

ORDINANCE NO. 19

Series 2020

AN ORDINANCE AMENDING CHAPTER 12 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE CONCERNING OVERHEAD WALKWAY LIGHTING

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

Section 1. Section 9-12-7 of the Breckenridge Town Code is amended by the addition of the following definition of "Overhead Walkway Lighting":

OVERHEAD WALKWAY LIGHTING:

Downcast, fully shielded small white or clear light emitting diode (LED) "warm or "soft" bulbs which provide outdoor light for the purpose of facilitating safe pedestrian traffic through a publicly owned pedestrian access corridor that is not a public street or alley. Overhead walkway lights shall be installed on a black or gray wire or metal rod, not to exceed 3,000 Kelvin or a maximum of 850 total lumens across the property or area. Overhead walkway lighting may not be located in any location that is wider than thirty two (32) feet.

Section 2. Section 9-12-11A of the Breckenridge Town Code is amended by the addition of a new item 7 as follows:

7. Overhead Walkway Lighting: Overhead walkway lighting is permitted year round in Lighting Zone 1.

Section 3. Section 9-12-11B of the Breckenridge Town Code is amended by the addition of a new item 7 as follows:

7. Overhead Walkway Lighting: Overhead walkway lighting is permitted year round in Lighting Zone 2.

Section 4. Section 9-12-12A7 of the Breckenridge Town Code is amended to read as follows:

7. Decorative, Overhead Walkway Lighting, And Bistro Lighting: Decorative, overhead walkway, and bistro lighting shall not blink all at once, flash, or rotate, nor create a hazard or nuisance from glare. Decorative, overhead walkway, and bistro lighting shall be maintained in good working condition at all times.

Section 5. 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 6. 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 7. The Town Council hereby finds, determines and declares that it has the power to adopt this ordinance pursuant to: (i) the Local Government Land Use Control Enabling Act, Article 20 of Title 29, C.R.S.; (ii) Part 3 of Article 23 of Title 31, C.R.S. (concerning municipal zoning powers); (iii) Section 31-15-103, C.R.S. (concerning municipal police powers); (iv) Section 31-15-401, C.R.S.(concerning municipal police powers); (v) the authority granted to home rule municipalities by Article XX of the Colorado Constitution; and (vi) the powers contained in the Breckenridge Town Charter.

Section 8. 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 12th day of May, 2020.

This ordinance was published in full on the Town of Breckenridge website on May 14, May 15, May 16, May 17 and May 18, 2020.

A public hearing on this ordinance was held on May 26, 2020.


READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED IN FULL ON THE TOWN'S WEBSITE this 26th day of May, 2020. A copy of this Ordinance is available for inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE

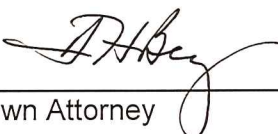


Helen Cospolich, CMC, Town Clerk



Eric S. Mamula, Mayor

APPROVED IN FORM

Town Attorney Date

This Ordinance was published on the Town of Breckenridge website on May 28, May 29, May 20, May 31 and June 1, 2020. This ordinance shall become effective on July 1, 2020.