

ORDINANCE NO. 14

SERIES 2009

AN ORDINANCE EXTENDING THE RIGHTS CONTAINED IN THE TOWN CODE PERMITTING THE TEMPORARY PLACEMENT OF REAL ESTATE OPEN HOUSE SIGNS ON PUBLIC RIGHTS OF WAY AND PUBLIC SIDEWALKS WHERE CERTAIN REQUIREMENTS ARE MET, SUCH RIGHTS HAVING EXPIRED ON AUGUST 27, 2009

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 Town's Zoning and Land Use Ordinance contained in the Crested Municipal, as amended (the "**Town Code**"), allows for the erection of temporary real estate open house signs on public rights of way and public sidewalks under certain circumstances;

WHEREAS, such rights expired as of August 27, 2009;

WHEREAS, the Town staff has recommended to the Town Council extending such rights indefinitely; and

WHEREAS, the Town Council finds that extending such rights indefinitely to allow for the continued erection of temporary real estate open house signs on public rights of way and public sidewalks, subject to the requirements herein identified, 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(19). Section 16-18-20(19) is hereby amended by deleting in its entirety the last paragraph beginning with: "The provisions of this paragraph shall be in full force"

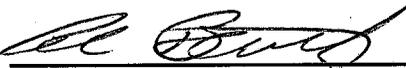
Section 2. Severability. If any section, sentence, clause, phrase, word or other provision of this ordinance is for any reason held to be unconstitutional or otherwise invalid, such holding shall not affect the validity of the remaining sections, sentences, clauses, phrases, words or other provisions 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 3. Savings Clause. Except as amended hereby, the Crested Butte Municipal Code, as previously 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 5th DAY OF OCTOBER, 2009.

ADOPTED BY THE TOWN COUNCIL UPON SECOND READING IN PUBLIC HEARING THIS 19th DAY OF OCTOBER, 2009.

TOWN OF CRESTED BUTTE, COLORADO

By: 

Alan Bernholtz, Mayor

ATTEST:



Eileen Hughes, Town Clerk

(SEAL)

