

PEOPLE'S ORDINANCE NO. 24

SERIES 1988

AN ORDINANCE CONCERNING THE DEFINITION OF "PREMISES" UNDER THE POLICE REGULATIONS OF THE TOWN OF BRECKENRIDGE; DECLARING AN EMERGENCY; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE OF THIS ORDINANCE

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

Section 1. The definition of "Premises" contained in Section 6-3-5 of the Town Code of Breckenridge is hereby amended so as to read in its entirety as follows:

PREMISES Except as otherwise specifically defined in Section 6-3F-5 of this Code, "premises" means real property, buildings and other improvements thereon.

Section 2. There is hereby added to the Town Code of Breckenridge a new section 6-3F-5, entitled "Definition of Premises", which shall read in its entirety as follows:

6-3F-5 DEFINITION OF PREMISES

As used in this Chapter, the term "premises" shall mean all or any part of the physical boundaries of any establishment duly licensed for the sale of malt, vinous or spirituous liquors or fermented malt beverages or any place of amusement or recreation in the Town. The term "premises" shall include not only the building wherein the business is conducted but also the outdoor areas within the property boundaries of the real property upon which the building sits.

Section 3. Except as specifically amended hereby, the Town Code of Breckenridge, and the various secondary codes adopted by reference therein shall continue in full force and effect.

Section 4. The Town Council hereby finds, determines, and declares that this Ordinance is necessary and proper to provide for the safety, preserve the health, promote the prosperity, improve the morals, order, comfort and convenience of the Town of Breckenridge and the inhabitants thereof.

Section 5. The Town Council of the Town of Breckenridge hereby finds, determines and declares that an emergency exists and that this Ordinance is necessary for the immediate preservation of public property, health, welfare, peace or safety because the current definition of "premises" contained in the Town Code of Breckenridge renders the Town's trespassing ordinance unenforceable, and the adequate protection of the public requires that the trespassing ordinance immediately be made legally enforceable.

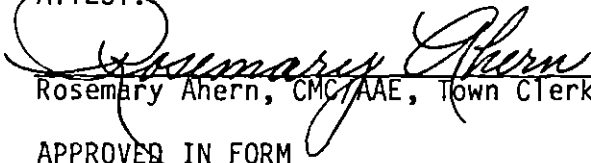
Section 6. Pursuant to Section 5.11 of the Breckenridge Town Charter, this Ordinance shall take effect and be in full force upon adoption of this Ordinance by the affirmative votes of at least five (5) members of the Town Council.

Section 7. This Ordinance shall be published in full within ten (10) days after adoption, or as soon thereafter as possible, as required by Section 5.11 of the Breckenridge Town Charter.

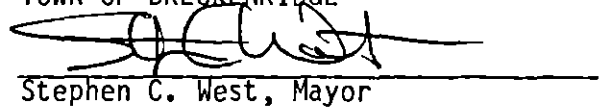
ADOPTED AND APPROVED as an Emergency Ordinance this 27th day of September, 1988.

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

ATTEST:


Rosemary Ahern, CMC/AAE, Town Clerk

TOWN OF BRECKENRIDGE


Stephen C. West, Mayor

APPROVED IN FORM


Town Attorney

9/27/88
Date

This Ordinance was published in full in the Summit County Journal, a newspaper of general circulation within the Town of Breckenridge, on October 6, 1988.