

**STATE OF COLORADO  
COUNTY OF GILPIN  
CITY OF BLACK HAWK**

**COUNCIL BILL NUMBER: CB30**

**ORDINANCE NUMBER: 2020-30**

**TITLE: A BILL FOR AN ORDINANCE AMENDING CHAPTER 1 OF THE BLACK HAWK MUNICIPAL CODE BY ADDING A NEW ARTICLE XII REGARDING LIMITED GAMING TO IMPLEMENT THE STATEWIDE AND LOCAL VOTER APPROVAL OF AMENDMENT 77**

WHEREAS, at the November 3, 2020 general election, statewide voters from the state of Colorado approved Amendment 77, which amends section 9, article XVIII of the Colorado Constitution to remove the \$100.00 limit on single bets and remove the limitation on the types of approved games, subject to local voter approval in the cities of Black Hawk, Central, and Cripple Creek;

WHEREAS, at the November 3, 2020 general election, local voters from the City of Black Hawk approved Ballot Question 1, contingent upon statewide passage of Amendment 77, to replace the single bet limit of up to \$100.00 with unlimited maximum single bets and to delegate authority to the Black Hawk City Council to authorize by resolution the approval of additional games, provided that the Colorado Limited Gaming Control Commission (the "Commission") also promulgates final rules to implement such additional games;

WHEREAS, Amendment 77 takes effect on May 1, 2021; and

WHEREAS, the City Council finds it in the best interest of the public health, safety and welfare to amend the City's Code by the addition of a new Article XII to Chapter 1 to address the changes implemented by Amendment 77 and Ballot Question 1.

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

Section 1. Chapter 1 of the Black Hawk Municipal Code is hereby amended by the addition thereto of a new Article XII entitled, "Limited Gaming" to read as follows:

**ARTICLE XII**  
**LIMITED GAMING**

**Sec. 1-220. Implementation of Unlimited Maximum Single Bets.**

Beginning May 1, 2021, consistent with the Colorado Constitution, as amended, there shall be allowed in the City of Black Hawk unlimited maximum single bets on games approved for play within the City.

**Sec. 1-221. Implementation of Process for New Games.**

Consistent with the statewide approval of Amendment 77, and to implement the local approval by the registered electors of the City of Black Hawk authorizing the City Council to determine by Resolution to authorize the approval of additional games for play within the City, provided that the Colorado Limited Gaming Commission also promulgates final rules to implement such additional games, the City Council shall determine to approve any such additional games by duly adopted Resolution of the City Council.

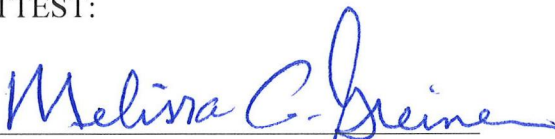
Section 2. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Black Hawk, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation 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 3. 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.

Section 4. Effective Date. The City Clerk is directed to post the Ordinance as required by the Charter. This Ordinance shall become effective upon posting by the City Clerk.

READ, PASSED AND ORDERED POSTED this 1<sup>st</sup> day of December, 2020.

ATTEST:

  
Melissa A. Greiner, CMC, City Clerk

  
David D. Spellman, Mayor

