

**ORDINANCE NO.12
SERIES 2013**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO ELIMINATING THE DISTANCE RESTRICTION SET FORTH IN SECTION 12-47-313(1)(d)(I) C.R.S. (2013), ON THE WSCU CAMPUS.

WHEREAS, the City of Gunnison, Colorado, (the "City"), is a home rule municipality; and

WHEREAS, the City serves as the local licensing authority under C.R.S. 12-47-101, et.seq., for liquor licenses issued within the City limits; and

WHEREAS, the principal campus of Western State Colorado University, a public institution (WSCU"), is located within the City boundaries; and

WHEREAS, WSCU intends to pursue liquor licensing within certain premises located on the campus of the University; and

WHEREAS, no application for a liquor license at WSCU may be considered unless the City reduces or eliminates the requirement contained in Section 12-47-313(1)(d)(I), C.R.S., preventing the issuance of a liquor license within five hundred (500) feet of the principal campus of a university; and

WHEREAS, WSCU has requested elimination of the distance requirement pursuant to Section 12-47-313(1)(d)(III), in anticipation of an application being submitted for a liquor license; and

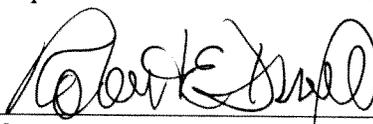
WHEREAS, the City agrees that elimination of the distance requirement is appropriate.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ORDAINS THAT:

The distance restriction set forth in Section 12-47-313(1)(d)(III), C.R.S. (2013), shall not apply to the Western State Colorado University campus with respect to premises within the campus to be considered for issuance of a liquor license or licenses.

Should any section, clause, phrase, or provision of this ordinance be ruled invalid or unenforceable by any court of competent jurisdiction, it is hereby declared the intent of the City Council of the City of Gunnison, Colorado, that the remaining provisions of this ordinance shall be given full force and effect if it is possible to do so.

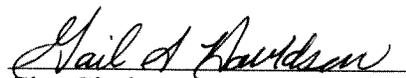
INTRODUCED, READ, PASSED, AND ORDERED PUBLISHED this 22nd day of October, 2013, on first reading, and introduced, read, and adopted on second and final reading this 12th day of November, 2013.



Mayor

(SEAL)

ATTEST:



City Clerk



Ordinance published in its entirety
In The Gunnison County Times Newspaper
October 31, 2013.