

RESOLUTION No. 2012-010

**A RESOLUTION OF THE
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO
CONCERNING THE ISSUANCE OF LOCALLY APPROVED SPECIAL EVENT PERMITS
TO SERVE ALCOHOL BEVERAGES WITHOUT THE APPROVAL
OF THE STATE LIQUOR LICENSING AUTHORITY**

WHEREAS, the Colorado legislature passed Senate Bill SB11-066 entitled An Act Concerning the Issuance of Special Events Permits to Serve Alcohol Beverages that became effective on or about August 10, 2011; and

WHEREAS, SB11-066 amended Article 48 of Title 12 of the Colorado Revised Statutes to authorize a local licensing authority to approve or disapprove a special events permit without notification to the State Licensing Authority for its approval or disapproval subject to the applicable provisions and limitations of Articles 46, 47, and 48 of Title 12; and

WHEREAS, pursuant to C.R.S. § 12-47-103(17) the Board of County Commissioners acts as the local liquor licensing authority, known as the Ouray County Liquor Licensing Authority, for the unincorporated areas of Ouray County, Colorado; and

WHEREAS, the Ouray County Liquor Licensing Authority is authorized to issue special events liquor license permits; and

WHEREAS, the Ouray County Liquor Licensing Authority, pursuant to the authority granted by SB11-066 finds and determines that it elects not to notify the state licensing authority to obtain the state licensing authority's approval or disapproval for a special events permit.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO, AS FOLLOWS:

1. The Board of County Commissioners acting in its capacity as the Ouray County Liquor Licensing Authority hereby elects not to notify the state licensing authority to obtain the state licensing authority's approval or disapproval of applications for special events permits pursuant to C.R.S. § 12-48-107(5)(a) as adopted by SB11-066.
2. The Board of County Commissioners acting in its capacity as the Ouray County Liquor Licensing Authority shall review applications for special events permits and shall apply the same standards for the approval or denial applicable to the state licensing authority pursuant to C.R.S. Title 12, Article 48, Part 1 and any applicable regulations, as such statutes and regulations may be amended.
3. The Ouray County Clerk and Recorder's Office, acting in its capacity as Clerk to the Ouray County Liquor Licensing Authority, shall be required in accordance with C.R.S. § 12-48-107(5) to report to the state liquor enforcement division within ten days after it issues a permit, the name of the organization to which a permit was issued, the address of the permitted location, and the permitted dates of alcohol beverage service, and to verify from the information publicly available on the state licensing authority's website, prior to the Board of County Commissioners' issuance of any locally approved special event permit, that the applicant for a special event permit is in compliance with C.R.S. § 12-48-105(3) that restricts the number of permits that can be issued to a qualifying organization in a calendar year.

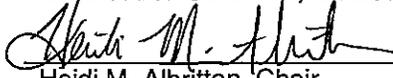
APPROVED AND ADOPTED THIS 20th DAY OF March, 2012.

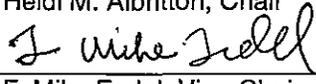
Voting for: Commissioners Albritton, Fedel and Padgett
Voting against: None

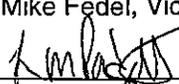



Michelle Nauer, Clerk and Recorder
By: Linda Munson-Haley, Deputy Clerk of the Board

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO


Heidi M. Albritton, Chair


F. Mike Fedel, Vice-Chair


Lynn M. Padgett, Commissioner