

ORDINANCE NO. 1

SERIES 2007

AN ORDINANCE AMENDING SECTION 15-2-23 (SIGNS) OF THE ZONING AND LAND USE ORDINANCE TO PERMIT A BUSINESS' INSTALLATION OF ADDITIONAL SIGNAGE ON THE ALLEY SIDE OF THE BUILDING SO AS TO MAKE IDENTIFICATION OF THE BUSINESS EASIER

WHEREAS, the Town of Crested Butte, Colorado (the "Town") is a home rule municipality 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 Town's Municipal Code (the "Code") contains certain requirements for a business' installation of signage identifying itself;

WHEREAS, the Town Staff has recommended to the Town Council that the requirements for a business' installation of signage be amended to permit the installation of an additional sign on the alley side of the building so that the business can be more easily identified by delivery trucks and the like;

WHEREAS, the Town Council finds that amending the requirements for a business' installation of signage to include the right to install an additional sign on the alley side of the building so that businesses can be more easily identified is in the best interests of the health, safety and general welfare of the residents of the Town; and

WHEREAS, the Town Council desires to amend the Code to provide for the right of a business to install additional signage on the alley side of the building so that such business can be more easily identified.

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

Section 1. Adding a new Section 15-2-23.B.e. A new Section 15-2-23.B.e. is added to the Code and shall read as follows:

"e. Each business may have a third (3rd) additional sign, for which a permit is required. Said sign shall be for the sole purpose of identifying said business from the alley side by delivery trucks and the like. The additional sign shall meet the following qualifications:

- (i) it shall be no more than six (6) square feet in size;
- (ii) it shall be a flat, wall-mounted sign and shall not project or be free standing;
- (iii) it shall not have lighting independent from the building's general structure lighting;

- (iv) it shall not be visible from any numbered street; and
- (v) the applicant must obtain a permit for the sign and pay all necessary fees associated therewith.”

Section 2. Amending Section 15-2-23.E.3. Section 15-2-23.E.3. is amended by replacing the reference to “fifty (50) square feet” with “thirty-two (32) square feet”.

Section 3. 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 as an entirety, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any section, sentence, clause, phrase, word or other provision.

Section 4. Savings Clause. Except as hereby amended, the Code 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 _____ DAY OF _____, 2007.

ADOPTED BY THE TOWN COUNCIL UPON SECOND READING IN PUBLIC HEARING THIS _____ DAY OF _____, 2007.

TOWN OF CRESTED BUTTE, COLORADO

By: _____
Alan Bernholtz, Mayor

ATTEST:

Eileen Hughes, Town Clerk

(SEAL)