

## **NOTICE OF ADOPTED ORDINANCE**

Pursuant to Section 7-3 of the Town of Castle Rock Home Rule Charter, notice is hereby given that the Town Council did adopt the following named and described Ordinance during a Regular Meeting on February 5, 2019, which commenced at 6:00 P.M. at the Castle Rock Town Council Chambers, 100 N. Wilcox St. Castle Rock, CO 80104

Title of Adopted Ordinance:

Ordinance No. 2019-001

An Ordinance Amending Section 2.17.010 of the Castle Rock Municipal Code Authorizing the Castle Rock Municipal Judge or Alternate Municipal Judge to Serve as Interim Hearing Officer for the Liquor Licensing Authority

Subject Matter Summary:

The proposed Ordinance authorizes the Castle Rock Municipal Judge or Alternate Municipal Judge to serve as interim Hearing Officer for the Liquor Licensing Authority in the event the appointed Hearing Officer is unavailable.

The entire text of the proposed ordinance is contained herein, and copies of all documents are available for public inspection at the office of the Town Clerk, 100 North Wilcox, Castle Rock, Colorado 80104 during normal working hours between 8:00 a.m. and 5:00 p.m., Monday through Friday, excluding holidays.

Publication Date: February 7, 2019

**ORDINANCE NO. 2019-001**

**AN ORDINANCE AMENDING SECTION 2.17.010 OF THE CASTLE ROCK MUNICIPAL CODE AUTHORIZING THE CASTLE ROCK MUNICIPAL JUDGE OR ALTERNATE MUNICIPAL JUDGE TO SERVE AS INTERIM HEARING OFFICER FOR THE LIQUOR LICENSING AUTHORITY**

**WHEREAS**, pursuant to Section 2.17.010 of the Castle Rock Municipal Code, the Town Council may appoint a hearing officer to serve as the local liquor licensing authority (“Hearing Officer”); and

**WHEREAS**, the Town Council may, in its discretion, appoint an alternate hearing officer who may serve in the event that the appointed Hearing Officer is unavailable; and

**WHEREAS**, Town staff is requesting that in the event the Hearing Officer becomes unavailable, a Castle Rock Municipal Judge or Alternative Municipal Judge may serve as the Interim Hearing Officer until the Hearing Officer is available or a new Hearing Officer is appointed by Town Council.

**NOW, THEREFORE, IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO:**

**Section 1. Amendment.** Section 2.17.010 of the Castle Rock Municipal Code is hereby amended to read as follows:

**2.17.010      Liquor Licensing Authority established**

B. Subject to the delegation of authority in Section 2.17.020.B, the Authority shall consist of a sole Hearing Officer who shall serve at the pleasure of Town Council. The Hearing Officer shall be appointed by resolution of the Town Council and may be removed with or without cause by a majority vote of Town Council. Town Council shall establish compensation for the Hearing Officer. In the event the Hearing Officer becomes unavailable, the Castle Rock Municipal Judge or an Alternate Municipal Judge may serve as the Interim Hearing Officer until the Hearing Officer is available or a new Hearing Officer is appointed by Town Council. The term “Hearing Officer” shall be synonymous with “Liquor Licensing Authority” as used throughout this Chapter 2.17 and Chapter 5.08 of this Code.

**Section 3. Severability.** If any clause, sentence, paragraph or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgement shall not affect the remaining provisions of this ordinance.

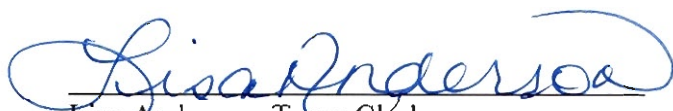
**Section 4. Safety Clause.** The Town Council finds and declares this ordinance is promulgated and adopted for the public health, safety, and welfare and this ordinance bears a rational relation to the legislative object sought to be obtained.

**APPROVED ON FIRST READING** this 22<sup>nd</sup> day of January 2019 by a vote of 7 for and 0 against, after publication in compliance with Section 2.02.100.C of the Castle Rock Municipal Code; and

**PASSED, APPROVED, AND ADOPTED ON SECOND AND FINAL READING** this 5<sup>th</sup> day of February 2019 by the Town Council of the Town of Castle Rock, Colorado, by a vote of 5 for and 0 against.

**ATTEST:**

**TOWN OF CASTLE ROCK**



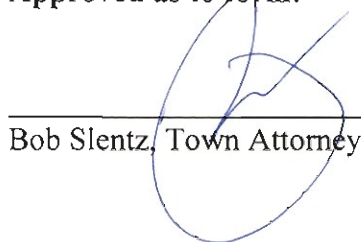
Lisa Anderson, Town Clerk




Jason E. Gray, Mayor

**Approved as to form:**

**Approved as to content:**



Bob Slentz, Town Attorney



Lisa Anderson, Town Clerk

