
DIRECTING THE CITY MANAGER TO INVESTIGATE AND EVALUATE
THE REGULATION OF AREAS AND ACTIVITIES OF STATE INTEREST
PURSUANT TO POWERS ESTABLISHED IN STATE LAW
COMMONLY REFERRED TO AS 1041 POWERS

WHEREAS, in 1974, Colorado enacted House Bill 74-1041, the Areas and Activities of State Interest Act (the "Act"), that allows municipalities and counties by means of a statutorily defined process to designate certain areas and activities of state interest and to adopt certain regulations for the review of permits for development in such designated areas and for such activities; and

WHEREAS, the Act is set forth in Title 24, Article 65.1, of the Colorado Revised Statutes and the regulatory powers granted by the Act are commonly referred to as "1041 powers" and the regulations adopted by a municipality or county pursuant to the Act are commonly referred to as "1041 regulations"; and

WHEREAS, 1041 powers provide a possible regulatory tool by which the City may better achieve its policy and regulatory goals in furtherance of the best interests of the citizens of Fort Collins; and

WHEREAS, City staff investigation and evaluation of the 1041 powers and possible 1041 regulations is necessary to enable City Council to determine whether initiating the process for adopting certain 1041 regulations is desirable.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That the Council hereby directs the City Manager to investigate and evaluate ways in which 1041 powers and 1041 regulations may better allow the City to achieve its policy and regulatory goals and to report its findings to City Council.


Section 3. That this Resolution is not intended to initiate the process for designating an area or activity of state interest and adopting guidelines set forth in Colorado Revised Statutes § 24-65.1-404.

Passed and adopted at a regular meeting of the Council of the City of Fort Collins this 4th day of May, A.D. 2021.



Mayor

ATTEST:



City Clerk

