

PEOPLE'S ORDINANCE NO. 30

SERIES 1986

AN ORDINANCE AMENDING TITLE 4, CHAPTER 2 OF
THE BRECKENRIDGE TOWN CODE CONCERNING
TRANSIENT DEALER'S LICENSE

WHEREAS, the Town of Breckenridge has determined that it has a substantial interest in regulating transient dealers within the Town of Breckenridge as a means of crime prevention and control, maintaining a private property owner's privacy and generally preserving the health, welfare and safety of its citizens.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL FOR THE TOWN OF BRECKENRIDGE, COLORADO AS FOLLOWS:

Section I.

(a) Title 4, Chapter 2, Section 4-2-5(C7) is deleted and hereby amended to read as follows:

7. Anticipated taxable sales.

(b) Title 4, Chapter 2, Section 4-2-5 shall be amended by addition of the following:

E. At the time of filing of the application, the applicant shall provide the Town Clerk an estimate of his anticipated taxable sales in accordance with the Town sales tax ordinance and shall deposit a sum equal to four percent of said amount with the Finance Department of the Town; provided, however, that said deposit shall not be less than fifty dollars (\$50.00). Upon verification by the Town that the licensee has paid the sales tax due the Town, the balance of the deposit, if any, shall be returned to him within ten (10) working days of verification. If the licensee fails to pay the Town's sales taxes and does not seek return of the deposit within ninety days from the expiration of the license, the Town Manager may declare the deposit forfeited and notify the licensee thereof at the address shown on the license. Forfeiture of the deposit, however, does not release the licensee of the liability to remit the correct amount of sales taxes due.

Section II.

Title 4, Chapter 2, Section 4-2-6C is hereby amended to read as follows:

C. The license so issued to a successful applicant shall contain the signature of the Town Clerk, the type of license issued, the kind of goods to be sold thereunder, the date of issuance, the expiration date thereof, and a photograph of the applicant.

Section III.

Title 4, Chapter 2, Section 4-2-11 will be renumbered Section 4-2-12.

Section IV.

Title 4, Chapter 2, Section 4-2-11 shall be inserted to read as follows:

4-2-11: SPECIAL EVENTS LICENSE

The sponsor of any fair, show or exhibition of arts, crafts or similar handiwork shall apply to the Town Manager for a Special Events License fourteen (14) days prior to the event. Said application shall include the name and local address of the sponsor, proposed duration, names and addresses of the artisans taking part in the fair, purpose of the

event, goods or types of goods to be sold and a statement as to whether or not the applicant or its agents have ever been convicted of any crime or misdemeanor and the nature thereof.

1. At the time of filing of the application, a license fee of two hundred fifty dollars (\$250.00) shall be paid to the Town Clerk to cover the cost of investigating the facts stated in the application and administrative costs.

2. Prior to conducting any business, each artisan taking part in the fair shall file at least five (5) days prior to the event, a sworn statement in writing on a form furnished by the Town Clerk, which shall give the following information:

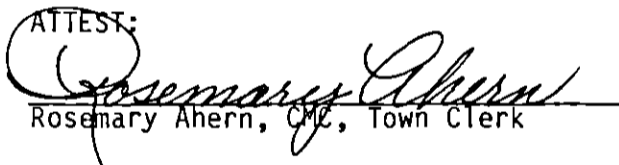
- a. Name and permanent home/business address
- b. Date of Birth
- c. Colorado State Sales Tax No.
- d. Anticipated taxable sales
- e. A sales tax deposit shall be made as described in Section 4-2-5(E) of this Chapter.

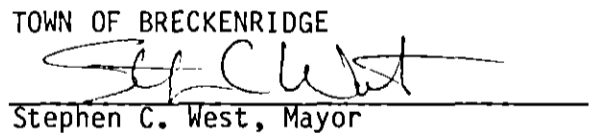
3. Artisans covered under the Special Events License shall be exempt from the license fee, but are subject to the sales tax deposit as described in 4-2-5(E).

4. Organizations as described in Section 4-2-12 shall be exempt from the Special Events License fee but are subject to all other requirements under this section.

5. The Town Manager may impose conditions on the approval of the Special Events License including, but not limited to, required sanitation and cleanup measures, security measures or to secure the payment of the sales tax due to the Town.

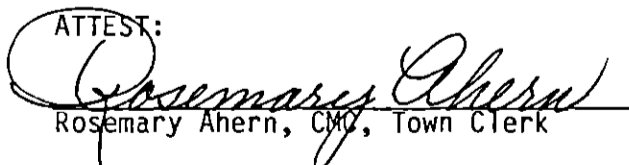
INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL ONLY this 22nd day of July, 1986. A Public Hearing on the Ordinance shall be held at the regular meeting of the Town Council of the Town of Breckenridge, Colorado, on the 12th day of August, 1986, at 7:30 p.m. or as soon thereafter as possible in the Municipal Building of the Town.

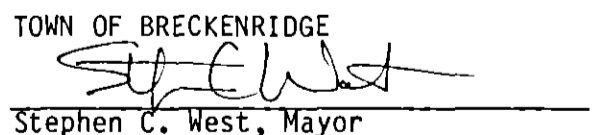
ATTEST:

Rosemary Ahern, CMC, Town Clerk

TOWN OF BRECKENRIDGE

Stephen C. West, Mayor

READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY this 12th day of August, 1986.

A copy of this Ordinance is available for inspection in the office of the Town Clerk.

ATTEST:

Rosemary Ahern, CMC, Town Clerk

TOWN OF BRECKENRIDGE

Stephen C. West, Mayor

APPROVED IN FORM

Town Attorney

Date