

ORDINANCE NO. ____-2017
Series of 2017

AN ORDINANCE OF THE TOWN OF ERIE, COLORADO, AMENDING TITLE 4, “BUSINESS REGULATIONS,” CHAPTER 2, “AMUSEMENTS,” ARTICLE B, “SPECIAL EVENTS,” OF THE CODE OF ORDINANCES OF THE TOWN OF ERIE, COLORADO; REPEALING AND RE-ENACTING SECTIONS 4-2B-1, 4-2B-2 AND 4-2B-3; AND, SETTING FORTH DETAILS IN RELATION THERETO.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF ERIE, AS FOLLOWS:

Section 1. Title 4, “Business Regulations,” Chapter 2, “Amusements,” Article B, “Special Events,” of the Erie Municipal Code of the Town of Erie, Colorado shall be and is hereby amended to repeal Sections 4-2B-1, 4-2B-2 and 4-2B-3 in their entirety and to re-enact the Sections to read as follows:

4-2B-1: PERMIT REQUIRED; EXEMPTIONS:

All special events, races, festivals, or similar exhibitions, parades, processions or open air meetings conducted within the town shall be required to obtain a permit from the town prior to commencing such activities. This requirement shall not apply to such activities as private parties, community group functions, church activities, etc., that are conducted solely on private property; except, that such activities shall be conducted in compliance with all applicable ordinances of the town, applicable regulations imposed by the counties of Boulder and/or Weld, and applicable laws of the state.

4-2B-2: APPLICATION FOR PERMIT:

Permit application forms may be obtained from the Town Clerk or designee. All applications must be properly completed and submitted to the Town Clerk or designee at least sixty (60) days prior to the date the activity is to occur or a permit may not be issued due to a lack of proper review and evaluation time.

4-2B-3: FEE AND DEPOSIT:

A. Fee: The fee as provided in section 2-10-2 of this code shall be paid by the applicant to the town at the time an application is submitted to the Town Clerk or designee. Failure to pay the required fees will be grounds for the Town Clerk or designee to declare the application incomplete.

B. Deposit: Deposit may be required at the time of application submittal; deposit amount shall be determined on a case-by-case basis considering the nature of the activity to be conducted; except, that no deposit shall be less than fifty dollars (\$50.00).

Section 2. Severance Clause. If an article, section, paragraph, sentence, clause or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees of the Town of Erie, Colorado hereby declares that it would have passed this Ordinance and each part or parts thereof, irrespective of the fact that any one part or parts may be declared invalid or unconstitutional.

Section 3. Repeal. All other ordinances, or parts of any ordinances or other Code provisions in conflict herewith are hereby repealed.

Section 4. Effective Date. This ordinance shall take effect thirty (30) days after publication following final passage.

**INTRODUCED, PASSED, ADOPTED AND ORDER PUBLISHED IN FULL BY
THE BOARD OF TRUSTEES OF THE TOWN OF ERIE THIS ____ DAY OF
_____, 2017.**

PUBLISHED IN FULL ON THE ____ DAY OF _____, 2017.

TOWN OF ERIE, COLORADO, a Colorado
municipal corporation

By: _____
Tina Harris, Mayor

ATTEST:

By: _____
Nancy Parker, CMC, Town Clerk