AN ORDINANCE

AMENDING CHAPTER 2.52 OF THE LAKEWOOD MUNICIPAL CODE PERTAINING TO INITIATIVE AND REFERENDUM PROCEDURES

WHEREAS, Chapter 2.52 of the Lakewood Municipal Code sets forth the procedures for residents to introduce initiated or referred ordinances;

WHEREAS, Section 2.52.090 and Section 2.52.150 describe the process by which a registered elector may submit a protest to an initiative or referendum, respectively;

WHEREAS, Sections 2.52.100 and 2.52.110 provide that no action may be taken on an initiated ordinance during the pendency of any protest or any appeal therefrom, while Section 2.52.160 contains similar language for referendum petitions; and

WHEREAS, the City Council wishes to amend Chapter 2.52 of the Lakewood Municipal Code to repeal those sections that preclude an initiated or referred ordinance from being acted upon by the City Council or referred to the registered voters of the City while a protest or appeal is pending.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lakewood, Colorado:

SECTION 1. Chapter 2.52 of the Lakewood Municipal Code is hereby amended by the repeal and removal of Section 2.52.100 in its entirety.

SECTION 2. Chapter 2.52 of the Lakewood Municipal Code is hereby amended by the repeal and removal of Section 2.52.110(B) in its entirety.

SECTION 3. Chapter 2.52 of the Lakewood Municipal Code is hereby amended by the repeal and removal of Section 2.52.160 in its entirety.

SECTION 3. Effective Date. This Ordinance shall take effect thirty (30) days after publication following signature.

SECTION 4. Applicability. To the extent allowed by law, this Ordinance shall be applicable to all initiative and referendum petitions pending as of the effective date of this Ordinance and all initiative and referendum petitions submitted after the effective date of this Ordinance.

SECTION 5. Severability. If any provision of this Ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this Ordinance that can be given effect without the invalid
portion, provided that such remaining portions or application of this Ordinance are not determined by the court to be inoperable.

I hereby attest and certify that the within and foregoing ordinance was introduced and read on first reading at a regular meeting of the Lakewood City Council on the 11th day of February, 2019; published by title in the Denver Post and in full on the City of Lakewood's website, www.lakewood.org, on the 14th day of February, 2019; set for public hearing to be held on the 25th day of February, 2019; read, finally passed and adopted by the City Council on the _____ day of February, 2019; and signed and approved by the Mayor on the _____ day of February, 2019.

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Adam Paul, Mayor

ATTEST:

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Margy Greer, City Clerk

APPROVED AS TO FORM:

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Timothy P. Cox, City Attorney