

**ORDINANCE NO. 2005-2
TOWN OF RICO**

**REDUCING THE MINIMUM DISTANCE FROM A SCHOOL
FOR NEW LIQUOR LICENSE**

WHEREAS, C.R.S. §12-47-313(1)(D)(I) provides that a new liquor license can not be issued within 500 feet of a school; however, C.R.S. §12-47-313(1)(d)(III) provides that a municipality may reduce or eliminate the minimum distance from a school; and,

WHEREAS, the Board of Trustees finds that the Rico Elementary School is located in the middle of Rico's main street commercial district and that reduction of the minimum distance will allow reasonable ability to apply for a liquor license without creating negative impacts to the school,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF RICO, COLORADO, the following:

SECTION 1. MINIMUM DISTANCE FROM SCHOOL REDUCED

The minimum distance from any school in Rico required for the application of a license to sell malt, vinous, or spirituous liquor is hereby reduced from 500 feet to 200' for HOTEL AND RESTAURANT LICENSES as defined in C.R.S. §12-47-401 and 411.

SECTION 2. EFFECTIVE DATE.

This Ordinance shall become effective immediately upon final adoption.

SECTION 3. POSTING AND PUBLISHING. This Ordinance shall be posted at the Rico Post Office and Rico Town Hall and published on the Rico website at www.ricocolorado.org.

INTRODUCED, READ, APPROVED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE TOWN OF RICO on the 19th day of January, 2005.

READ AND APPROVED ON SECOND AND FINALLY READ AFTER CONDUCTING A PUBLIC HEARING BY THE BOARD OF TRUSTEES OF THE TOWN OF RICO on the 16th day of February, 2005.



By: Tom Clark, Mayor



Attest: Linda Yellowman, Town Clerk

[Town Seal]



Approved as to Form: Eric James Heil, Esq., Town Attorney