

1 **AS REVISED AFTER WORKSESSION**

2
3 Additions To The Ordinance As Reviewed At Worksession Are
4 **Highlighted**

5
6 COUNCIL BILL NO. 18

7
8 Series 2020

9
10 AN ORDINANCE AMENDING CHAPTER 12 OF TITLE 9 OF THE BRECKENRIDGE
11 TOWN CODE CONCERNING OVERHEAD WALKWAY LIGHTING

12
13 BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE,
14 COLORADO:

15
16 **Section 1. The definition of “Class D-Minor” development in Section 9-1-5 of the**
17 **Breckenridge Town Code is amended to add the following:**

18
19 **EE. Overhead walkway lighting**

20
21 Section 1. Section 9-12-7 of the Breckenridge Town Code is amended by the addition of
22 the following definition of “Overhead Walkway Lighting”:
23

OVERHEAD WALKWAY
LIGHTING:

Downcast, fully shielded small white or clear **light emitting diode (LED)** “warm or “soft” bulbs which provide outdoor light for the purpose of ~~directing~~ **facilitating safe** pedestrian traffic through a ~~narrow~~-publicly owned **pedestrian** access corridor that is not a public street or alley. Overhead walkway lights shall be installed on a black or gray wire or metal rod, not to exceed 3,000 Kelvin or a maximum of 850 total lumens across the property or area. **Overhead walkway lighting may not be located in any location that is wider than thirty two (32) feet.**

24
25 **Section 2. Section 9-12-11A of the Breckenridge Town Code is amended by the**
26 **addition of a new item 7 as follows:**

27
28 **7. Overhead Walkway Lighting: Overhead walkway lighting is permitted**
29 **year round in Lighting Zone 1.**

30
31 **Section 3. Section 9-12-11B of the Breckenridge Town Code is amended by the**
32 **addition of a new item 7 as follows:**

1
2 **7. Overhead Walkway Lighting: Overhead walkway lighting is permitted**
3 **year round in Lighting Zone 2.**
4

5 **Section 4. Section 9-12-12A7 of the Breckenridge Town Code is amended to read as**
6 **follows:**
7

8 7. Decorative, **Overhead Walkway Lighting**, And Bistro Lighting: Decorative,
9 **overhead walkway**, and bistro lighting shall not blink all at once, flash, or rotate,
10 nor create a hazard or nuisance from glare. Decorative, **overhead walkway**, and
11 bistro lighting shall be maintained in good working condition at all times.
12

13 **Section 5.** Except as specifically amended hereby, the **Breckenridge Town Code**, and the
14 various secondary codes adopted by reference therein, shall continue in full force and effect.
15

16 **Section 6.** The Town Council hereby finds, determines and declares that this ordinance is
17 necessary and proper to provide for the safety, preserve the health, promote the prosperity, and
18 improve the order, comfort and convenience of the Town of Breckenridge and the inhabitants
19 thereof.
20

21 **Section 7.** The Town Council hereby finds, determines and declares that it has the power
22 to adopt this ordinance pursuant to: (i) the Local Government Land Use Control Enabling Act,
23 Article 20 of Title 29, C.R.S.; (ii) Part 3 of Article 23 of Title 31, C.R.S. (concerning municipal
24 zoning powers); (iii) Section 31-15-103, C.R.S. (concerning municipal police powers); (iv)
25 Section 31-15-401, C.R.S.(concerning municipal police powers); (v) the authority granted to
26 home rule municipalities by Article XX of the Colorado Constitution; and (vi) the powers
27 contained in the **Breckenridge Town Charter**.
28

29 **Section 8.** This ordinance shall be published and become effective as provided by
30 Section 5.9 of the **Breckenridge Town Charter**.
31

32 INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED
33 PUBLISHED IN FULL this ____ day of _____, 2020. A Public Hearing shall be held at the
34 regular meeting of the Town Council of the Town of Breckenridge, Colorado on the ____ day of
35 _____, 2020, at 7:00 P.M., or as soon thereafter as possible in the Municipal Building of the
36 Town.
37

38 TOWN OF BRECKENRIDGE, a Colorado
39 municipal corporation
40

41
42
43 By: _____
44 Eric S. Mamula, Mayor
45
46

1 ATTEST:

2
3
4
5
6
7
8
9

Helen Cospolich, CMC,
Town Clerk

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61