

ORDINANCE NO. 2018-006

**AN ORDINANCE AMENDING ORDINANCE 2002-2 (AN ORDINANCE
ADOPTING A SEWAGE COLLECTION SYSTEM FOR THE TOWN OF
CRESTONE, COLORADO) AND AMENDING ORDINANCE
2013-005 (AN ORDINANCE AMENDING ORDINANCE #2002-2
[AN ORDINANCE ADOPTING A SEWAGE COLLECTION SYSTEM
FOR THE TOWN OF CRESTONE, COLORADO])**

WHEREAS, Ordinance No. 2002-2 (An Ordinance Adopting a Sewage Collection System for the Town of Crestone, Colorado) was adopted on February 12, 2002; and

WHEREAS, Ordinance No. 2013-005 (An Ordinance Amending Ordinance 2002-2, An Ordinance Adopting A Sewage Collection System for the Town of Crestone, Colorado) was adopted on May 13, 2013; and

WHEREAS, the provisions of C.R.S. 31-35-601 states: "When the governing body of a municipality having a public sewage system deems it necessary for the protection of public health that owners of one or more premises connect their premises with the public sewer, thirty days' notice in writing shall be given to said owners, by registered mail, notifying them to connect their premises with the sewer;" and

WHEREAS, the Town Board of Trustees has recognized the need to protect the public health and safety in recognition of the growth of the Town and its impact upon the Town's multiple septic systems presently existing while-recognizing the rights and needs of individual property owners to maintain their existing systems until such systems fail or until a reasonable amortization schedule mandates connection to the Town's system; and

WHEREAS, the Town presently contracts with the Baca Grande Water and Sanitation District (BGWSD) for the purpose of the acceptance of Town sewage; and

WHEREAS, the Town has recently obtained the services of a qualified and licensed engineer to oversee the policies, design and construction of renovations to the Town sewer system; and

WHEREAS, the need to clarify issues regarding line extensions, performance bonds, approval of sewer main extensions, and sewer specifications with oversight of the Town engineer, and the requirement for new construction to connect with town sewer services has necessitated amendments to the Town's sewer Ordinances;

NOW THEREFORE, be it ordained by the Board of Trustees of the Town of Crestone that specifications for the sewer system shall be developed under the oversight of the Town's engineer and shall be adopted by Resolution of the Board of Trustees of the Town of Crestone; and

Be it further ordained by the Board of Trustees of the Town of Crestone that Ordinance No. 2002-2 be amended as follows:

II. SEWER SYSTEM

1. INTRODUCTION-EXPLANATORY MATERIAL

- 1.1 *Scope.* This ordinance shall be treated and considered as a new and comprehensive ordinance, governing the operations and functions of the Town of Crestone sewage collection system, and shall supersede any previous ordinances of the Town, which are in conflict with the provisions hereof.
- 1.2 *Policy and Purpose.* It is hereby declared that this Ordinance hereinafter set forth will serve a public use and is necessary to insure and protect the health, safety, prosperity, security and insure equity of service fees, proper and economic operation of the Town's sewage collection system and general welfare of the inhabitants of the Town of Crestone.
- 1.3 *Definitions.* Unless the context physically indicates otherwise, the meaning of terms used herein shall be as follows:
 - 1.3.1 "Board" and "Board of Trustees" shall mean the governing body of the Town of Crestone, Colorado.
 - 1.3.2 "Town" shall mean the Town of Crestone, Colorado.
 - 1.3.3 "Shall" is mandatory; "May" is permissive.
 - 1.3.4 "Town Clerk" shall mean the appointed Clerk of the Town, or, in his/her absence, his/her duly authorized Deputy.

