

ORDINANCE NO. 40B

**TITLE: AN ORDINANCE CONCERNING REPEAL OF ORDINANCE NO. 5B
CONCERNING LOCAL LIQUOR LICENSE FEES**

WHEREAS, the Town of Stratton (the "Town") is a municipal corporation and body politic, organized under the laws of the State of Colorado and possessing the maximum powers, authority, and privileges to which it is entitled under Colorado law; and

WHEREAS, Section 31-15-103, C.R.S., authorizes the Board of Trustees of the Town of Stratton, (the "Board") to make and publish ordinances which are necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the morals, order, comfort and convenience of the Town and the inhabitants thereof.

**BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF
STRATTON, COLORADO:**

Section 1. Purpose. The purpose of this ordinance is to repeal Ordinance No. 5B, which was adopted on August 2, 2002. Said Ordinance established local liquor license fees as updated by the Colorado Legislature, and as stated in §12-47-505, C.R.S. Said Ordinance is in conflict with current state statutes.

Section 2. Repeal. Ordinance No. 5B is hereby repealed.

Section 3. Validity. If any part or parts of this ordinance are for any reason held to be invalid such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Trustees 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 be declared invalid.

Section 4. Certification. The Town Clerk shall certify to the passage of this ordinance by a three-quarters majority.

Section 5. Immediate Effect. Pursuant to Section 31-15-103, C.R.S., the municipality declares that the immediate passage and effectiveness of this ordinance is necessary to protect the public health and welfare of the citizens of the Town of Stratton, and orders that this Ordinance shall take effect immediately and shall be published as soon as possible.

INTRODUCED, READ, ADOPTED AFTER A PUBLIC HEARING AND ORDERED PUBLISHED this 25th day of March, 2010.

Dana M. Siekman
DANA SIEKMAN, Mayor

(SEAL)

TOWN OF STRATTON

ATTEST:

Paula McConnell
PAULA McCONNELL, Town Clerk



STATE OF COLORADO)
COUNTY OF KIT CARSON)ss.
TOWN OF STRATTON)

CLERK'S CERTIFICATE

I, Paula McConnell, the official Town Clerk of the Town of Stratton, do by these presents say that the foregoing Ordinance No. 408 was passed and adopted by a three-quarters majority of the Board of Trustees of the Town of Stratton on the 25th day of March, 2010, and that the above-entitled Ordinance is true, correct and fully copy of the Ordinance as show in the records of the Towns of Stratton, Colorado.

Dated this 26th day of March, 2010.

Paula McConnell
Paula McConnell, Town Clerk