

ORDINANCE # 2004-004

**AN ORDINANCE PROHIBITING TAVERN LICENSES IN THE TOWN
OF CRESTONE, COLORADO**

WHEREAS, the provisions of C.R.S. § 12-47-105 allow any municipality, by local option, to limit sale of malt, vinous and spirituous liquors to any one or more classes of licenses provided in the Colorado Liquor Code, and

WHEREAS, the Board of Trustees of the Town of Crestone received a petition, signed by not less than fifteen percent of the registered Electors in the Town of Crestone, requesting that liquor licenses issued in the Town be limited so as to exclude tavern licenses, as described in C.R.S. § 12-47-412, and

WHEREAS, such issue was submitted to the Town Qualified Electors in accordance with the provisions of C.R.S. § 12-47-105, at the regular Town election, which was held on the 6th day of April, 2004, and

WHEREAS, said Electors determined, by a majority vote, that the Board of Trustees of the Town of Crestone should enact an Ordinance limiting licenses, pursuant to the Colorado Liquor Code to all classes of licenses except tavern licenses described in C.R.S. § 12-47-112;

NOW THEREFORE, be it ordained by the Board of Trustees of the Town of Crestone, Colorado:

The Town of Crestone, from the date of this Ordinance and hereafter, shall limit liquor licenses issued, pursuant to the Colorado Liquor Code (C.R.S. § 12-47-101, et. seq.) to all classes of licenses except Tavern licenses described in C.R.S. § 12-47-412. Therefore, the Town Board is hereby prohibited from issuing any Tavern liquor licenses within the Town of Crestone, Colorado.

THE TOWN BOARD OF TRUSTEES FINDS THAT THIS ORDINANCE IS NECESSARY TO THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, AND SAFETY DUE TO REQUESTED ACTIONS BY INTERESTED PARTIES AND DETERMINATION BY QUALIFIED ELECTORS OF THE TOWN OF CRESTONE, AND SHALL TAKE EFFECT AND BE ENFORCED FROM AND AFTER PASSAGE OF THE SAME.

INTRODUCED, read in full, adopted, approved, and signed this 12 day of April, 2004.

APPROVED:



Kizzen Laki, Mayor

ATTEST:



Janet Dossigny
Janet Dossigny, Town Clerk

APPROVED AS TO FORM:

Eugene L. Farish
Eugene L. Farish, #2557
Crestone Town Attorney

CERTIFICATION

I hereby certify that the within Ordinance was introduced, read in full, approved and adopted at the regular meeting of the Board of Trustees of the Town of Crestone, Colorado on the 12th day of April, 2004 and will be published by title in the Crestone Eagle, a legal newspaper in the Town of Crestone, on the 1st day of May, 2004.

Janet Dossigny
Janet Dossigny, Town Clerk

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