

TOWN OF SUPERIOR  
ORDINANCE NO. O-4  
SERIES 2017

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR AMENDING SECTION 6-2-70 OF THE SUPERIOR MUNICIPAL CODE, AUTHORIZING THE TOWN CLERK TO ADMINISTRATIVELY APPROVE LIQUOR LICENSE RENEWALS

WHEREAS, pursuant to C.R.S. § 12-47-103(17), the Board of Trustees serves as the Town's Local Licensing Authority ("Authority");

WHEREAS, the Authority possesses all the powers of a licensing authority as set forth in the Colorado Liquor Code, C.R.S., Article 47, Title 12;

WHEREAS, pursuant to the Colorado Liquor Code, the Authority is not required to conduct a hearing, under certain circumstances, on applications for license renewal;

WHEREAS, the Authority has the discretion to delegate authority to administratively process and approve such applications, without a hearing, upon certain terms and conditions as the Authority may establish consistent with state law; and

WHEREAS, the Authority wishes to delegate to the Town Clerk the authority to administratively process and approve applications for renewals under the terms and conditions set forth in this amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SUPERIOR, COLORADO, THAT:

Section 1. Section 6-2-70 of the Superior Municipal Code is hereby amended by the addition of a new subsection (c), to read as follows:

**Sec. 6-2-70. Renewal of liquor license.**

\* \* \*

(c) Notwithstanding the foregoing, the Clerk may administratively approve an application for renewal without submitting the application to the Authority, if, after the Town completes its investigation and evaluation of the application, the Town Clerk finds

that: (1) no violations of state or local liquor licensing statutes, rules, regulations, ordinances or resolutions have occurred on the licensed premises in the twelve (12) months preceding the date of the application; and (2) all applicable application and license fees have been paid.

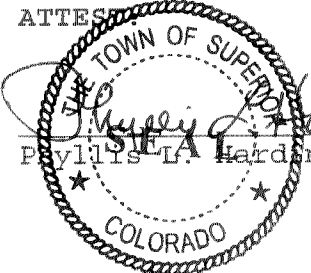

Section 2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one, or part, or parts be declared unconstitutional or invalid.

Section 3. Safety. This Ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

INTRODUCED, READ, PASSED AND ORDERED PUBLISHED this 11<sup>th</sup> day of September, 2017.

  
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Clint Folsom, Mayor

ATTEST

  
  
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Phyllis L. Hardin, Town Clerk-Treasurer