

ORDINANCE NO. 28

Series 2010

AN ORDINANCE ADOPTING CHAPTER 21 OF TITLE 1 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE PUBLICATION OF TOWN ORDINANCES, NOTICES, AND OTHER DOCUMENTS

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

Section 1. The Breckenridge Town Code is amended by the addition of a new Chapter 21 of Title 1, entitled "Publication", which shall read in its entirety as follows:

CHAPTER 21

PUBLICATION

Section:

1-21-1: Purpose

1-21-2: Publication Requirements

1-21-3: Rules and Regulations

1-21-1: PURPOSE: This Chapter is adopted to define the requirements for the publication of Town ordinances, notices, and other documents as required by the definition of "publication" in Section 15.12 of the Breckenridge Town Charter.

1-21-2: PUBLICATION REQUIREMENTS.

A. Unless a different manner of publication is required by state or federal law, the "publication" of a Town ordinance, notice or other Town document required by the Breckenridge Town Charter, or any other applicable ordinance, law, rule, or regulation, shall be made only by posting the ordinance, notice or other document for public viewing on the Town's official website for a period of five consecutive days. Publication shall have been completed on the last day of such posting. When publication is completed as required by this section, the Town Clerk may certify the publication of the ordinance, notice or other document in any court, and the Town Clerk's certificate of publication shall be conclusive evidence of the required publication of the Town ordinance, notice or other Town document for all purposes.

B. If a different manner of publication is required by state or federal law, including, but not limited to, publication of an ordinance or other Town document in a newspaper, publication of such ordinance or document shall be done in compliance with the applicable state or federal law. In such circumstance, the ordinance or document may also be posted on the Town's official website, but compliance with the manner of publication required by state or federal law shall be deemed to be compliance with the publication required by the Town Charter.

1-21-3: RULES AND REGULATIONS: The Town Clerk has the authority from time to time to adopt, amend, alter and repeal administrative rules and regulations necessary for the proper administration of this Chapter. Such regulations shall be adopted in accordance with the procedures established by Title 1, Chapter 18 of this Code.

Section 2. Section 8 of Ordinance No. 8, Series 2010 is repealed.

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.

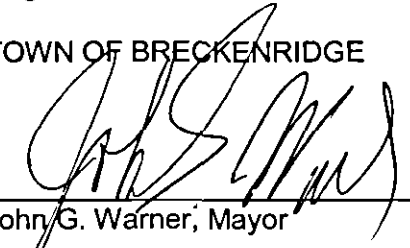
INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL this 10th day of August, 2010. A Public Hearing shall be held at the regular meeting of the Town Council of the Town of Breckenridge, Colorado on the 24th day of August, 2010, at 7:30 P.M. or as soon thereafter as possible in the Municipal Building of the Town.

ATTEST:

TOWN OF BRECKENRIDGE



Mary Jean Loufek, CMC, Town Clerk



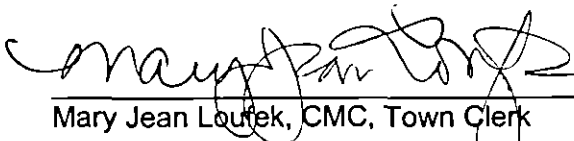
John G. Warner, Mayor

The public hearing on this ordinance was held on August 24, 2010.

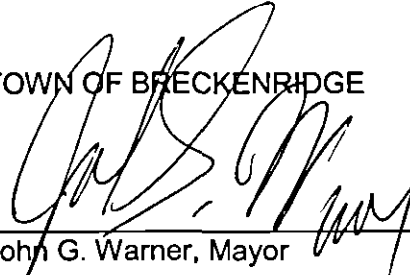
READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY this 24th day of August, 2010. This ordinance is available for inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE

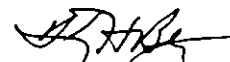


Mary Jean Loufek, CMC, Town Clerk



John G. Warner, Mayor

APPROVED IN FORM



Town Attorney

8/24/10
Date

This ordinance was published by title in the Summit County Journal, a newspaper of general circulation within the Town of Breckenridge on September 3, 2010.