- 1.3.5 "Manager" shall mean the Sewer Manager of the Town, or in his/her absence, his/her authorized Deputy. For purposes of administrating this sewer collection system ordinance, the Manager or Town Board may designate one or more individuals to represent the Town and perform the duties assigned to the Manager.
- 1.3.6 "Person" shall mean any individual, firm, company, society, corporation or group.
- 1.3.7 "Customer" shall mean any person, corporation, or governmental agency authorized to connect to the public sewer under a permit issued by the Town.
- 1.3.8 "Contractor" shall mean any person, firm or corporation licensed by the Town to perform work and to furnish materials therefore within the Town.
- 1.3.9 "Permit" shall mean written permission of the Town to connect to the sewer main of the Town pursuant to the Ordinances of the Town.
- 1.3.10 "Developer" shall mean any person who owns land and is subdividing the land for resale and seeks to have the land served by the Town.
- 1.3.11 "Unit" shall mean one parcel of real property used as a living unit in single or joint ownership.
- 1.3.12 "Tap" or "Connection" shall mean the connecting of the service line to the structure, which it is to serve.
- 1.3.13 "Tap Fee" shall mean the required payment to the Town for the physical hookup to the Town's sewer system.
- 1.3.14 "Sewer Main" shall mean any pipe, system of piping and appurtenances used as a conduit for sewage, owned by the Town.
- 1.3.15 "Service Line" shall mean pipe, system of piping and appurtenances used as a conduit for sewage from a building used for residential, commercial or industrial purposes to a connection with the sewer main or lateral line.
- 1.3.16 "Lateral Line" shall mean a sewer main, which connects to the existing Town trunk system; used to deliver sewage to trunk or outfall lines.

- 1.3.17 "Sanitary Sewerage System" shall mean all facilities owned by the Town and used for collecting and pumping of sewage.
- 1.3.18 "Sewage" shall mean any organic or inorganic material in suspension or solution originating from within residential, commercial or industrial buildings.
- 1.3.19 "Sampling" shall mean the periodic collection of sewage samples for analysis.
- 1.3.20 "Testing" shall mean the analysis of samples of sewage.
- 1.3.21 "Pretreatment Facilities" shall mean structures, devices or equipment for the purposed of removing deleterious wastes from special sewage generated into the Town sewer mains.
- 1.3.22 "Deleterious Wastes" shall mean any wastes contained in special sewage that would be harmful to the Town's sewer mains or the sewage treatment works utilized by the Town.

2. OWNERSHIP AND OPERATION OF FACILITIES

- 2.1 *Policy.* The Town is responsible for the operation and maintenance of the sewage collection system in a sound and economical manner, in accordance with this Ordinance; it shall not be liable or responsible for interruption of service brought about by circumstances beyond its control.
- 2.2 *Liability.* It is expressly stipulated that no claim for damage shall be made against the Town by reason of the following: Blockage in the system causing the backup of effluent; damage caused by "smoking" of lines to determine drainage connections to Town lines, breakage of service mains by Town personnel; or for interruption of sewer service and the conditions resulting therefrom where said interruption is brought about by request of claimant, or by circumstances beyond the Town's control.
- 2.3 *Ownership.* All existing and future sewer mains connected with and forming an integral part of the sanitary sewage system shall become and are the property of the Town. Said ownership will remain valid

whether the sewer mains are constructed, financed, paid for, or otherwise acquired by the Town, or by other persons.

- 2.4 *Powers and Authority of Agents.* The Town Clerk, Sewer Manager and other duly authorized employees of the Town, bearing proper credentials and identification, shall be permitted to enter upon all properties within said Town for the purpose of inspection, observation, measurement, sampling, and testing, in accordance with the provisions of this Ordinance. Any such information obtained therein may be shared with the Town's contracting entity – Baca Grande Water and Sewer District.

3. USE OF THE SEWER SYSTEM

3.1 Classification of Wastes.

3.1.1 *Purpose.* This section of the Ordinance shall provide the basic policies of the Town for classification of wastes and for control of discharge of wastes into the sanitary sewerage system.

3.1.2 *Policy Statement.* It shall be the policy of the Town to classify wastes into three main categories, termed "Normal Sewage", "Special Sewage" and "Prohibited Sewage", which are generally defined below. The classification of wastes shall be the responsibility of the Manager and shall follow recommended procedures of the State Board of Health, and, subject to approval of the Board, shall be final and binding.

3.1.3 *Normal Sewage.* Normal sewage shall mean sewage which can be treated in standard treatment works without pretreatment and within normal operating procedures, and which, when analyzed, shows by weight a daily average of not more than 300 parts per million of suspended solids and not more than 250 parts per million B.O.D.

1.1.4 *Special Sewage.* Special sewage shall mean any sewage which does not conform to the definition for Normal Sewage, but which can be accepted by the Town after pretreatment by the user.

