

ORDINANCE NO. 29

Series 1998

AN ORDINANCE CONCERNING THE GENERAL PENALTY TO BE IMPOSED FOR VIOLATIONS OF THE ORDINANCES OF THE TOWN OF BRECKENRIDGE

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

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

A. It shall be unlawful for any person to violate any of the provisions of the ordinances of the Town, this Code, any code adopted by reference, or any regulation adopted pursuant to this Code or Town ordinance. Except in cases where a different punishment is prescribed by an ordinance of the Town or this Code, any person convicted of a violation of this Code, any ordinance of the Town, any code adopted by reference, or any regulation adopted pursuant to this Code or Town ordinance shall be punished by a fine of not more than nine hundred ninety nine dollars (\$999.00), or by imprisonment not to exceed one day less than one year, or by both such fine and imprisonment; provided, however, that no person under the age of eighteen (18) years as of the date of the offense for which he is convicted shall be subject to a jail sentence, except in the case of a conviction of a traffic offense under Title 7 of this Code.

Section 2. The provisions of this Ordinance shall apply to offenses committed on or after November 11, 1998. Any person convicted of a violation of a Town Ordinance the date of commission of which was prior to November 11, 1998 shall be punished in accordance with the provisions of Section 1-4-1 of the Breckenridge Town Code as the same existed at the time of the commission of such offense.

Section 3. 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 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, and improve the order, comfort and convenience of the Town of Breckenridge and the inhabitants thereof.

Section 5. 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 6. This Ordinance shall be published and become effective as provided by Section 5.9 of the Breckenridge Town Charter.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL this 13th day of October, 1998. A Public Hearing shall be held at the regular meeting of the Town Council of the Town of Breckenridge, Colorado on the 27th day of October, 1998, 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, CMC, 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 October 23, 1998.

READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE WITH AMENDMENTS, this 27th day of October, 1998. A copy of this Ordinance is available for inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE

Mary Jean Loufek, CMC, Town Clerk

Stephen C. West, Mayor

APPROVED IN FORM

Town Attorney Date 10/27/98

This Ordinance was published by title only with amendments in the Summit County Journal, a newspaper of general circulation within the Town of Breckenridge, on November 6, 1998.