

**TOWN OF PALISADE, COLORADO  
ORDINANCE NO. 2020-14**

**AN ORDINANCE OF THE TOWN OF PALISADE, COLORADO,  
AMENDING ARTICLE II OF CHAPTER 6 OF THE PALISADE  
MUNICIPAL CODE REESTABLISHING THE MINIMUM DISTANCE  
REQUIREMENT BETWEEN LICENSED LIQUOR ESTABLISHMENTS  
AND SCHOOLS**

**WHEREAS**, the Town of Palisade (“Palisade” or the “Town”) is a Colorado municipality organized pursuant to Title 31 of the Colorado Revised Statutes and with the authority set forth therein; and

**WHEREAS**, Article II, Intoxicating Liquor, of Chapter 6, Business Licenses and Regulations, of the Palisade Municipal Code regulates the issuance of liquor licenses within the Town; and

**WHEREAS**, by Ordinance No. 2005-06, the Town eliminated the minimum distance requirement between licensed liquor establishments and schools in the B-1 Business Zone District and the B-2 Business Zone District, which is now Commercial Business Zone District; and

**WHEREAS**, the Board of Trustees desires to reestablish the 500 foot distance requirement between licensed liquor establishments and schools in all zone districts as set forth herein.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALISADE, COLORADO THAT:**

**Section 1.** The foregoing recitals are incorporated herein as if set forth in full.

**Section 2.** Article II, Intoxicating Liquor, of Chapter 6, Business Licenses, Section 6-33 of the Palisade Municipal Code is hereby amended as follows, with underlined text added and ~~strike through language deleted~~:

**~~Sec. 6-33. Distance Between Schools and Licensed Liquor Establishments in the B-1 Business Zone District and the B-2 Business Zone District.~~** Pursuant to the authority granted in ~~12-47-313(1)(d)(III), C.R.S., there shall be no required minimum distance between a building in which malt, vinous or spirituous liquor is sold pursuant to the issuance of any license specified in Articles 46 or 47 of Title 12, C.R.S. within the B-1 Business Zone District or the B-2 Business Zone District and any public or parochial school or the campus of any college, university or seminary.~~

**Distance Between Schools and Licensed Liquor Establishments.** The restrictions on the location of buildings in which liquor is sold within five hundred (500) feet of land used for school purposes, set forth in Section 44-3-313(d), C.R.S., may be eliminated or reduced by the Liquor Licensing Authority on a case-by-case basis upon the request of the license

holder. Any waiver or modification of the distance requirements otherwise applicable to such licenses shall only be granted after review and comment by the governing body of the applicable school or university. A request to waive or modify the statutory distance requirements will be reviewed based on the following criteria:

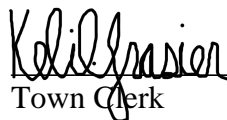
- a. Type of school property and uses involved;
- b. Schedules of school operation;
- c. Type of liquor license involved;
- d. Hours of operation of the proposed establishment or event;
- e. Potential for disruption of school activities; and
- f. Likelihood of increase in liquor-related violations by minors.

**INTRODUCED, READ, PASSED, APPROVED AND ORDERED PUBLISHED BY TITLE**, at the regular meeting of the Board of Trustees of the Town of Palisade, Colorado held on November 10, 2020.

TOWN OF PALISADE, COLORADO

  
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Greg Mikolai, Mayor

ATTEST:

  
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Town Clerk