1.1.5 *Prohibited Sewage.* Prohibited sewage shall mean any sewage that may reasonably be anticipated to have a deleterious effect upon the sanitary sewerage system, or

any persons or property, and, therefore, in the opinion of the Town, cannot be serviced by the Town.

Prohibited sewage shall include clear water injected into the sewage system by means of a drainage collection system. Said drainage water is detrimental to the sewage system since it interferes with the Town's volume capacity.

3.1.6 *Analysis of Sewage.* The Manager shall be responsible for all sampling, testing, analysis and classifying of sewage.

Testing and analysis shall be determined in accordance with standard Methods for the Examination of Water and Waste Water" latest edition. Results of tests shall be made available to the user by the Town.

3.2 *Responsibilities of the Customer.* No unauthorized person shall uncover, make any connection with, or opening into, use, alter, or disturb any sewer main or appurtenance without first obtaining a written permit from the Town.

3.2.1 The admission into the system of any special sewage shall be subject to the review and approval of the Board, which may prescribe limits on the strength and character of such sewage. Where necessary, in the opinion of the Board, the owner shall provide, at his expense, such pretreatment facilities as may be necessary to treat such special sewage prior to discharge into the sewer main. Plans, specifications, and any other pertinent information relating to proposed pretreatment facilities shall be submitted for the approval of the Town and of the State Board of Health, and no construction of such facilities shall be commenced until such approval is obtained in writing. Where pretreatment facilities are provided for any special sewage, they shall be maintained continuously in satisfactory and effective operation by the owner, at his own expense.

3.2.2 When required by the Town, the owner of any property served by a service line carrying special sewage shall install and maintain, at his expense, a suitable control manhole in the service line to facilitate observation, sampling and measurement of the wastes. All measurements, tests, and analyses of the characteristics of waters and wastes shall be determined in accordance with standard methods for the examination of water and

sewage, and shall be determined at the control manhole, or upon suitable samples taken at said control manhole.

In the event that no special manhole has been required, the control manhole shall be considered to be the nearest down-stream manhole in the sewer main to the point at which the service line is connected. Grease, oil and sand interceptors of a design recommended by the Colorado State board of Health shall be provided when, in the opinion of the said Inspector, they are necessary for the proper handling of special sewage or liquid wastes containing grease in the excessive amount, or any flammable wastes, sand and other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. Where installed, they shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

3.2.3 Each customer shall be responsible for maintaining the entire length of the service line serving his property. Leaks or breaks in the service line shall be repaired by the property owner within seventy-two (72) hours from the time of notification of such condition by the Town. If satisfactory progress toward repairing the said leak has not been completed within the same time period, the Manager, or other authorized Town official, may shut off the service until the leaks or breaks have been repaired; in addition, the Town shall have the right to effect the repair and collect the cost therefore from the customer, and shall be entitled to place a lien against the property of such customer, securing payment of such cost.

3.3 *Protection from Damage.* No unauthorized person shall maliciously, willfully, or negligently, break, damage, destroy, uncover, deface or tamper with any portion of the Town's sanitary sewer system.

Any person violating any of the provisions of this Ordinance shall become liable to the Town for any expense loss or damage occasioned by reason of such violation and any person violating sections 3.2, or 3.3 of this ordinance shall be subject to a fine not exceeding **two thousand six hundred fifty dollars (\$2,650)**, or to **one (1) year** incarceration in the county jail or to both such fine and imprisonment.

4. APPLICATION FOR SERVICE

- 4.1 *Application for Service.* Each business dwelling establishment or building under separate ownership and deserving town sewer resources shall have a separate town sewer tap. Application for service must be filed with the Town on forms provided by the Town and accompanied by appropriate fees prior to any action to connect to the system. Only upon authorized approval of the application and a receipt therefore, may a connection to the system be made.
- 4.2 *Cancellation of Application and Refund of Fees.* The Town reserves the right to revoke any application previously granted, before service has been provided.

Application for sewer service does not bind the applicant to "use the service." Such applications shall be retained, along with fees paid, by the Town, for a period of twelve (12) months. After which time applicant may request refund, without interest.

