

ORDINANCE NO. 4
SERIES 1967

"AN ORDINANCE AMENDING ORDINANCE NO. 5, SERIES 1964, CONCERNING THE DRILLING OF WELLS AND USE OF UNDERGROUND WATER AND THE ESTABLISHMENT OF LICENSES AND LICENSE FEES THEREFORE, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF."

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

Section 1. Subsection (2) of Section 4 of Ordinance No. 5, Series of 1964, is hereby amended to read as follows:

"Upon receipt of an application for a new, increased or additional supply of underground water, accompanied by a filing fee of \$25.00, the Chairman shall issue a 'well permit'".

Section 2. Section 9 of Ordinance No. 5, Series of 1964, is hereby amended to read as follows:

"Any person owning, possessing or using a well shall pay an annual license fee to the Town of Breckenridge of \$30.00 per year provided, however, that whenever any premises or dwelling shall be 400 feet or less from any municipal water main then said premises or dwelling shall be required to tap onto the said water main and pay all applicable tap fees in connection therewith. If any property owner fails to so connect in this situation, said owner shall thereafter be required to pay all tap fees applicable to his premises or dwelling as if the same were connected to the water system of the town, plus the standard monthly charge that the premises or dwelling would bear if connected to the water system of the town.'

'Notwithstanding any provision mentioned above, the Board reserves the right to cause such connection to be made in the event of the failure of the owner to so connect, and the Board further reserves the right in such case to file a lien against the property for the expense incurred, including the applicable tap fees, in making such connection.'"

Section 3. If any provisions of this Ordinance or the application thereof to any person, situation, or circumstance be held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provisions or applications, and the provisions of this Ordinance are declared to be severable, the Board of Trustees expressly declaring that it would have passed this Ordinance and every section, subsection, sentence, clause, phrase and word thereof, irrespective of the fact that any one or more of the other sections, subsections, sentences, clauses, phrases or words thereof may be declared invalid.