

PEOPLE'S ORDINANCE NO. 7

SERIES 1987

AN ORDINANCE ADOPTING STANDARDS FOR THE ISSUANCE OF
OPTIONAL PREMISES LICENSE, TO BE INSERTED AS TITLE 4,
CHAPTER 3 OF THE BRECKENRIDGE TOWN CODE

WHEREAS, Colorado Revised Statutes authorizes issuance of optional premises licenses and optional premises for hotel and restaurant licenses on outdoor sports and recreational facilities, in the discretion of the state and local licensing authorities; and

WHEREAS, C.R.S. 12-47-135.5 provides that no such licenses may be issued until the local governing body has adopted specific standards for their issuance;

WHEREAS, the Town Council in the Town of Breckenridge, desires to adopt such specific standards for optional premise licenses:

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

Section 1.

In addition to applicable requirements of Colorado Revised Statutes and regulations adopted thereunder, the Town of Breckenridge, pursuant to C.R.S. 12-47-135.5 hereby adopts the following standard for issuance of an optional premises license or for optional premises for a hotel and restaurant license:

1.1 A completed application for an optional premises license or optional premises for a hotel and restaurant license on forms to be provided by the Town Clerk together with an application fee of \$350.00 (\$25.00 state and \$325.00 local) shall be submitted to the Town Clerk no later than thirty (30) days prior to the date for consideration by the Town Council.

1.2 The application shall be accompanied by a map or drawing indicating the location of the optional premises, a copy of the deed, lease or other instrument by which the applicant has legal possession of the optional premises and a statement from the applicants stating the need for the optional premises and demonstrating that the size of the proposed optional premises justifies the issuance of a separate optional premises license.

1.3 No alcoholic beverages may be served on licensed optional premises without the licensee having provided written notice to the state and local licensing authorities forty-eight (48) hours prior to serving alcohol beverages on the optional premises. Such notice shall contain the specific dates and hours for utilization of the optional premises which dates shall not be more than one hundred and eighty days (180) after the date of the notice.

1.4 All optional premises licenses shall be valid for a period of one year from the date of issuance, unless revoked or suspended, and must be renewed annually thereafter.

Section 2.

Issuance of an optional premises license shall be limited to the following outdoor sports and recreational facilities:

2.1 Swimming pools.

2.2 Tennis Courts.

2.3 Country clubs.

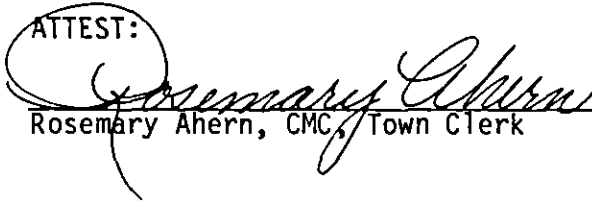
2.4 Golf courses.

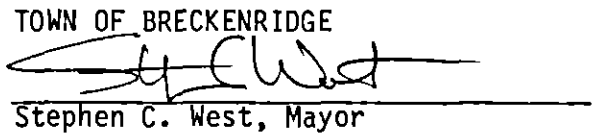
2.5 Ski areas.

Section 3.

Should any section, clause, provision, sentence or word of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

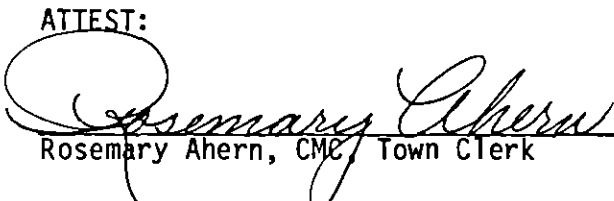
INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL, this 24th day of March, 1987. A Public Hearing on the Ordinance shall be held at the regular meeting of the Town Council for the Town of Breckenridge, Colorado, on the 14th day of April, 1987, at 7:30 p.m. or as soon thereafter as possible in the Municipal Building of the Town.

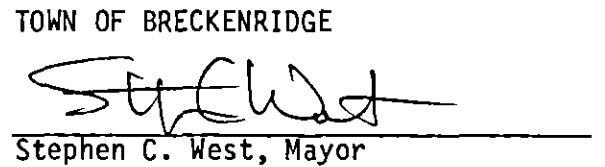
ATTEST:

Rosemary Ahern, CMC, Town Clerk

TOWN OF BRECKENRIDGE

Stephen C. West, Mayor

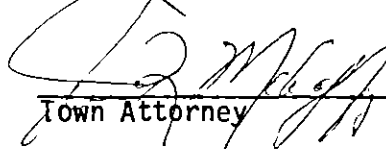
READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE this 14th day of April, 1987.

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

 4-14-87
Town Attorney Date