

**ORDINANCE NO. 8
Series 2009**

June 16, 2009: Introduced as Council Bill 10, Series 2009 by Mayor Pro Tem Russell Stewart, seconded by Councilmember Mark Griffin, and considered by the title only on first reading. Passed by a vote of 6 yes and 0 no.

July 7, 2009: Considered in full text on second reading. Passed by a vote of 4 yes and 0 no.

**A BILL FOR AN ORDINANCE
OF THE CITY OF CHERRY HILLS VILLAGE
AMENDING CHAPTER 10
OF THE CHERRY HILLS VILLAGE MUNICIPAL CODE
BY AMENDING SECTION 10- 5-100,
CONCERNING THROWING STONES OR MISSILES**

WHEREAS, the City of Cherry Hills Village is a home rule municipal corporation organized in accordance with Article XX of the Colorado Constitution; and

WHEREAS, the City's General Offenses ordinance contains a provision regarding the Throwing of Stones or Missiles in Section 10-5-100 which is outdated, and ought to be revised to prohibit the throwing of any objects that may cause a threat to public health or safety.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, ORDAINS:

Section 1. That Section 10-5-100 of the Cherry Hills Village Municipal Code, concerning Throwing Stones or Missiles, is hereby amended to read as follows:

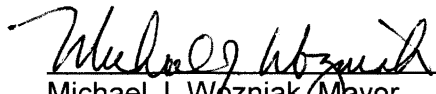
**Sec. 10-5-100 Throwing of Objects Threatening Public Health and Safety Prohibited
~~Stones or Missiles.~~**

No person shall throw or shoot any object ~~stones or missiles~~ at or upon any person, vehicle, animal, or ~~public or private~~ property, building, structure, tree or shrub if such action causes a threat to public health or safety.

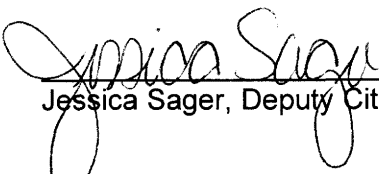
Section 2. Severability. If any provision of this Ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this ordinance that can be given effect without the invalid portion, provided that such remaining portions or applications of this ordinance are not determined by the court to be inoperable. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, despite the fact that any one or more section, subsection, sentence, clause, phrase, or portion be declared invalid.


Section 3. Effective date. This Ordinance shall become effective ten (10) days after publication on second reading in accordance with Section 4.5 of the Charter for the City of Cherry Hills Village.

Adopted as Ordinance No. 8 Series 2009, by the City Council of the City of Cherry Hills Village, Colorado this 7th day of July, 2009.


Michael J. Wozniak, Mayor

ATTEST:


Jessica Sager, Deputy City Clerk

APPROVED AS TO FORM:

Kenneth S. Fellman, City Attorney

Published in the Villager
Published 7-16-09
Legal # 2389

**CITY OF CHERRY HILLS VILLAGE
ADOPTION OF ORDINANCE**
ORDINANCE 08, SERIES 2009
A BILL FOR AN ORDINANCE OF THE
CITY OF CHERRY HILLS VILLAGE
AMENDING CHAPTER 10 OF THE
CHERRY HILLS VILLAGE MUNICIPAL
CODE BY AMENDING SECTION 10-5-
100, CONCERNING THROWING
STONES OR MISSILES
Copies of the Ordinances are on file at
the office of the City Clerk and may be
inspected during regular business hours.
Published in The Villager
Published: July 16, 2009
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