

ORDINANCE NO. 2

SERIES 2017

AN ORDINANCE OF THE CRESTED BUTTE TOWN COUNCIL AMENDING CHAPTER 18, ARTICLE 18 OF THE CRESTED BUTTE MUNICIPAL CODE TO INCLUDE ALLOWANCES FOR ADDITIONAL SIGNAGE IN THE BUSINESS AND COMMERCIAL ZONE DISTRICTS UNDER CERTAIN CIRCUMSTANCES

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 Crested Butte Municipal Code (the "**Code**") contains regulations relative to the placement of signage;

WHEREAS, such sign regulations limit the placement of projecting signs to one such projecting sign location per building;

WHEREAS, the Crested Butte Board of Zoning and Architectural Review (the "**Board**"), upon recommendation from Town staff, and after studying the issue, found at its November 30, 2016 meeting that more than one projecting sign should be permitted on buildings where certain conditions are satisfied;

WHEREAS, having considered the Board's findings that more than one projecting sign should be permitted on buildings where certain conditions are satisfied, the Town Council finds that the below amendments to the Code will better serve the Town, property owners and business patrons by allowing more than one projecting sign per building where certain conditions are satisfied; and

WHEREAS, the Town Council finds that amending the Code as set forth below, for the reasons stated above, is in the best interest of the health, safety and general welfare of the residents and visitors of Crested Butte.

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

Section 1. Amending Section 16-18-40. Subsections (c) and (d) of Section 16-18-40 of the Code are hereby deleted in their entirety and replaced with the following new Subsection (c) which shall read as follows, with the following Subsection in the Code renumbered accordingly:

"(c) Projecting signs shall be permitted provided that the following conditions are satisfied:

- (1) Projecting signs are placed immediately above or adjacent to a door or staircase entrance that services the business to which it refers.
- (2) Only one projecting sign location is permitted per business.
- (3) No other projecting sign location is permitted within fifteen (15) feet of another projecting sign location on the same property.
- (4) No projecting sign shall obscure the visibility of another projecting sign.

The top of all projecting signs, in the case of directory signs, shall not be higher than the ridge line or parapet wall of the building to which it is attached but in any event no higher than twelve (12) feet above grade. The bottom of all projecting sign shall be a minimum of eight (8) feet above grade when located adjacent to or projecting over a pedestrian way. Projecting signs shall not extend more than four (4) feet from a building wall or the plane of a building wall. No sign shall project into any portion of a street or alley used for vehicular traffic, nor shall any overhead sign project from any building beyond the dividing line of a sidewalk and vehicular portion of a street. Projecting signs may contain the same information on both sides, and both sides shall be counted against allowable square footage calculations.”

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 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 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 17th DAY OF January, 2017.

ADOPTED BY THE TOWN COUNCIL UPON SECOND READING IN PUBLIC HEARING THIS 2nd DAY OF February, 2017.

TOWN OF CRESTED BUTTE, COLORADO

By: Glenn Michel
Glenn Michel, Mayor

ATTEST:
Lynelle Stanford
Lynelle Stanford, Town Clerk

[SEAL]

