

**TOWN OF BOW MAR
ORDINANCE NO. 319**

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF
BOW MAR AMENDING SECTIONS 2-2 AND 2-3 OF THE BOW MAR
MUNICIPAL CODE REGARDING ELECTIONS**

WHEREAS, the state deadlines for filing of write-in candidate affidavits and cancellation of elections have changed; and

WHEREAS, the Board of Trustees desires to amend Sections 2-2 and 2-3 of the Bow Mar Municipal Code to comport with state election law.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BOW MAR AS FOLLOWS:

Section 1. Section 2-2 of the Bow Mar Municipal Code is hereby repealed and reenacted to read as follows:

Sec. 2-2. Write-in candidate affidavit required.

No write-in vote for any municipal office shall be counted unless an affidavit of intent has been filed with the Town Clerk by the person whose name is written in sixty-five (65) days prior to the date of the election indicating that such person desires the office and is qualified to assume the duties of that office if elected.

Section 2. Section 2-3 of the Bow Mar Municipal Code is hereby repealed and reenacted to read as follows:

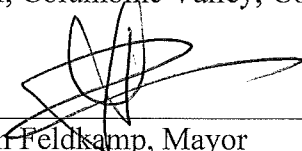
Sec. 2-3. Election may be cancelled; when.

If the only matter before the voters is the election of persons to office and if, at the close of business on the sixty-fourth day before the election, there are not more candidates than offices to be filled at such election, including write-in candidates filing affidavits of intent pursuant to Section 2-2 above, the Town Clerk, if instructed by resolution of the Board of Trustees either before or after such date, shall cancel the election and by resolution declare the candidates elected and upon such declaration the candidates shall be deemed elected. Notice of cancellation shall be published by the Town Clerk, if possible, in order to inform the electors, and notice of cancellation shall be posted at each polling place and in not less than one (1) other public place.

Section 2. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance; and the Board of Trustees hereby declares it would have passed this ordinance, and each part, section, subsection, sentence, clause or phrase thereof, regardless of the fact that any one or more parts, sections, subsections, sentences, clauses or phrases be declared invalid.

Section 3. The Board of Trustees hereby finds, determines and declares that this ordinance is necessary and proper for the health, safety and welfare of the Town and the inhabitants thereof.

INTRODUCED, READ, APPROVED AND ORDERED PUBLISHED this 15th day of January 2018, in the Columbine Valley Town Hall, Columbine Valley, Colorado.



Tom Feldkamp, Mayor

ATTEST:



Sue Blair, Town Clerk