

ORDINANCE NO. 199

AN ORDINANCE AUTHORIZING BLACKOUTS AND PROVIDING FOR PROTECTION AGAINST AIR RAIDS AND OTHER FORMS OF ATTACK.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. Blackouts and other precautionary measures.

(A) In order to protect life and property in the city of Golden, the Mayor thereof is hereby authorized empowered and directed to promulgate and carry out said City precautionary measures against air raids and other forms of attack, such measures to include practice blackouts and blackouts, radio silences, and such other measures as will effect the discontinuance of any activity which may assist an enemy in accomplishing his objective, and precautionary measures to minimize the loss of life or property which might result from such attacks, and precautionary measures which may be necessary for the conduct of persons during practice blackouts and blackouts, and to make, amend, or rescind such general orders, rules and regulations as may be deemed necessary in connection therewith, not inconsistent with any order, rule or regulation of the Army of the United States or of the Directors of Civilian Defense.

(B) The Mayor is authorized to delegate in writing to such agencies or persons as he may designate or appoint for such purpose the authority granted by this Ordinance.

(C) Without limiting the generality of the foregoing provision, the orders, rules and regulations heretofore authorized may include provisions for uniform air raid signals, the control of traffic movements of emergency or other vehicles, evacuation of residents, conduct of persons during practice blackouts and blackouts, lighting of streets, buildings, and vehicles, and noises of all kinds.

(D) The law-enforcing authorities of the City are authorized and directed to enforce the orders, regulations and rules made or issued in pursuance of this Ordinance.

Section 2. Appointment of Air Raid Wardens and Others.

The Mayor, or such agencies or persons as he may designate or appoint in writing for such purpose, is hereby authorized to appoint in writing duly certified air raid wardens, fire wardens, auxiliary personnel and other civilian defense workers, and to remove them from office for cause.

Section 3. Immunity from Liability.

Neither the City of Golden nor the Mayor or the agents or representatives thereof, in good faith carrying out, complying with or attempting to comply with any or-

der, rule, or regulation promulgated pursuant to the provisions of this Ordinance, shall be liable for any injury or death to any person or persons or for the damage to any property as the result of any such activity. The foregoing shall not effect the right of any person to receive benefits or compensation to which he might otherwise be entitled under the Workmen's Compensation Law or any pension law or under any law of the State of Colorado or any act of Congress.

Section 4. Penalties.

Any person violating this Ordinance or any of the terms and provisions thereof or any order, rule or regulation promulgated in pursuance of this Ordinance, shall, upon conviction thereof, be punished by a fine not exceeding \$300.00 or by imprisonment not exceeding 90 days, or by both such fine and imprisonment.

Section 5. Termination of Ordinance.

This Ordinance shall terminate and become of no further force or effect 90 days after the final declaration of peace in the war in which the United States is now engaged, provided that it may be sooner repealed by action of the City Council.

Section 6. Effective Date of this Ordinance.

Whereas, in the opinion of the City Council, an emergency exists, and this Ordinance is necessary for the immediate preservation of the public peace, health and safety, therefore this Ordinance shall be in full force and effective upon the expiration of five days after its final passage and publication.

Introduced and read this 4th day of December, 1942.

Adopted and approved this 15th day of January, 1943.

H. W. RYLAND,
Mayor.

Attest:

W. H. BOLITHO,
City Clerk.

I, W. H. Bolitho, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at a regular meeting of the City Council of said City held on the 4th day of December, 1942, and by order of the said City Council was published as a proposed ordinance as the law directs, and for more than ten days prior to its passage in the Jefferson County Republican, legal newspaper; and that on the 15th day of January, 1943, the said proposed ordinance was read and passed by the City Council aforesaid, the said meeting being a regular meeting of said City Council, and ordered published in aforesaid newspaper as the law directs.

Witness my hand and official seal of the City of Golden, Colorado, this 19th day of January, 1943.

(SEAL)

W. H. BOLITHO,
City Clerk.