

*Repealed by  
Ordinance No. 42*

ORDINANCE NO: 38

An ordinance amending Ordinance No. 19, Section 2, and adding the following sections, and repealing all ordinances or parts thereof in conflict herewith providing for violations and penalties and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF NUCLA, COLORADO:

Section 1: It shall be the duty of the Town Clerk of the Town of Nucla on or before the 1st day of each quarter commencing April 1, 1953, to mail or deliver bills for water use to the owner or occupant of each property connected with said system. If such bills be not paid on or before the 21st day of the first month of each quarter there shall be added to such bills a penalty of 25 cents on bills of less than \$5.00, and the clerk shall add 5% on bills exceeding the sum of \$5.00, and the clerk shall on the 21st day of the first month of each quarter send out a second notice to those with delinquent water bills reading - "Second Notice", with penalty or penalties included and with instructions that if bill is not paid in full, plus penalties within 10 days of date of second notice, that water will be shut off. Also that cost of shutting off and turning on water will include all installation of pipe and proper shut off valves, labor, and an additional charge of \$2.00 for connecting each property. This cost will be charged to the property owner and water service will not be restored until all delinquent charges are paid.

Section 2: A lot is hereby defined to be a space of land having a front footage not to exceed 42 feet and a depth of not to exceed 200 feet.

Section 3: No water shall be hauled outside the Town of Nucla limits at any time unless purchased from town marshall or town clerk,

Section 4; The Board of Trustees shall have the power and authority to change or revise said rates and charges, to make rules and regulations consistent with the provisions and to take and direct all steps and proceedings fully to carry out the intent and purpose of this Ordinance.

Section 5: Right of Inspection- The town marshall, or town clerk, or any person so authorized, by the board of trustees, shall have the right at all reasonable hours to have full and free access to all parts of premises and buildings where water is delivered or consumed, to examine the water pipes and fixtures, to examine whether there is any unnecessary waste of water, and as to the use made of said water, and upon his demand, the owner, lessee, or occupant shall be required to fix all leaky pipes or faucets on said property to the **satisfaction** of the Board of Trustees.

Section 6: Notice of Changes and New Properties Hooking up to Water System? No person shall lay any service pipe, or make or cause any change to be made in any service pipe, hydrants, wastes, water closets- bathrooms, or any apparatus for conveying, containing, or consuming water without first notifying the town marshall or town clerk, and no water shall be let on or turned off except by the town marshall or person so designated by the board of trustees or by their order. Any person hooking into water lines as a new property shall first get approval from the board of trustees whether they live within the city limits or outside of city limits, and board of trustees shall have the right to turn down any application for water service. Also that it be understood that shut off valve be put in at property line, and that shut off valve be properly boxed or tiled for convenience in locating and turning on and off.

Section 7: Water Shut Off for Repairs and Rebates: The town marshall or person designated by the Board of Trustees may at any time shut off the supply of water from the mains of said town for the purpose of repairing the water works system or any portion thereof, and there shall be no rebate or reduction of rates unless such supply is shut off for a period longer than ten days, and then no reduction or rebate shall

Section 8: Sprinkling Lawns and Gardens, Washing Cars and Trucks:

Water shall not be used for the purpose of sprinkling lawns and gardens or for washing cars, trucks, or similar purposes without using a nozzle. Use of water for the above purposes is also limited to the season when water is in the ditches for irrigation purposes. Winter and spring runs of domestic water will not be used for the above purposes. The Board of Trustees shall have the right to stop the above use of water at any time they deem necessary for the preservation and health of the town.

Section 9: Each water user in the Town of Nucla shall have a separate connection from the water main of the town water system. It shall be unlawful for any person to supply water to the occupant of any property which is not connected with said water system, unless so ordered by Board of Trustees.

Section 10: Any person violating any provisions, sections, or parts of this ordinance, and found guilty of a misdemeanor, and upon conviction shall be fined not less than \$5.00, nor more than <sup>200.00</sup> \$25.00 for each offense.

Section 11: It is hereby declared that an emergency exists and that this Ordinance as a sanitary and police measure is necessary for the immediate preservation of the public peace, health, and safety.

Passes at this second reading on the 13<sup>th</sup> day of May 1953-A.D.

Happy a Draves  
Mayor

ATTEST:

Naida Stephens  
Town Clerk

SEAL

R E S O L U T I O N

WHEREAS, The Board of Trustees of the Town of Nucla have passed and adopted Ordinance No. 38, entiteled" An Ordinance amending Ordinance No. 19, Section 2, and adding the following sections and repealing all ordinances or parts thereof in conflict herewith providing for violations and penalties and declaring an emergency."

AND WHEREAS, it is the opinion of the board of Trustees that there is no newspaper within or which has a general circulation within the limits of the Town of Nucla,

Now therefore be it resolved by the Board of Trustees of the Town of Nucla:

1. That ordinance number 38 be published by posting copies thereof in three (3) public places within the limits of the Town of Nucla.

2. That said public places shall be as follows, Rudy's Food Locker, Nucla Pharmacy, and Wilson's Store.

Happy A. Graves  
Mayor

Attest:

Maida Stephens  
Town Clerk

Maida Stephens, Town Clerk, being first duly sworn upon oath deposed, says and certifies that the foregoing Ordinance was passed on the 13<sup>th</sup> day of May A.D. 1953, and after said passage was posted in three (3) conspicuous places within the Town of Nucla in accordance with the Statutes of the State of Colorado.

Maida Stephens  
Town Clerk

Subscribed and sworn to before me this 3 day of June