

ORDINANCE NO. 19

Series 2012

AN ORDINANCE AMENDING ARTICLE F OR CHAPTER 3 OF THE BRECKENRIDGE TOWN CODE CONCERNING MUNICIPAL OFFENSES RELATING TO ALCOHOL, CIGARETTES AND AMUSEMENT ESTABLISHMENTS

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

Section 1. Subsection 6-3F-9(C) of the Breckenridge Town Code is amended to read in its entirety as follows:

- C. This section shall not apply to a duly licensed package liquor store or vendor, or to a brew pub licensed pursuant to Section 12-47-415, C.R.S., that sells only its own manufactured products in sealed container for off premises consumption.

Section 2. Subsection 6-3F-16(A) of the Breckenridge Town Code is amended to read in its entirety as follows:

- A. 1. It is unlawful for any person to possess any alcoholic beverage in any open container or to consume any alcoholic beverage in any public place within the town, or in the interior of any motor vehicle while the motor vehicle is either parked on a public street, right of way or alley within the town or is being operated on a public street, right of way or alley within the town.
2. The provisions of subsection A1 of this section shall not apply to the possession of an open container or the consumption of an alcoholic beverage within the licensed premises of an establishment licensed by the town to sell such beverage for consumption upon the premises, or to the possession of an open container or the consumption of any fermented malt beverage, malt liquor or a vinous liquor as defined in the Colorado liquor code in those public parks known as "Kingdom Park" and "Carter Park."

Section 3. Section 6-3F-20 of the Breckenridge Town Code is amended to read in its entirety as follows:

6-3F-20: TIME RESTRICTION- LICENSEE: It shall be unlawful for a licensee or an employee of a licensee to sell, serve, or distribute an alcoholic beverage for consumption on at the licensed premises between the hours of 2 A.M. and 7 A.M.

Section 4. 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 5. 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 6. 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 7. 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 12 day of June, 2012.

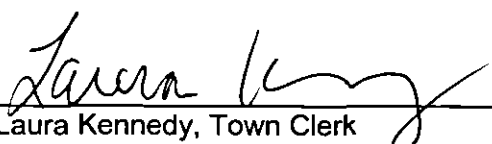
This Ordinance was published in full on the Town of Breckenridge website on June 14, June 15 and June 16, 2012.

A public hearing on this ordinance was held on June 26, 2012.

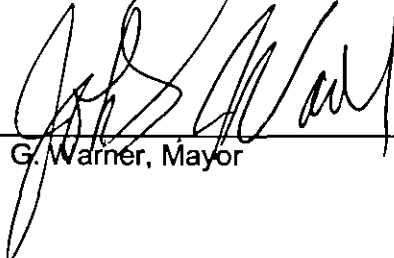
READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED IN FULL WITH AMENDMENTS ON THE TOWN'S WEBSITE this 26th day of June, 2012. A copy of this Ordinance is available for inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE

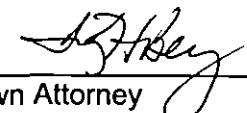
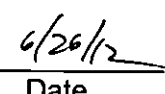


Laura Kennedy, Town Clerk



John G. Warner, Mayor

APPROVED IN FORM

Town Attorney Date

This Ordinance was published on the Town of Breckenridge website on June 28, June 29, June 30, July 1, and July 2, 2012. This ordinance shall become effective on July 26, 2012.