

ORDINANCE #2006-2

AN ORDINANCE OF THE TOWN OF PONCHA SPRINGS ADOPTING STANDARDS FOR THE ISSUANCE OF OPTIONAL PREMISES LIQUOR LICENSES AND OPTIONAL PREMISES FOR A HOTEL AND RESTAURANT LIQUOR LICENSE

BE IT HEREBY ORDAINED BY THE TOWN OF PONCHA SPRINGS

OPTIONAL PREMISES LICENSES – STANDARDS

Section 1. DEFINITIONS

Optional premises means (1) the premises specified in an application for a hotel and restaurant license with related outdoor sports and recreational facilities for the convenience of its guests or the general public located on or adjacent to the hotel or restaurant within which such licensee is authorized to sell or serve alcoholic beverages or (2) the premises specified in an application for an optional premises license located on an outdoor sport or recreational facility. Outdoor sports and recreational facility means a facility which charges a fee for the use of such facility.

Section 2. STANDARDS ADOPTED

The standards adopted herein and the procedures therefore shall be considered in addition to all other standards and procedures applicable to the issuance of licenses under the Colorado Liquor Code for optional premises licenses or for optional premises for a hotel and restaurant license. These two types of licenses for optional premises will be collectively referred to as “optional premises” in these standards unless otherwise provided.

Section 3. ELIGIBLE FACILITIES

An optional premises may only be approved when that premises is located on an outdoor sports and recreational facility. The types of outdoor sports and recreational facilities which may be considered for an outdoor premises license shall be fairgrounds, country clubs, golf courses, or other outdoor sports and recreational facilities.

Section 4. MINIMUM SIZE OF FACILITY

The Board of Trustees may consider the size of the particular outdoor sports or recreational facility in relationship to the number of optional premises requested for the facility and may deny an optional premises application if it finds the related facility to be too small to justify an optional premises.

Section 5. NUMBER OF OPTIONAL PREMISES

The Board of Trustees may restrict the number of optional premises which any one licensee may have. Any licensee requesting approval of more than one optional premises shall explain the reason for each optional premises requested, demonstrate how the optional premises relate to each other from an operational viewpoint, show the need for

each optional premises in relationship to the outdoor sports and recreational facility and its guests, and demonstrate that the optional premises will not adversely affect the neighborhood in which it is located.

Section 6. SUBMITTAL REQUIREMENTS

Along with the application for an optional premises license the applicant shall submit local and state application fees, a map or other drawing showing the outdoor sports or recreational facility boundaries and the approximate location and area of each optional premises requested, a description of the provisions made for the secure storage of vinous and spirituous liquors on or off the optional premises for future use in the optional premises, and a description of the methods, such as fencing, signs, notices, or barriers, to be used to identify and control the optional premises when in use.

PASSED AND APPROVED THIS 27th DAY OF FEBRUARY 2006, BY THE BOARD OF TRUSTEES OF THE TOWN OF PONCHA SPRINGS, COLORADO.

~S~ _____
Mark F. Thonhoff, Mayor

Attest:

~S~ _____
Diana K. Heeney
Clerk/Treasurer