

ORDINANCE NO. 10B

AN ORDINANCE CONCERNING FAILURE TO PAY WATER OR SEWER CHARGES OF THE TOWN OF STRATTON

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

Section 1. PURPOSE. The purpose of this ordinance is to provide for procedures and remedies, including a lien against the real property served by water or sewer connections, for failure to pay water or sewer charges of the Town of Stratton, Colorado.

Section 2. AMENDMENT TO ORDINANCE 93A. The Town of Stratton has previously adopted Ordinance 93A regarding water regulations. That ordinance shall remain in full force and effect, except that an additional sentence shall be added to the end of the text of Section 8, which shall read as follows:

In addition to turning the water off, the Town clerk shall certify to the Board of County Commissioners of Kit Carson County, pursuant to the authority of C.R.S. §31-15-302 (1) (e), the amounts due and owing, which shall become a lien on the property served and collected as though they were part of the taxes.

Section 3. AMENDMENT TO ORDINANCE 94A. The Town of Stratton has previously adopted Ordinance 94A regarding sewer service regulations. That ordinance shall remain in full force and effect, except that Section 8, Failure to Pay Sewer Charges, shall be revoked. A new Section 8, Failure to Pay Sewer Charges, is hereby adopted as follows:

All consumer accounts, whether resident or non-resident, shall be due and payable, without notice on the 10th day of each calendar month that sewer service is used by the consumer. An assessed penalty shall be added to all accounts not paid by the 10th of the month. If the consumer fails to pay the same by the last day of the month in which the sewer service is used, notice of the account shall be sent to the consumer from the Town Clerk of the Town of Stratton. If the account is not paid by the 10th day of the following month, the Town clerk shall certify to the Board of County Commissioners of Kit Carson County, pursuant to the authority of C.R.S. §31-35-617 and §31-35-708, the amounts due and owing, which shall become a lien on the property served and collected as though they were part of the taxes. The word consumer in this Ordinance when used by itself shall be deemed a non-resident or resident consumer. All notices required herein shall be given

through the United States Mail and the time required in such notice shall start when the same is delivered to the United States Post Office located in Stratton, Colorado. In the event that the sewer service shall be terminated at the request of any consumer or user or for violation of any provisions of the terms and conditions of this Ordinance, the consumer, whether the consumer be a resident or non-resident, shall be required after the outstanding sewer charges have been applied as a lien on the property, to make application for further use of sewer service in accordance with Section 3 as heretofore set forth and all fees, including any delinquent or past due balances, required thereunder shall be due and payable. In the case of a rental unit, the delinquent or past due amount will revert back to the property owner.

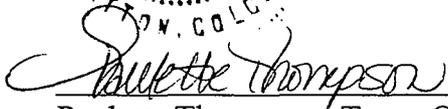
Section 4. EFFECTIVE DATE OF AMENDMENT . The Board of Trustees declares that the immediate passage and effectiveness of this ordinance is necessary to protect the public health and welfare of, and orders this ordinance shall take effect immediately and shall be published as soon as possible.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED this 8th day of January, 2004.





Dana Siekman, Mayor



Paulette Thompson, Town Clerk

Applicable Fees:

Nonrefundable Water Application Fee:	\$50.00
Nonrefundable Activation Fee:	\$25.00
Water Tap Fee - Resident only:	\$550.00
Sewer Tap Fee - Resident only:	\$250.00
Penalty (Late fee):	10%
Violation Fee:	\$250 to \$500 (Judges discretion)

Monthly Usage Schedule

(billed separately or collectively)

RESIDENT:

Residential Water:

One Unit = \$14.00 per month = 3,000 gallons
 each additional 1,000 gallons = \$.60
 ie: 3,001 to 4,000 gallons = \$14.00 plus \$.60
 4,001 to 5,000 gallons = \$14.00 plus \$1.20
 5,001 to 6,000 gallons = \$14.00 plus \$1.80
 etc.

Residential Sewer:

One Unit = \$6.50 per month

Commerical Water:

One Unit = \$23.00 per month = 3,000 gallons
 each additional 1,000 gallons = \$.60
 ie: 3,001 to 4,000 gallons = \$23.00 plus \$.60
 4,001 to 5,000 gallons = \$23.00 plus \$1.20
 5,001 to 6,000 gallons = \$23.00 plus \$1.80
 etc.

Commerical Sewer:

One Unit = \$10.00 per month

NON-RESIDENT:

Residential Water:

One Unit = \$23.00 per month = 3,000 gallons
 each additional 1,000 gallons = \$.80
 ie: 3,001 to 4,000 gallons = \$23.00 plus \$.80
 4,001 to 5,000 gallons = \$23.00 plus \$1.60
 5,001 to 6,000 gallons = \$23.00 plus \$2.40
 etc.

Residential Sewer:

One Unit = \$10.00 per month

Commerical Water:

One Unit = \$32.00 per month = 3,000 gallons
 each additional 1,000 gallons = \$.80
 ie: 3,001 to 4,000 gallons = \$32.00 plus \$.80
 4,001 to 5,000 gallons = \$32.00 plus \$1.60
 5,001 to 6,000 gallons = \$32.00 plus \$2.40
 etc.

Commerical Sewer:

One Unit = \$13.50 per month

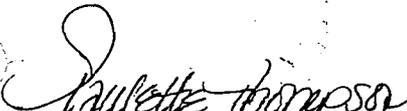
UNIT DEFINITIONS

Single Family = each home = one unit
 Multi-Family = each apartment = one unit
 Camper Site = (temporary camping sites)
 seasonal: each two sites = one unit
 non-seasonal: each four sites = one unit
 Motel = each two rooms = one unit
 Business = each separate location = one unit
 Mobile Home Park each home = one unit

PASSED AND ADOPTED, SIGNED AND APPROVED

this 27th day of April, 2000

ATTEST:


 Paulette Thompson, Town Clerk


 Richard A. Ramos, Mayor

STATE OF COLORADO)
County of Kit Carson)ss.
Town of Stratton)

CLERK'S CERTIFICATE OF PUBLICATION

I, Paulette Thompson, the official Town Clerk of the Town of Stratton, do by these presents say that the foregoing Ordinance No. 94-A and Clerk's Certificate attached thereto was published in the Stratton Spotlight, a weekly newspaper of general circulation in Stratton, Kit Carson County, Colorado on May 9, 2000, and the "Proof of Publication" is filed therewith.

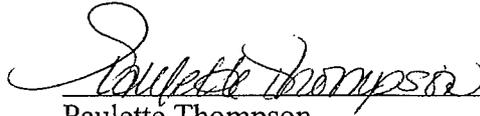


Paulette Thompson
Town Clerk

STATE OF COLORADO)
County of Kit Carson)s.s.
Town of Stratton)

CLERK'S CERTIFICATE OF PUBLICATION

I, Paulette Thompson, the official Town clerk of the Town of Stratton, do by these presents say that the foregoing Ordinance No. 10B attached thereto was published in the Stratton Spotlight, a weekly newspaper of general circulation in Stratton, Kit Carson County, Colorado on January 13, 2004, and the "Proof of Publication" is filed therewith.



Paulette Thompson
Town Clerk