

ORDINANCE NO. 1438

Series 2016

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF TELLURIDE, COLORADO AMENDING TELLURIDE MUNICIPAL CODE CHAPTER 6, ARTICLE 4, "VENDING" AT SECTION 6-4-40 "VENDING ON PUBLIC PROPERTY" PARAGRAPH (2)(b) "VENDING AREAS: OAK STREET/SAN JUAN/GONDOLA AREA", SUBPARAGRAH i.

WHEREAS, the Town Council, from time to time, wishes to make changes to longstanding programs within the Town; and

WHEREAS, the Town Council, at a public meeting on April 19, 2016, directed Town Staff to draft a proposed amendment to increase the number of vending permits for the Oak Street/San Juan/Gondola portion of Town Property from one (1) to two (2); and

WHEREAS, the Town Council wishes to amend Chapter 6, Article 4, "Vending" to implement such changes.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF TELLURIDE, COLORADO as follows:

Section 1.

The Telluride Municipal Code Chapter 6, Article 4, Section 40, Paragraph (2)(b)(i) is amended by the following additions (underlined) and deletions (strikethroughs), which is to read as follows:

- (b) Oak Street/San Juan/Gondola area:
 - i. Permits allowed: ~~one (1)~~two (2).

Section 2.

This Ordinance shall not have any effect on existing litigation and shall not operate as an abatement of any action or proceeding now pending under or by virtue of the ordinance repealed or amended as herein provided and the same shall be construed and concluded under such prior ordinances.

Section 3.

The provisions of this ordinance are severable and the invalidity of any section, phase, clause or portion of the ordinance as determined by a court of competent jurisdiction shall not affect the validity or effectiveness of the remainder of the ordinance.

Section 4.

This ordinance shall become effective upon the date of publication of notice of its passage in a newspaper of general circulation within the Town of Telluride.

Section 5.

A public hearing on the ordinance shall be held on the 31st day of May 2016, in the Town Council Chambers, Rebekah Hall, 113 W. Columbia, Telluride, Colorado.

INTRODUCED, READ AND REFERRED to public hearing before the Town Council of the Town of Telluride, Colorado on the 10th day of May, 2016.

TOWN OF TELLURIDE

ATTEST

By: Sean Murphy
Sean Murphy, Mayor

Tiffany Kavanaugh
Tiffany Kavanaugh, Town Clerk

**HEARD AND FINALLY ADOPTED by the Town Council of the Town of Telluride,
Colorado this 31 day of May, 2016.**

TOWN OF TELLURIDE

ATTEST

By: Sean Murphy
Sean Murphy, Mayor

Tiffany Kavanaugh
Tiffany Kavanaugh, Town Clerk

APPROVED:

Kevin J. Geiger
Kevin J. Geiger, Town Attorney



STATE OF COLORADO)
)
 COUNTY OF SAN MIGUEL) ss.
)
 TOWN OF TELLURIDE)

I, Tiffany Kavanaugh, the Town Clerk of the Town of Telluride, Colorado (the "Town"), do hereby certify:

- The foregoing pages are a true and correct copy of an ordinance (the "Ordinance") passed and adopted by the Town Council (the "Council") of the Town at a regular meeting of the Council held on May 31, 2016.

- The Ordinance was duly moved and seconded and the Ordinance was adopted at the Town Council meeting of May 31, 2016, by an affirmative vote of the members of the Council as follows:

Name	"Yes"	"No"	Absent	Abstain
Sean Murphy, Mayor	✓			
Ann Brady, Mayor Pro Tem	✓			
Todd Brown		✓		
Lars Carlson	✓			
Jenny Patterson	✓			
Bob Saunders	✓			
DeLanie Young	✓			

- The Ordinance was approved and authenticated by the signature of the Mayor, sealed with the Town seal, attested by the Town Clerk and recorded in the minutes of the Council.

- There are no bylaws, rules or regulations of the Council that might prohibit the adoption of said Ordinance.

- The members of the Council were present at the meeting and voted on the passage of such Ordinance as set forth above.


 Tiffany Kavanaugh, Town Clerk