- 4.3 *Denial of Application.* The Town reserves the exclusive right to deny application for service when, in the opinion of the Town Board, the service applied for would create an excessive seasonal, or other, demand on the facilities. Denial may also be based upon an unresolved obligation between the Town and the applicant, inadequate easements for main lines serving the property, or other valid reasons.
- 4.4 *Change in Customer's Equipment or Service.* No change in the customer's equipment or service shall be made without the prior approval of the Town being first obtained. Any change in a customer's equipment or service which increases the service provided by the Town, shall require a re-determination of the tap fee, monthly service charge and payment of any additional tap fee and service charge so determined. The re-determined tap fee shall allow a credit for previously paid or waived tap fees. Changes in a customer's equipment or service that result in a decrease in the service provided by the Town shall not necessarily result in a reduction or refund of tap fees.
- 4.5 *Required Connection.*
- a. **For new construction**, the Board shall require an owner of a piece of property within four-hundred feet (400') from an existing sewer main to connect his premises to the sewer system main.
 - b. **The Board of Trustees may consider variances for a non-connected system on a case-by-case basis.**

5. Extensions.

All work, labor, and services of tapping Town sewer mains and/or extending service lines from Town sewer mains to property or curb lines shall be done and performed only by Town employees or under Town contract operations when the line extension is performed by the Town.

- a. *Sewer Main Extensions.* A property owner requesting extension of sewer lines to his or her property shall be required to bear the full cost of such extension to a location specified by the Town. The property owner shall also bear the cost of surveying, inspections, engineering, parts, excavation, geotechnical services, and any other costs incurred in connection with the work. The property owner may engage an outside contractor to perform the line extension work provided that the contractor is approved before commencement of the work upon completion and final inspection of the work.
- b. *Performance and Maintenance Bond.* A performance and maintenance bond equal to one hundred percent (100%) of contract (or construction cost) shall be furnished to the Town on all sewer main construction. The Board may waive the requirements for said bond based upon the prior satisfactory performance of the contractor.
- c. *Sewer System Parts.* All parts must be purchased pursuant to Town specifications supplied and purchased by the Town, and paid by the developer, and all work shall be subject to final inspection by the Town associated with the work.
- d. *Deposit for Construction.* Prior to work commencing, the developer shall deposit with the Town funds equal to the amount of 10% of the total estimated cost of the work (the "Deposit"). The purpose of the Deposit is to cover any unanticipated costs incurred by the Town for the work and acceptance of the line extension by the Town. The Deposit will be returned to the developer, less any costs incurred by the Town associated with the work.
- e. *Connection.* Any person desiring to have a tap made to the pipes or mains of the Town Sewer System or any connection therewith, shall make application in writing for a permit to do so to the Town Clerk, agreeing to pay such rates as may be then or thereafter established by the Town Board of Trustees, and also agreeing to conform to and be governed by such rules and regulations that may from time to time be adopted by the Town Board for the government and control of the Town Sewer

System or any part thereof. Such application shall also state the nature or character of the tap or connection; the location by lot, block and street number thereof; the number of taps; the premises upon which the sewer is to be used; the character and size of the premises; and the nature and purpose for which the sewer is to be used. Every application shall be accompanied by the applicable tap fee. If the application is complete and the proposed tap and use conform to applicable rules and regulations, the Town Clerk shall issue a permit for such tap.

- f. *Deposit of Additional Line Users.* Should other developers or property owners subsequently request to connect to the sewer line extensions, such developer or property owner shall be required to deposit with the Town his/her pro rata share of the actual cost of the extension, in addition to applicable tap fees, at the time of application. Developers or property owners who have previously paid for a line extension shall be entitled to a partial reimbursement of the cost based on the subsequent pro rata contributions of other developers or property owners that connect to the extension, provided that a final invoice for the work was submitted to and approved by the Town Board, and that the line extension project chose to participate in the reimbursement program (see Exhibit A).
- g. *Inspection.* Inspections shall be performed pursuant to Town policy as adopted by Resolution.
- h. *Out of Town Extensions.* Requests for extensions of the Town sewer main from residents who reside outside of the boundaries of the Town Sewer System must receive approval from the Board of Trustees and shall pay rates double those of inside Town users. The out-of-town property owner(s) requesting the extension shall pay all costs associated with extending the Town sewer main.

