

**TOWN OF PARACHUTE
ORDINANCE NO. 744-2018**

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTION 11.08.060 OF THE PARACHUTE MUNICIPAL CODE RELATING TO THE ISSUANCE OF PERMITS FOR THE ON-SITE CONSUMPTION, POSSESSION, OR SALE OF FERMENTED MALT BEVERAGES.

WHEREAS, the Town of Parachute (“Parachute” or the “Town”) is a home-rule municipality organized pursuant to Article XX of the Colorado Constitution and with the authority of the Parachute Home Rule Charter; and

WHEREAS, the Parachute Municipal Code establishes as the Town Local Liquor Licensing Authority the Town Board of Trustees or its designee; and

WHEREAS, Section 11.08.060 of the Parachute Municipal Code authorizes the sale, possession, and on-site consumption of alcohol in local businesses where a permit has been issued by the Mayor; and

WHEREAS, the Town Board of Trustees desires to clarify that permits shall be issued by the Local Liquor Licensing Authority.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Section 11.08.060 of the Parachute Municipal Code is hereby amended as follows, with double underlined text added and ~~strike through language deleted~~.

11.08.060 Possession of open alcoholic or fermented malt beverage containers prohibited.

A. It shall be unlawful for any person to intentionally, knowingly, willfully, or negligently have either in his possession or within a motor vehicle under his control, while in or upon any public street, highway, alley, sidewalk, park, elementary or secondary school building or grounds, or other publicly owned property located within the Town limits, or parking area open to the public, a bottle, can or other receptacle which is open, or which has a broken seal, or the contents of which have been partially removed, and which contains any alcoholic or fermented malt beverage. Any violation of this section shall constitute a noncriminal municipal offense.

B. Nothing in this section shall prohibit the consumption, possession or sale of fermented malt beverages ~~when the Mayor has issued a~~ pursuant to a valid permit issued in accordance with Chapter 6.12 of the Parachute Municipal Code. ~~therefor; provided, that:~~

~~1. Such permit shall be issued only for a designated area;~~

- 2. ~~It shall be for a period not to exceed twelve (12) hours; and~~
- 3. ~~The Town Manager shall have determined that the permit shall be necessary for conducting a public event or celebration and that adequate provision has been made for police supervision and area maintenance.~~

INTRODUCED, READ, PASSED, ADOPTED, AND ORDERED PUBLISHED BY TITLE ONLY by a vote of 5 to 0 of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 15th day of March 2018 and approved by the Mayor on the 15th day of March 2018.



BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO

By: Roy B McClung
Roy McClung, Mayor

ATTEST:
Lucy Cordova
Lucy Cordova, Town Clerk

PUBLIC NOTICE

Public notice is hereby given that an Ordinance entitled:

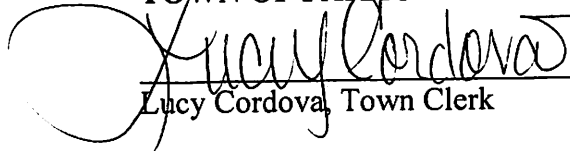
AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTION 11.08.060 OF THE PARACHUTE MUNICIPAL CODE RELATING TO THE ISSUANCE OF PERMITS FOR THE ON-SITE CONSUMPTION, POSSESSION, OR SALE OF FERMENTED MALT BEVERAGES

was introduced before the Board of Trustees on March 10, 2018; that a copy of said Ordinance is posted at Town Hall; and that the Ordinance was approved at a regular meeting of the Board of Trustees held on March 15, 2018, and approved by the Mayor on March 15, 2018.

Copies of the adopted ordinance are available for inspection at the Town Hall, Parachute, Colorado and available on the internet at <http://www.parachutecolorado.com>.

Dated this 15 day of March, 2018.

TOWN OF PARACHUTE



Lucy Cordova, Town Clerk