

ORDINANCE NO. 428

AN ORDINANCE OF THE CITY OF CREEDE, A COLORADO TOWN, AMENDING CHAPTER 19 (“BUSINESS AND EVENT PERMITS”), ARTICLE 1 (“SEASONAL OUTDOOR SEATING FOR FOOD SERVICE ESTABLISHMENTS IN THE CENTRAL BUSINESS DISTRICT”) TO ALLOW FOR THE SERVING OF ALCOHOL IN PERMITTED OUTDOOR SEATING AREAS SO LONG AS PROPER LIQUOR LICENSING IS OBTAINED FROM BOTH THE CITY OF CREEDE LIQUOR LICENSING AUTHORITY AND THE STATE OF COLORADO

WHEREAS, the City of Creede, Colorado, a Colorado Town (the "Town"), is a statutory municipality organized and operating under the laws of the State of Colorado;

WHEREAS, the Board of Trustees of the Town (the “Board”) is desirous of exploring ways of stimulating creating economic opportunity and activity within the Town; and

WHEREAS, many towns across the State of Colorado and the Country have increased economic activity in their central business districts by allowing food service establishments to utilized outdoor seating in public places under certain conditions; and

WHEREAS, the Board would like to provide food service establishments in the Town’s central business district with an opportunity to expand operation in a space restricted environment by allowing for outdoor seating within the Town’s rights-of-way under certain conditions; and

WHEREAS, the Board is desirous of promoting planned and orderly outdoor seating in public spaces as a means of encouraging pedestrian activity and enhancing the pedestrian experience in the central business district;

WHEREAS, the Board is desirous of allowing the serving of alcohol in outdoor seating areas so long as proper liquor licensing is obtained from both the City of Creede Liquor Licensing Authority and the State of Colorado;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE CITY OF CREEDE, COLORADO THAT:

Section 1. Chapter 19, Article 1, Section 5(3) is hereby repealed in its entirety and replaced with the following:

“3. The service of alcohol in outdoor seating areas is permitted so long as proper liquor license permitting is obtained from both the City of Creede Liquor Licensing Authority and the State of Colorado.”

Section 2. Severability. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such determination shall not affect, impair, or invalidate the remaining provisions hereof, the intention being that the various provisions hereof are severable.

INTRODUCED, APPROVED, PASSED ON FIRST AND FINAL READING, ON THIS 1st DAY OF JUNE, 2021.

By 
Mayor

ATTEST:

By 
City Clerk