6. CONSTRUCTION OF SERVICE LINES

- 6.1 Construction of all service lines shall be done by the owner or experienced pipe layers in accordance with the Technical Plumbing Code of the State of Colorado.
- 6.2 Existing sewer service lines may be used in connection with new buildings only when found, on examination by the Manager, to meet all requirements of these Rules and Regulations.
- 6.3 The service line shall be P.V.C. pipe with minimum wall thickness meeting S.D.R.-45 thickness with preformed watertight

joints. The line shall be watertight, and on a constant grade, and not closer than three (3) feet from any bearing wall. No service lines shall be less than 4" in diameter.

- 6.4 Connection of the service line to the sewer main shall be made by installing a saddle on the sewer pipe. The saddle will be furnished by the Town. Except for the saddle, all costs associated with the connection shall be borne by the owner.
- 6.5 All excavations required for the installation of service lines shall be open-trench work, unless otherwise approved by the Manager. Pipe laying and backfill shall be performed in accordance with the pipe manufacturer's guidelines. No excavations shall remain open for more than ninety-six (96) hours.

All excavations shall be backfilled to an elevation equal to original conditions. Backfill in trenches and other excavations within the public right of way shall be compacted to a density at least equal to adjacent undisturbed soil. Gravel surfacing shall be replaced on streets and asphalt patched to the satisfaction of the Town.

- 6.6 *Inspection Notification.* The applicant for the sewer line service permit shall notify the Manager when the service is ready for inspection and connection to the sewer main.
- 6.7 *Protection of Public.* All excavations for sewer service installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public or private property disturbed in the course of the work shall be restored in a manner satisfactory to the Manager.
- 6.8 *Inspection and Tapping Charges.* All taps must be made by the Customer with the Town furnishing all 4 and 6 inch saddles, and all service lines must be inspected by the Manager. Constructors of service lines shall call the Manager for an open ditch inspection of all service lines. If said inspection is not made within forty-eight (48) hours of the call, construction may proceed. Stub-outs must be inspected—but there shall be no charge.

Tap fees shall be set from time to time by resolution of Town Board of Trustees.

7. RATES AND CHARGES

- 7.1 *General.* The information contained in this Section is pertinent to all charges of whatever nature to be levied for the provision of

sanitary sewer service. Said rates and charges as herein established are in existence and *effect* at this time, as per Crestone Municipal Code Appendix 2F, and shall remain in effect until modified by the Board under the provisions of the Ordinance, and under the applicable statutes of the State of Colorado. Nothing contained herein shall limit the Board from properly modifying rates and charges, or from modifying any classification.

7.2 *Application of this Section.* The rates, charges, and other information shown herein shall apply only to customers inside the Town, and shall in no way obligate the Town to provisions outside the Town under any of the conditions contained in this Section.

7.3 *Classification of Customers.* For the purpose of levying fair, reasonable, uniform and equitable charges, the following classifications and appropriate definitions are provided.

7.3.1 *Single Unit Dwelling.* A single-unit dwelling shall be construed as a living unit suitable for occupancy of one or more individuals, and forming a separate and unattached structure from any other dwelling unit.

7.3.2 *Multiple Unit Dwelling.* A multiple unit dwelling shall consist of a single structure or structures otherwise unattached to any other dwelling unit.

7.3.3 *Hotel, Motel, Bed and Breakfast (B&B), Lodge, or any other short-term rental.* A hotel, motel or lodge shall be defined as a unit providing overnight sleeping facilities for transient usage. The charges shown herein for hotel, motel, or lodge units shall be charges levied only for the sleeping accommodations, and shall not reflect charges for attendant facilities included at the hotel, motel, or lodge, such as, but not limited to, restaurants, bars, swimming pools, automatic laundries, etc.

7.3.4 *Mobile or Manufactured Homes.* Mobile or manufactured homes shall, for the purpose of this Chapter, be classified as any unit capable of being transported on wheels behind a standard power unit, and which can be moved on normal streets, roads, and highways. Said unit must be suitable for living quarters, and provide for normal domestic sanitary conveniences.

7.3.5 *Retail Business Outlet.* A retail business outlet shall be any structure providing for normal commerce or business

7.3.5 *Retail Business Outlet.* A retail business outlet shall be any structure providing for normal commerce or business services except for those business services otherwise defined herein, and where said outlet is provided only with the required sanitary conveniences for the personnel employed at that business outlet. Where more than one business outlet is used in one structure, the Board, at its sole discretion, shall determine the number of equivalent business outlets used therein.

