

RESOLUTION NO. 7
(Series of 2020)

A RESOLUTION OF THE BOARD OF SELECTMEN FOR THE TOWN OF GEORGETOWN, COLORADO PERMITTING PUBLIC CONSUMPTION OF ALCOHOL BEVERAGES WITHIN THE PUBLIC RIGHT OF WAY OF SIXTH STREET BETWEEN ITS INTERSECTION WITH ARGENTINE STREET AND GRIFFITH STREET

WHEREAS, the Town of Georgetown is a Colorado municipal corporation operating under a Territorial Charter and governed by its Board of Selectmen; and

WHEREAS, the Board is authorized to adopt such rules, regulations and restrictions for the protection of the public health, safety and welfare; and

WHEREAS, the Board of Selectmen finds that the restrictions on the movement and activities of the general public imposed by the COVID19 pandemic and associated public health orders of the state of Colorado and Clear Creek County have placed a significant burden upon the economic viability of retail businesses within the Town, including those businesses permitted to sell alcohol beverages for on-premise consumption; and

WHEREAS, the Governor of the state of Colorado has, by Executive Order D2020-093 on June 5, 2020, temporarily suspended the enforcement of the statutory limitation contained in CRS 44-3-901.1(i)(D)(VII), which limitation prohibits public consumption of alcohol beverages on any public right-of-way, and which Order further authorizes municipalities to allow such consumption by ordinance, resolution or rule; and

WHEREAS, the Board of Selectmen finds and determines that permitting the public consumption of alcohol beverages on a portion of the Sixth Street right-of-way within the Town, which portion has previously been declared by the Board of Selectmen to be closed to vehicular traffic, is in the public interest in supporting the ability of businesses which are permitted to dispense alcohol beverages for on premise consumption; and

WHEREAS, the Board of Trustees finds that permitting the public consumption of alcohol in a designated portion of the Sixth Street right-of-way, within the limitations contained herein, advances the economic health of the Town without compromising the public health, safety and welfare.

NOW THEREFORE, BE IT RESOLVED by the Board of Selectmen of the Town of Georgetown, Colorado:

Section 1. Pursuant to the authority granted by the Governor's Executive Order D2020-093 of June 5, 2020, the Board of Selectmen hereby authorizes the public consumption of alcohol beverages within the Sixth Street right-of-way between Argentine Street and Griffith Street, subject to the following conditions and restrictions:

1. Such consumption must take place within the modified licensed premises of a properly licensed alcohol beverage licensee, which has received approval of a modification of premises from the Town for alcohol beverage service in that location; and
2. Will be valid through September 7, 2020 and then reconsider at the September 8, 2020 Board of Selectmen regular scheduled meeting.
3. Such consumption may take place only within the hours of 11:00 a.m. to 7:00 p.m. seven days a week: and

Section 2. Effective date. This Resolution shall take effect upon adoption.

Section 3. The authority for public consumption of alcohol in the designated portion of the Sixth Street right-of-way granted herein shall expire on September 7, 2020, unless sooner terminated or extended by the Board of Selectmen.

RESOLVED, APPROVED and ADOPTED this 28th day of July, 2020.

TOWN OF GEORGETOWN



Lynette Kelsey, Police Judge

ATTEST:



Jennifer Yobski, Town Clerk



