

ORDINANCE NO. 1064

AN ORDINANCE OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO AMENDING TITLE 17 OF THE TOWN OF BERTHOUD MUNICIPAL CODE

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO, THAT:

Section 1 - Title 17, Article 3 of the Town of Berthoud Municipal Code is amended to include the following sections:

17-3-125 Harassment

A person commits harassment if, with intent to harass, annoy, or alarm another person, he or she;

- (a) Strikes, shoves, kicks, or otherwise touches a person or subjects him/her to physical contact; or
- (b) In a public place directs obscene language or makes an obscene gesture to or at another person; or
- (c) Follows a person in or about a public place, or
- (d) Initiates communication with a person, anonymously or otherwise by telephone, computer, computer network, or computer system in a manner intended to harass or threaten bodily injury or property damage, or makes any comment, request, suggestion, or proposal by telephone, computer, computer network, or computer system that is obscene; or
- (e) Makes a telephone call or causes a telephone to ring repeatedly, whether or not a conversation ensues, with no purpose of legitimate conversation; or
- (f) Makes repeated communications at inconvenient hours that invade the privacy of another and interfere in the use and enjoyment of another's home or private residence or other private property; or
- (g) Repeatedly insults, taunts, challenges, or makes communications in offensively coarse language to, another in a manner likely to provoke a violent or disorderly response;

(1.5) As used in this section, unless the context otherwise requires, "obscene" means a patently offensive description of ultimate sexual acts or solicitation to commit ultimate sexual acts, whether or not said ultimate sexual acts are normal or perverted, actual or simulated, including masturbation, cunnilingus, fellatio, anilingus, or excretory functions.

17-3-135 Tampering

A person commits the crime of tampering if he/she tampers with the property of another with intent to cause injury, inconvenience, or annoyance to that person or another, or if he/she knowingly makes an unauthorized connection with property or services of a utility or another person.

Section 2 - Title 17, Article 8, Section 17-8-110 Soliciting sales of drinks is amended to read as follows:

17-8-110 Soliciting sales of drinks

It is unlawful for any person to be employed in or to frequent or loiter in any tavern or place where fermented malt beverages, wine or intoxicating liquors are sold, for the purpose of soliciting others to purchase such drinks. It is also unlawful for the proprietor or operator of any such establishment to allow the presence of any such person in his/her establishment for such purpose. Nothing herein shall be construed to prohibit any person employed for the purpose of dispensing or serving such drinks from taking orders for such drinks.

Section 3 – Effective Date

The Board of Trustees of the Town of Berthoud herewith finds, determines and designates that this Ordinance shall take effect and be in force thirty (30) days after publication.

At its meeting June 26, 2007 a public hearing was set by the Board of Trustees of the Town of Berthoud for its meeting held on the 10th day of July 2007. At the regular meeting of the Board of Trustees, this Ordinance was read, passed and ordered published this 10th day of July 2007.

ATTEST:

Mary K. Cowdin
Mary K. Cowdin – Town Clerk

TOWN OF BERTHOUD

Milan Karspeck
Milan Karspeck – Mayor

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