

ORDINANCE NO. 42

AN ORDINANCE AMENDING AND ESTABLISHING RATES FOR WATER FURNISHED BY THE MUNICIPAL WATER WORKS SYSTEM OF THE TOWN OF NUCIA, COLORADO, REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH AND SPECIFICALLY REPEALING ORDINANCE NO'S. 19, 33 and 38, AND PROVIDING FOR PENALTIES FOR VIOLATION AND DECLARING AN EMERGENCY.

WHEREAS, The Town of Nucla has extended and improved the water works system owned and operated by said town and is in the process of extending and improving said system, and

WHEREAS, The costs of operating and maintaining the water works system of the Town of Nucla have increased, and

WHEREAS, Provision must be made for water rates and charges sufficient to pay for the costs of extending and improving and the increased cost of operating and maintaining said system and to retire the indebtedness thereon,

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

Section 1. That there shall be charged water rates sufficient to pay the costs of operating and maintaining the said water works system and to pay the interest thereon and retire the principal of the water bonds of said Town. Until revised by action of the Board of Trustees, the water rates for all users of such water shall be as follows:

A. There shall be a basic charge for each connection of \$5.00 per month and each user shall be charged a monthly water charge in accordance with the schedule set forth in sub-section "B" hereof and which schedule is based upon the one connection as herein provided.

B. Type of User	Charge
Single family dwelling house	1 Connection
Duplex or more than one family dwelling house	1 Connection for each unit
Apartment	1 Connection for each unit
Cottage Camp	1 Connection for 2 units
Trailer Camp	1 Connection for 2 units

Hotels	1 Connection for 4 rooms
Retail Business	1 Connection
Cafe and/or Bar and/or Drug Store	3 Connections
Laundry	4 Connections
Bakery	2 Connections
Boarding House	2 Connections
Schools	1 Connection for each 30 pupils or major fraction thereof.

C. All users located outside of the Town limits shall be charged  $2\frac{1}{2}$  the amount of the above rates.

D. All users who use water from said system for any sprinkling or irrigating use on lawns, or for any sprinkling or irrigation use shall be charged \$10.00 per season for two lots or less and \$2.50 additional for each lot over two lots.

E. A lot is hereby defined as a tract of land having a front footage of 42 feet or less, and a depth of 200 feet or less.

F. All users for commercial motor vehicle washing or car washing for hire shall be charged \$10.00 per season.

Section 2. It shall be the duty of the Town Clerk of the Town of Nucla on or before the first day of each quarter, commencing July 1, 1954, to mail or deliver bills for water used to the owner or occupant of each property connected with said system. If such bills are 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 5% 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, being designated "Second Notice", with penalty or penalties included and with instructions that if the bill is not paid in full, plus penalties, within ten days of the date of said notice, that the user will be disconnected from the system and that the cost of shutting off and turning on of the 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 user or the property

owner and service will not be restored until all charges are paid.

Section 3. No water shall be hauled outside the Town of Nucla limits at any time unless purchased from town marshal or town clerk, and a receipt given stating how much and when, and this water to be sold and paid for at a rate of 1/2 cent per gallon.

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 marshal, 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 marshal or town clerk, and no water shall be let on or turned off except by the town marshal 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 marshal 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 re-

pairing 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 be made except upon order of the Board of Trustees. Town clerk or treasurer of said town shall not accept any rate less than that fixed by Ordinance by the Board of Trustees.

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 1/4 inch 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 \$10.00, nor more than \$300.00 for each offense.

Section 11. All ordinances and parts of ordinances in conflict herewith are hereby repealed and Ordinance No's. 19, 33 and 38 are hereby specifically repealed.

Section 12. 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, and shall be effective July 1st, 1954.

Passed this 8th day of June, 1954.

ATTEST:

Naida Stephens  
Town Clerk

Happy a Draves  
Mayor

