

ORDINANCE NO. 25

Series 2016

AN ORDINANCE ADOPTING CHAPTER 13 OF TITLE 5 OF THE BRECKENRIDGE TOWN CODE CONCERNING RECREATIONAL WATER USE

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

Section 1. Title 5 of the Breckenridge Town Code is amended by the addition of a new Chapter 13, entitled "Closure of Blue River," which shall read in its entirety as follows:

CHAPTER 13

CLOSURE OF BLUE RIVER

SECTION:

- 5-13-1: Police Chief Authorized to Close Blue River
- 5-13-2: Unlawful To Violate Order For Closure of Blue River
- 5-13-3: Penalty

5-13-1: POLICE CHIEF AUTHORIZED TO CLOSE BLUE RIVER: The Police Chief is authorized to close the Blue River at any location within the Town when entering or being in or upon the Blue River at such location constitutes or may constitute a hazard to human life or safety.

5-13-2: UNLAWFUL TO VIOLATE ORDER FOR CLOSURE OF BLUE RIVER: It shall be unlawful for any person to fail to obey an order of the Police Chief issued under section 5-13-1.

5-3-13: PENALTY: It is an infraction as defined in section 1-3-2 of this code for any person to violate section 5-13-2. Any person who violates section 5-13-2 shall be punished as provided in title 1, chapter 4 of this code.

Section 2. Except as specifically amended by this ordinance, the Breckenridge Town Code, and the various secondary codes adopted by reference therein, shall continue in full force and effect.

Section 3. The Town Council 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 4. The Town Council finds, determines, and declares that it has the power to adopt this ordinance pursuant to: (i) Section 31-15-103, C.R.S. (concerning municipal police powers); (ii) Section 31-15-401, C.R.S. (concerning municipal police powers); (iii) the authority granted to home rule municipalities by Article XX of the Colorado Constitution; and (iv) the powers contained in the Breckenridge Town Charter.

Section 5. The Town Council 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 23rd day of August, 2016.

This ordinance was published in full on the Town of Breckenridge website on August 26, August 27, August 28, August 29 and August 30, 2016.

A public hearing on this ordinance was held on September 13, 2016.

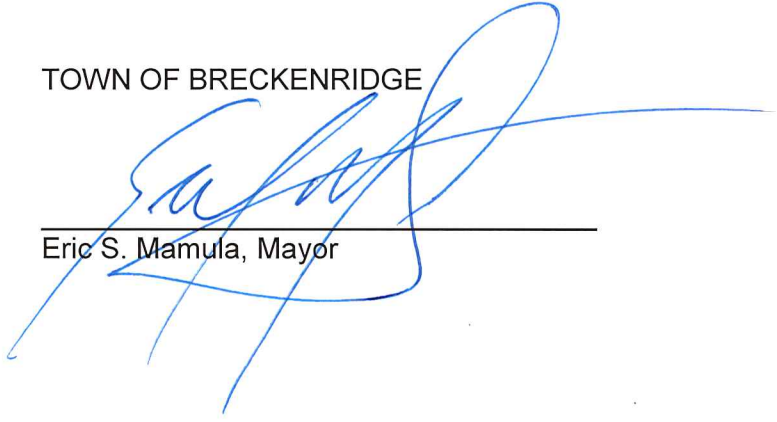
READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED IN FULL ON THE TOWN'S WEBSITE this 13th day of September, 2016. A copy of this Ordinance is available for inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE



Helen Cospolich, Town Clerk



Eric S. Mamula, Mayor

APPROVED IN FORM



Town Attorney

9/13/16
Date

This Ordinance was published on the Town of Breckenridge website on September 15, September 16, September 17, September 18 and September 19, 2016. This ordinance shall become effective on October 19, 2016.