

**TOWN OF MT. CRESTED BUTTE
ORDINANCE NO. 7
SERIES 2022**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE, COLORADO ADDING ARTICLE III. TASTINGS TO CHAPTER 3 ALCOHOLIC BEVERAGES, OF THE TOWN OF MT. CRESTED BUTTE TOWN CODE

WHEREAS, the Town is a Colorado home-rule municipality with authority to conduct liquor licensing as a local licensing authority; and

WHEREAS, Colorado liquor statutes allow a tastings license for licensed retail liquor stores and liquor-licensed drugstores, subject to approval of same by the local licensing authority; and

WHEREAS, currently Chapter 3 of the Town of Mt. Crested Butte Town Code does not have provisions for tastings licenses; and

WHEREAS, Town staff recommends adding Article III Tastings to the Code to allow for issuance of a tastings license.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE AS FOLLOWS:

Section 1. Town of Mt. Crested Butte Code, Chapter 3 Alcoholic Beverages, is amended by the Addition of the following Article:

ARTICLE III. TASTINGS

A retail liquor store or liquor-licensed drugstore licensee who wishes to conduct tastings may submit an application or application renewal to the Town. The Town may reject the application if the applicant fails to establish that it or they or able to conduct tastings without violating the provisions of Section 12-47-301(1), C.R.S., or creating a public safety risk to the neighborhood.

The Town shall maintain an application procedure and charge an application fee as set forth by resolution.

Section 2. Severability. Should any section, clause, phrase, or provision of this ordinance be ruled invalid or unenforceable by any court of competent jurisdiction, it is hereby declared the intent of the Town Council of the Town of Mt. Crested Butte, Colorado, that the remaining provisions of this ordinance shall be given full force and effect if it is possible to do so.

INTRODUCED, READ AND APPROVED at a regular meeting of the Town Council on the 6th day of September, 2022 at Mt. Crested Butte, Colorado.

PASSED, ADOPTED AND APPROVED upon second reading at a public meeting of the Town Council this 4th day of October, 2022 at Mt. Crested Butte, Colorado.

TOWN OF MT. CRESTED BUTTE, COLORADO

By:  _____
Nicholas Kempin, Mayor

ATTEST:

By:  _____
Tiffany O'Connell, Town Clerk