7.3.6 *Cafes, Restaurants, Bars, and Private Clubs.* This classification shall include any establishment providing food or beverage service to the general public or to private membership, and whereby charges for such service of food and beverages are secured. Such units shall be classified by the seating capacity in increments of thirty-five (35) individual seats.

7.3.7 *Filling Stations and Garages.* Filling stations and garages shall be defined as service outlets providing for the servicing of vehicular units. Under the basic definition of filling stations and garages, no provision is made for automatic washing or wash rack facilities. The charges established therefore are for filling stations and garages without washing facilities.

A separate charge is provided herein for facilities providing wash rack or manual washing facilities.

The definitions shown herein, and the charges provided for filling stations and garages do not apply to automatic or mechanical auto or vehicular washing facilities for which special charges shall be determined by the Town.

7.3.8 *Public Laundries.* Public laundries, as used herein, shall refer to coin operated laundries and drying facilities for clothing and textile usage.

7.4 *Tap Fee.* A tap fee shall be charged to all customers of the Town. Such fee shall represent a "privilege to serve" fee, assessed and paid before the permit for service is issued.

Tap fees shall be assessed as provided for in the Town's consolidated fee schedule, attached as Appendix 2F to its Municipal Code, and as amended, from time to time, by resolution of the Board of Trustees.

7.5 *Monthly Service Charge.* Upon the securing of a permit for sanitary sewer service and upon payment of the tap fee, the

monthly sewer service charges shall immediately commence, except for rental homes and new construction, with service charges for them to commence with first occupancy and request for service must be accompanied by proof satisfactory to the Town of the date of first occupancy.

Sewer service charges shall be as reflected in the consolidated fee schedule in Appendix 2F, and as amended, from time to time, by resolution of the Board of Trustees.

- 7.6 *Amended Tap Fees.* In those situations where a prospective user applies for a permit for sanitary sewer service for a structure not defined in the preceding article, or where, in the Board's opinion, said structure represents a classification not contemplated in the establishment of the previously defined tap fees, the Board shall, at its sole discretion, establish a fair, reasonable, and equitable tap fee for said structure, at its first regular Board meeting after request for service is received.
- 7.7 *Amended Monthly Service Charges.* In those situations where, in the Board's sole discretion, the monthly service charges shown in the previous articles do not represent a fair, reasonable, and equitable Charge for the intended use, the Board, at its sole discretion, may adjust said rates.
- 7.8 *Payment of Monthly Service Charges.* It shall be the policy of the Town to bill all monthly service charges in advance. Likewise, all monthly service charges shall be paid in advance as herein set forth.
- 7.8.1 The monthly service charges shall be mailed to each customer on a once-a-month basis.
- 7.8.2 The Board shall notify all customers in writing as to the schedule of billing dates for the monthly service charge. The customer shall pay to the Town the full amount of that statement, within twenty (20) days after the date of billing, except where the customer feels said statement is in error, in which even, the customer must file, in writing, a notice to the Town of the presumed error, and request a clarification from the Manager. Upon review by the Manager and/or the Board, and resubmittal and/or revision of the statement, payment shall be due no later than ten (10) days after the date of the resubmitted statement. The customer's payment shall be considered delinquent if not received in full by forty (40) days after the date of billing/re-billing.
- 7.8.3 *Penalty for Late Payment.* At any time the customer is delinquent in payment of any charges due the Town, the Town shall have the right to assess an interest charge at a

rate of \$2.50 the first month, \$5 the second month, and \$10 the third month late or thereafter on the unpaid balance. Customers shall be notified of delinquencies in payment for sewer services. Such delinquencies shall become an immediate and perpetual lien upon the real estate served. Such delinquencies shall be collected by additions to the assessment schedules of such rear estate and as certified by the Town Clerk yearly to the County Treasurer. In addition, the Town shall have the right to assess to any customer who is tardy in payment of his account, all legal, court, and other costs necessary to or incidental to the collection of said account.

