

ORDINANCE NO. 2063

AN ORDINANCE ADDING A NEW SUBSECTION 4-13-4 (A) (5), EXEMPTIONS FROM LIGHTING STANDARDS, TO THE OFFICIAL CODE OF THE CITY OF MONTROSE, COLORADO.

WHEREAS, 4 U.S.C. § 6 (a) requires that the American Flag be “properly illuminated” at night; and

WHEREAS, the Official Code of the City of Montrose contains no exemption from the lighting requirements located in Section 4-13 of the Official Code of the City of Montrose for illuminating the American Flag; and

WHEREAS, these regulations are designed to provide an exemption for the proper illumination of the American Flag, without impinging upon the overall goals and intent of the lighting requirements.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTROSE, COLORADO, AS FOLLOWS:

SECTION 1: A new Section 4-13-4 (A) (5) is hereby added to read as follows:

4-13-4: EXEMPTIONS

- (5) Lighting of the American Flag, provided all such lighting shall be selected and installed to shield the lamp(s) from direct view to the greatest extent possible, and to minimize upward lighting and light trespass.


SECTION 2: Severability

If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

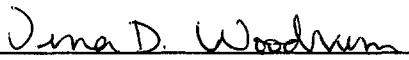
SECTION 3: Repealer

All ordinances and parts of ordinances in conflict with this Ordinance are hereby repealed.

INTRODUCED, READ and PASSED on first reading this 2nd day of
June, 2005.


Erica Lewis Kennedy, Mayor

ATTEST:

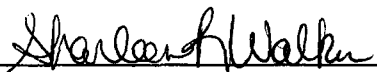

~~Sharleen R. Walker, City Clerk~~
Tina D. Woodrum, Deputy City Clerk

You will please take notice that the Montrose City Council will hold a hearing upon the above Ordinance and on the question of its adoption on second reading on Thursday, the 16th day of June, 2005, at the hour of 7:00 p.m. at Montrose City Hall, in Montrose, Colorado.

INTRODUCED, READ and ADOPTED on second reading this 16th day of
June, 2005.


Erica Lewis Kennedy, Mayor

ATTEST:


Sharleen R. Walker, City Clerk