

ORDINANCE O-2024-

A BILL FOR AN ORDINANCE AMENDING CHAPTER 2.68 OF THE LONGMONT
MUNICIPAL CODE ON UPDATING THE CITY LIQUOR CODE AND ADDING CITY
APPROVAL OF FESTIVAL PERMITS

THE COUNCIL OF THE CITY OF LONGMONT, COLORADO, ORDAINS:

Section 1

In this ordinance, ellipses indicate material not reproduced as the Council intends to leave that material in effect as it now reads.

Section 2

The Council amends section 2.68.060 of the Longmont Municipal Code, by adding italicized material and deleting stricken material, to read as follows:

Before the authority considers an application, the applicant shall pay the following fees to the city clerk:

A. All fees specified and set in an amount pursuant to C.R.S. title 44, articles 3 (C.R.S. § 44-3-101 et seq.), 4 (C.R.S. § 44-4-101 et seq.) and 5 (C.R.S. § 44-5-101 et seq.);

B. Application fees for ~~fermented malt beverage and alcoholic beverage~~
~~licenses~~*licenses and applications* set by the authority to cover the actual and
necessary expenses to the city of such application, *including investigation and*
issuance of such license or permit, subject to the limitations expressed by state
law as to the maximum amounts which may be charged in conjunction with
applications;

1 ~~C. Application fees set by the authority in conjunction with special event~~
2 ~~permits for both investigation and issuance of such permits, subject to the~~
3 ~~limitations on fee amounts set forth in state law.~~

4 Section 3

5 The Council amends section 2.68.090 of the Longmont Municipal Code, by adding
6 italicized material and deleting stricken material, to read as follows:

7 Fingerprinting, when required by law or the authority, shall be conducted in
8 accordance with procedures by the state bureau of investigation. ~~The fingerprints~~
9 ~~shall become and remain a permanent part of the record of the license applicant.~~

10 Section 4

11 The Council amends the Longmont Municipal Code by adding the following section:

12 *Section 2.68.130. Festival permits.*

13 *A. The local licensing authority shall have the authority to issue festival*
14 *permits pursuant to the provisions C.R.S. § 44-3-404(1)(b), and the provisions of*
15 *this section. The provisions of this section shall be considered in addition to all*
16 *other standards applicable to the issuance of licenses under the Colorado Liquor*
17 *Code (C.R.S. § 44-3-101 et seq.), and any rules implementing the Colorado*
18 *Liquor Code for festival permits. A person authorized by state statute to apply for*
19 *a festival permit must also obtain a festival permit from the city before holding a*
20 *festival in the city.*

21 *B. Qualified licensees wishing to receive a festival permit must pay the*
22 *required application fee and submit an application on forms prepared and*
23 *furnished by the city stating such information as the local licensing authority may*

1 *require enabling the authority to determine whether the proposed festival permit*
2 *can be held without violating the provisions of this chapter or any applicable*
3 *state law or rule and without creating a public safety risk to the neighborhood.*

4 *C. After accepting an application under this section, the city clerk or*
5 *designee shall process the application pursuant to the local licensing authority*
6 *rules of procedure. Approved applications are valid for the dates therein on the*
7 *application.*

8 *D. The local licensing authority may deny a festival permit or supplemental*
9 *application for any of the following reasons:*

10 *1. The location where the festival is to be held is unsuitable due to time and*
11 *proximity of other inhabitants of the area that would be adversely impacted; or*

12 *2. A documented history of violations of the colorado liquor code, the*
13 *colorado beer code, the rules issued pursuant thereto, or violations of the city*
14 *liquor code by any participating licensee; or*

15 *3. If the issuance of the permit would be injurious to the public welfare*
16 *because of the nature of the festival or its location; or*

17 *4. The filing of an incomplete or late application; or*

18 *5. A finding that the application, if granted, would result in violations of the*
19 *colorado liquor code, the colorado beer code, the rules issued pursuant thereto,*
20 *or violations of the city code.*

1 Section 5

2 To the extent only that they conflict with this ordinance, the Council repeals any
3 conflicting ordinances or parts of ordinances. The provisions of this ordinance are severable, and
4 invalidity of any part shall not affect the validity or effectiveness of the rest of this ordinance.

5 Introduced this _____ day of _____, 2024.

6
7 Passed and adopted this _____ day of _____, 2024.
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9

10
11 _____
12 MAYOR
13
14

15 ATTEST:
16
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18 _____
19 CITY CLERK
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21

22 NOTICE: THE COUNCIL WILL HOLD A PUBLIC HEARING ON THIS ORDINANCE AT
23 7:00 P.M. ON THE _____ DAY OF _____, 2024, AT THE
24 LONGMONT CITY COUNCIL MEETING.
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26

27 APPROVED AS TO FORM:
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30 _____
31 ASSISTANT CITY ATTORNEY
32
33

30 _____
31 DATE
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33

34 _____
35 PROOFREAD
36

34 _____
35 DATE
36

1 APPROVED AS TO FORM AND SUBSTANCE:
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6

7

ORIGINATING DEPARTMENT

DATE

CA File: 24-002973