7.9 Schools or libraries are subject to the terms of this ordinance.

THE TOWN BOARD OF TRUSTEES FINDS THAT THIS ORDINANCE IS NECESSARY TO THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH AND SAFETY, DUE TO THE NEED TO CLARIFY ISSUES REGARDING LINE EXTENSIONS, PERFORMANCE BONDS, TOWN DEEDED INFRASTRUCTURE, APPROVAL OF SEWER MAIN EXTENSIONS, WATER AND SEWER SPECIFICATION WITH OVERSIGHT OF AN ENGINEER, AND THE REQUIREMENT FOR NEW CONSTRUCTION TO CONNECT WITH TOWN WATER AND SEWER SERVICES AND SHALL TAKE EFFECT AND BE ENFORCED IMMEDIATELY UPON THE FINAL PASSAGE OF THIS ORDINANCE

Passed by the Board of Trustees and signed this 13 day of August, 2018.

Allyson Ransom
Allyson Ransom, Town Clerk

K. Danforth
Kairina Danforth, Mayor

Approved as to Form:

Eugene L. Farish, Town Attorney



CERTIFICATION

I hereby certify that the within Ordinance was introduced and read in full and adopted at a regular meeting of the Crestone Board of Trustees on 13th day of August, 2018, that said Ordinance was published by title in The Crestone Eagle on the 13th day of September, 2018.

Allyson Ransom
Allyson Ransom, Town Clerk

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Passed by the Board of Trustees and signed this 13 day of August, 2018.

Allyson Ransom
Allyson Ransom, Town Clerk

Kairina Danforth
Kairina Danforth, Mayor

Approved as to Form:

Eugene L. Farish
Eugene L. Farish, Town Attorney

Schedule of Fees and Charges

Town of Crestone

- The fees and charges contained in this paragraph are based on a single equivalent residential (EQR) user. Fees and charges for fractional and multiple EQRs shall be derived by multiplying total EQRs times fee or charge of single EQR.

Residential tap fee = \$3,500

Commercial tap fee = \$5,000

Monthly user fee = \$38.50 per EQR

Tabulation of EQR for Various Uses

USE	EQR	Units
DWELLING UNITS		
Single Unit	1.0	
Multi-Unit – Each 651 Sq Ft or more	1.0	
Multi-Unit - Each 650 Sq Ft or less	.7	
Apartments		
a. Each with efficiency cooking facilities	.6	
b. Each with bathroom only in unit	.5	
c. Each with no plumbing in unit	.4	
TRANSIENT UNITS , rental units, motels, or rental units in residence	1.0	
Basic fee including manager's quarters		
a. Each additional rental room with cooking facilities	.4	
b. Each with efficiency cooking facilities	.3	
c. Each additional rental room without cooking facilities	.2	
Bed & Breakfast/B&B Style-Main Residence	1.0	
• Additional per room	.25	
BARS, RESTAURANTS		
a. For business with less than 25 seating capacity	1.0	
b. For the second 25 seating capacity or part thereof	.8	
c. For each additional 25 seating capacity (after the first 50)	.6	
d. Bakery	1.0	
RETAIL/OFFICE		
• Minimum for each Building/Customer per 2,000 Sq Ft Building area	.5	
STORES – SMALL/QUICK SERVICE/CONVENIENCE with no process water		
Minimum for each building/Customer per 1,500 Sq Ft building area	1.0	
For each additional 1,000 Sq Ft building area or part thereof	.5	
STORES – SMALL/QUICK SERVICE/CONVENIENCE with process water		
a. Minimum for each building/Customer per 1,500 Sq. Ft building area	1.5	
b. For each additional 1,000 Sq Ft building area or part thereof	.5	

SCHOOLS, public or private		
a. Basic rate, per pupil capacity 0-40 students or less	2.0	
b. Each additional (40) students or fraction thereof	1.0	
c. Additional for gymnasium and showers	1.0	
d. Additional for cafeteria	1.0	
OTHER DESIGNATIONS		
Public Hot Tubs – (per tub)	.25	
Self-Service Car Wash – (per bay)	.4	
Car Wash – (per bay)	.8	
Hairdresser/Barber - (per seat)	.4	
Service Station	.3	
Self-Service Laundry – (per machine)	.6	
Bath house	2.5	
Daycare, up to 8 children	1.5	
Vats-brewing facility	.8	

2. Monthly maintenance fee per account

\$1.50