

ORDINANCE NO. 18

SERIES 2010

**AN ORDINANCE AMENDING THE SIGN CODE
OF THE CRESTED BUTTE MUNICIPAL CODE
RELATIVE TO BANNER AND DIRECTIONAL
SIGNAGE FOR SPECIAL EVENTS**

WHEREAS, the Town of Crested Butte, Colorado (the "**Town**") is a home rule municipal corporation duly and regularly organized and validly existing as a body corporate and politic under and by virtue of the Constitution and laws of the State of Colorado;

WHEREAS, the Crested Butte Municipal Code (the "**Code**") contains requirements for the placement of signage, including, without limitation, banners and directional signs;

WHEREAS, the Town staff has recommended that, in order to accommodate multi-day special events, the Code be amended to permit the erection of banners for more than one (1) day;

WHEREAS, the Town staff has recommended that, in order to accommodate the placement of directional signage for all special events and not just recurring ones, the Code be amended to permit directional signs to be used for all special events (i.e., not just recurring special events);

WHEREAS, the Town staff has recommended that the Code be amended to allow for the placement of banners recognizing the sponsorship of Town recreational programs;

WHEREAS, the Town staff has recommended that the Code be amended to include standards for banners and the right of approval thereof by the Town; and

WHEREAS, the Town Council finds that amending the Code to include requirements as described hereinabove, and as set forth hereinbelow, is in the best interest of the health, safety and general welfare of the residents and visitors of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT,

Section 1. Amending Section 16-18-20, General Limitations, by Striking the Last Sentence of Subsection (9) Thereof. Section 16-18-20 is hereby amended by striking the last sentence of subsection (9) thereof in its entirety. Subsection (9) is therefore deleted in its entirety and replaced with the following:

"(9) Nothing in this Article shall be construed to prevent the erection of banners advertising a special civic event, provided that permission for such is obtained from the Town Manager. Such banners must be placed at the locations provided by the Town for such

purposes, may be erected no more than one (1) week prior to the opening of the event and shall be removed no more than two (2) days after the event is over; but, in any event, shall be in place for no more than one (1) week. Banners advertizing a special civic event may, at the discretion of the Town Manager, be erected in those areas in which an activity which is part of a special civic event occurs during the time that the activity is taking place."

Section 2. Amending Section 16-18-20, General Limitations, by Making Various Revision to Subsection (20) Thereof. Subsection (20) of Section 16-18-20 is hereby amended by deleting said subsection in its entirety and replacing it with the following:

"(20) Notwithstanding any provision of this Section to the contrary, directional signs for certain special events shall be permitted on the shoulder of public rights of way provided that such signs shall not interfere in any manner with pedestrian or vehicular traffic or obstruct the sight line of any public or private signage. Said directional signs shall also meet the following requirements and criteria:

- a. no such directional sign may be placed on publicly zoned property;
- b. such directional signs may only be placed in such locations the day of the subject event;
- c. all such directional signs shall be no more than four (4) square feet, inclusive of any support structure, and may have writing on both sides;
- d. the subject special event may utilize only three (3) directional signs per event;
- e. only one (1) of such directional signs shall be permitted at any sign location or intersection; and
- f. the subject special event permittee, or its agent, that places any signage in violation of these requirements shall be deemed a "person" pursuant to Section 16-24-20."

Section 3. Amending Section 16-18-20, General Limitations, by Adding a New Subsection (10) Thereof. A new subsection (10) to Section 16-18-20 is hereby added and shall read as follows. All subsections appearing immediately thereafter shall be renumbered accordingly.

"(10) Nothing in this Article 18 shall be construed to prevent the erection of banners recognizing the sponsorship of Town youth recreational programs. Said banners must be approved and erected by the Town Parks and Recreation Department in recognition of sponsors of Town youth recreation programs and must be in compliance with the standards contained in this Section. Banners may only be in place during the duration of the event or season and must

be placed at the location where the sporting or other event takes place and specifically in a location directed in writing by the Parks and Recreation Director."

Section 4. Amending Section 16-18-20, General Limitations, by Adding a New Subsection (11) Thereof. A new subsection (11) to Section 16-18-20 is hereby added and shall read as follows. All subsections appearing immediately thereafter shall be renumbered accordingly.

"(11) All banners must be approved as provided for in this Section, and must comply with the following requirements. All banners must be made of a durable, water resistant material. Banners must be equipped with vent holes and with grommets to allow secure attachment of the banner. No banner may exceed thirty (36) square feet in size."

Section 5. Severability. If any section, sentence, clause, phrase, word or other provision of this ordinance is for any reason held to be unconstitutional or otherwise invalid, such holding shall not affect the validity of the remaining sections, sentences, clauses, phrases, words or other provisions of this ordinance, or the validity of this ordinance shall stand notwithstanding the invalidity of any section, sentence, clause, phrase, word or other provision.

Section 6. Savings Clause. Except as amended hereby, the Crested Butte Municipal Code, as amended, shall remain valid and in full force and effect. Any provision of any ordinance previously adopted by the Town which is in conflict with this ordinance is hereby repealed as of the enforcement date hereof.

INTRODUCED, READ AND SET FOR PUBLIC HEARING THIS 7th DAY OF JUNE, 2010.

ADOPTED BY THE TOWN COUNCIL UPON SECOND READING IN PUBLIC HEARING THIS 21st DAY OF JUNE, 2010.

TOWN OF CRESTED BUTTE, COLORADO

By: *Leah B. Williams*
Leah B. Williams, Mayor

ATTEST:
Eileen Hughes
Eileen Hughes, Town Clerk

