

PEOPLE'S ORDINANCE NO. 22

SERIES 1990

AN ORDINANCE AMENDING TITLE 4, CHAPTER 1 OF THE
BRECKENRIDGE TOWN CODE RELATING TO THE TOWN'S BUSINESS
AND OCCUPATIONAL LICENSE AND TAX

WHEREAS, the Town Council of the Town of Breckenridge has determined that amendments to the Town's Business and Occupational License and Tax Ordinance ("BOLT") are appropriate to equalize the BOLT tax burden between the business and lodging communities, and to generate additional revenue to be used for the Town's marketing budget and activities;

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

Section 1. Section 4-1-2 of the Breckenridge Town Code is amended by the inclusion of the following additional definitions:

In-Town Business Any business operated from a fixed location within the Town. "In-Town Business" does not include in-home occupations.

In-Home Occupation Any business legally operated from a residential structure in a residential district within the Town.

Section 2. The definition of "vendor" contained within Section 4-1-2 of the Breckenridge Town Code is hereby amended so as to read in its entirety as follows:

Vendor Any person conducting business within the Town without a permanent operating location.

- a. Seasonal Vendor: A vendor doing business within the Town for between fourteen days and four months during each calendar year.
- b. Regular Vendor: A vendor doing business within the Town in excess of four months each calendar year.

Section 3. Section 4-1-3 of the Breckenridge Town Code is hereby amended so as to read in its entirety as follows:

4-1-3: License Required: It shall be unlawful for any person to maintain, operate, or conduct any retail business or engage in any business activity in the Town, including the delivery of goods (excluding wholesale) within the Town which are purchased or contracted for outside the corporate limits of the Town, without having first obtained a business and occupational license pursuant to this Chapter. If business is transacted at two or more separate locations by one person, a separate license for each place of business shall be required.

Section 4. Subparagraph A of Section 4-1-4 of the Breckenridge Town Code is hereby amended so as to read in its entirety as follows:

A. Accommodation Units: The person owning such accommodation unit shall pay annual fees of:

<u>Type of Unit</u>	<u>Fee</u>
Studio Unit	\$ 75.00
One Bedroom Unit	100.00
Two Bedroom Unit	125.00
Three Bedroom Unit	150.00
Four or More Bedroom Unit	175.00

Each applicant shall advise the Town, by affidavit, under oath, at the time of application hereunder, of the number of accommodation units applicant had for the prior year and the number of such units applicant intends to have for the present year. The fees payable under this subsection A shall be based upon the number of accommodation units set forth for the current year in such affidavit.

Section 5. Subparagraph C of Section 4-1-4 of the Breckenridge Town Code is hereby amended so as to read in its entirety as follows:

C. Lodge: In addition to the tax required by subparagraph E below, each owner of a lodge as defined herein shall pay one hundred dollars (\$100.00) per rental unit or fifty dollars (\$50.00) per bedroom per annum, whichever is less.

Section 6. Subparagraph E of Section 4-1-4 of the Breckenridge Town Code is hereby amended so as to read in its entirety as follows:

E. In-Town Business: All in-town businesses shall pay an annual business and occupational license tax levy as follows:

An annual fee of two-hundred dollars (\$200.00) per annum, plus ten dollars (\$10.00) per employee per annum.

Applicant shall advise the Town, by affidavit, under oath, at the time of application hereunder, of the highest number of employees applicant had for the subject business for any one month in the prior year, or for any new businesses the highest number of employees applicant intends to employ for any one month for the current year. The fees payable under this subsection E shall be based upon the number of employees set forth in such affidavit.

Section 7. Except as specifically amended hereby, the Breckenridge Town Code, and the various secondary codes adopted by reference therein, shall continue in full force and effect.

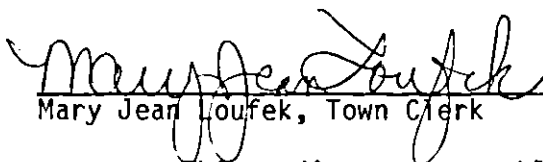
Section 8. The Town Council hereby finds, determines and declares that it has the power to adopt this Ordinance pursuant to the authority granted to home rule municipalities by Article XX of the Colorado Constitution and the powers contained in the Breckenridge Town Charter.


Section 9. This Ordinance shall be published and become effective August 15, 1990.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL this 22nd day of May, 1990. 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 24th day of July, 1990, at 7:30 p.m. or as soon thereafter as possible in the Municipal Building of the Town.

ATTEST:

TOWN OF BRECKENRIDGE


Mary Jean Loufek, Town Clerk


Stephen C. West, Mayor

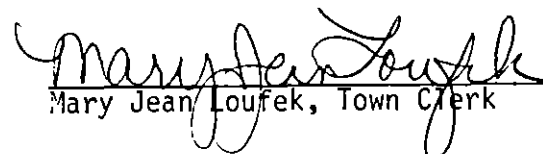
This ordinance was published in full in the Summit County Journal, a newspaper of general circulation within the Town of Breckenridge, on May 31, 1990.

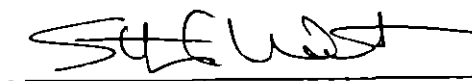
READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE WITH AMENDMENTS this 24th day of July, 1990.

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

ATTEST:

TOWN OF BRECKENRIDGE


Mary Jean Loufek, Town Clerk


Stephen C. West, Mayor

APPROVED IN FORM:

Geo. H. B.
Town Attorney

7/24/90
Date

This Ordinance was published by title, with amendments, in the Summit County Journal, a newspaper of general circulation within the Town of Breckenridge, on August 2, 1990.