

ORDINANCE NO. 6

AN ORDINANCE ADOPTING RULES AND REGULATIONS CONCERNING THE OPERATION OF THE WATER SYSTEM OF THE TOWN OF BRECKENRIDGE, COLORADO, AND THE OBTAINING OF WATER THEREFROM, AND FIXING FEES FOR CONNECTIONS TO THE SAID WATER SYSTEM AND RATES FOR OBTAINING WATER THEREFROM.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. No person, firm or corporation shall operate a commercial water system which obtains its water supply from wells or any other source and distributes such water to other premises within the Town of Breckenridge, without first obtaining a franchise therefor from the Town in the manner provided by the laws of the State of Colorado.

Section 2. Application for Water Service. Every person desiring a supply of water from the town water system shall make application therefor at the office of the town clerk. Such application shall designate the property to be served and shall state the purpose for which the water is required. All such applications shall be made in the name of the owner of the property and not in the name of any tenant. No applications for water service shall be accepted between November 1st and May 1st of the following year.

Section 3. Service Connection Fees. At the time of making application for a new tap and service connection, the applicant shall pay to the town clerk the sum of \$100.00 as a fee for making one connection with the town water system, such charge to cover the cost of making the tap and the cost of supplying the necessary corporation cock and stop-and-waste cock which are installed at the main, and the work of installing the same. A service connection shall not be considered to be a "new tap" within the meaning of this section where premises have previously been connected to the town water system, and the buildings thereon have been torn down, or where new mains were installed and the taps were not replaced at that time.

Section 4. Service Pipes. All service lines from the stop-and-waste cock located at the main and extending to the premises served shall be installed, including the excavation and backfilling, and maintained by the property owner at his own expense. No service tap shall be more than three-fourths of an inch in diameter unless special agreement therefor is made by the board of trustees. Before any excavation is made in the streets, the property owner shall deposit a cash bond of \$50.00 with the town clerk to guarantee that the street will be restored to its original condition without cost to the town. Upon the satisfactory restoration of the said street, the money shall be returned to the property owner.

Section 5. Service Pipe Regulations. No consumer shall be permitted to conduct water pipes across lots or buildings to adjoining premises without the permission of the town. Service must include all improvements on the property with no cross connections with any other water supply.

Section 6. Separate Connections Required. Two or more premises cannot be supplied from one and the same service connection unless provided with separate shut off cocks so that water may be shut off from each individual premise.

Section 7. Supplying Water to Others Prohibited. No occupant or owner of any building or premises which obtains water from the town shall supply water to other persons or families or to other premises. The water supply to any premises may be shut off for a violation of this section.

Section 8. Service Connections Outside Town. There shall be no water taps made outside of the corporate limits of the town.

Section 9. Trunk Line Extensions. In the event that a water trunk line or main is not available to serve an area requiring water service, such as a new subdivision or territory which is being annexed to the town, the person or corporation requesting such service shall advance to the town all such trunk line or main extension costs, or the town may enter into an agreement whereby the applicant may install the necessary trunk line or main extension under contract let to the lowest responsible bidder or with its own work force at a cost agreed to by the town, and in accordance with specifications and location, depth, and other installation requirements designated by the town. Such person or corporation shall recover the costs advanced or expended for the construction of such trunk lines or main extensions by receiving credits from the town for tapping charges and water bills until such credits equal such construction costs, or for a period of ten years, which ever is the shorter period of time.

Section 10. Water Rates Paid in Advance. Water rates are due monthly in advance at the office of the town clerk on the first day of each month. If not paid on or before the 10th day of such month, the water shall be turned off without further notice. If any water service is turned off for non-payment of rent, the water shall not be turned on again until all delinquent water rents have been paid.

Section 11. Water Rates Established. All water sold by the town shall be sold at the following flat rates per month:

A. Residential Use.

Private dwellings with not more than one bath	\$ 5.00
Private dwellings with more than one bath	7.50

All duplex or multiple dwellings, apartments, motels, trailer courts or trailer parks, shall be charged the foregoing rates for each unit thereof.

B. Public Buildings.

Court house, schools, hospitals, or similar public buildings 12.00

Where living quarters are provided and used therein, the residential rate shall also be charged.

C. Designated Businesses.

Hotels, rooming houses, pool halls, soda fountains, soft drink parlors, barber shops, cafes, taverns, filling stations, garages 8.00

Where living quarters are provided and used in any such building, other than hotels and rooming houses, the residential rate shall also be charged.

D. Other Designated Businesses.

Lodge rooms or halls, drug stores, grocery stores, meat markets, offices, or similar places 6.00

Where living quarters are provided and used in any such building, the residential rate shall also be charged.

E. Laundromat.

Charge for first washing machine 10.00
Each washing machine in excess of one 1.00

F. Other Uses.

For special or unusual uses such as swimming pools, special rates may be set by the board of trustees.

Section 12. Standby Rates. Where water service is turned off by the town during a portion of the year because of seasonal use of the property or temporary vacancy of the premises, the regular service charge shall not be made, but in lieu thereof a standby charge of \$1.00 per month shall be made against the premises. No standby charge shall be made where dwellings are old and no longer put to any use.

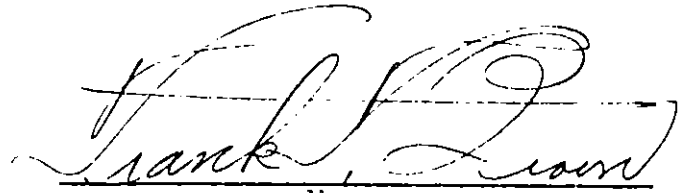
Section 13. Unpaid Water Bills a Lien. All water bills shall be a lien upon the respective lots or parcels of land where said water is used from the time when due and shall be a perpetual charge against said lots or parcels of land until paid, and such charge shall be collected and such lien enforced as provided by law.

Section 14. On and Off Charge. Every water user shall pay the sum of \$ 2.50 for every time the water is turned on or turned off. Except in the case where a new tap has just been installed, there shall be no charge for turning the water on.

Section 15. Repeal. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.


Section 16. Severability. If any section, provision, or part of this ordinance shall be held unconstitutional or invalid, the remainder of this ordinance shall continue in full force and effect, it being the legislative intent that this ordinance would have been adopted even if such unconstitutional or invalid matter had not been included herein.

Passed and adopted on this 10th day of May, 1961.



Mayor

Attest:



Town Clerk