

STATE OF COLORADO
COUNTY OF GILPIN
CITY OF BLACK HAWK

COUNCIL BILL NUMBER: CB1

ORDINANCE NUMBER: 2023-1

TITLE: AN ORDINANCE AMENDING ARTICLE VIII OF CHAPTER 1 OF THE BLACK HAWK MUNICIPAL CODE REGARDING THE OFFICIAL NEWSPAPER OF THE CITY OF BLACK HAWK

WHEREAS, the provisions of Article VIII of Chapter 1 of the Black Hawk Municipal Code need to be updated to reflect that the *Gilpin County News* is no longer in existence, and that *The Mountain-Ear* is not published in Gilpin County and the United States Postal Service Periodical Permit as required by Section 24-70-102, C.R.S is not held at a Post Office located within Gilpin County; and

WHEREAS, The *Weekly Register-Call's* United States Postal Service Periodical Permit is held at the Black Hawk Post Office, Permit No. 0578-5839; and

WHEREAS, the City Council further desires to identify *The Weekly Register-Call* as the City's official newspaper because it meets the definition of *newspaper* as defined in Section 24-70-102, C.R.S. and in Section 1-152(3) of the City of Black Hawk Municipal Code.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACK HAWK, GILPIN COUNTY:

Section 1. Section 1-153 of the City of Black Hawk Municipal Code is amended to read as follows:

Sec. 1-153. Designation of official newspapers.

Except as otherwise provided in this Article, the newspaper known as *The Weekly Register-Call* shall be the official newspaper for the publication of legal notices for the City.

Section 2. Section 1-154 of the City of Black Hawk Municipal Code is amended to read as follows:

Sec. 1-154. Discontinuance of official newspapers.

In the event that *The Weekly Register-Call* ceases to be published, the City Council, by resolution, may select a replacement newspaper.

Section 3. Section 1-155 of the City of Black Hawk Municipal Code is amended to read as follows:

Sec. 1-155. Alternative publication provision.

In the event that circumstances render the publication of legal notices in *The Weekly Register-Call* impracticable or otherwise ineffective, the City Clerk may publish any legal publication in an alternative newspaper of general circulation. The City Clerk shall determine which newspaper adequately satisfies the City's needs for accurate, timely, and reliable publication at a competitive or reasonable publication cost.

Section 4. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Black Hawk, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The City Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 5. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

READ, PASSED AND ORDERED POSTED this 11th day of January, 2023.



David D. Spellman, Mayor

ATTEST:



Melissa A. Greiner, CMC, City Clerk

