

ORDINANCE # 2002- 2

**AN ORDINANCE ADOPTING A SEWAGE COLLECTION SYSTEM FOR THE
TOWN OF CRESTONE, COLORADO**

WHEREAS, the Town of Crestone has received a grant for the installation of sewer system in a portion of the Town of Crestone, and

WHEREAS, the Board of Trustees of the Town of Crestone has contracted with an engineering firm to develop a sewer system for the Town, and

WHEREAS, an Intergovernmental Agreement has been negotiated with the Baca Grande Water and Sanitation District to accept sewage from the Town, and

WHEREAS, the Town must develop rules and regulations for sewage usage and connections to the sewer system within the Town in order to implement the purpose of the grant and development of the sewer system.

NOW THEREFORE, be it hereby ordained by the Board of Trustees of the Town of Crestone that the following be adopted:

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 Manager of the Town, or in his/her absence, his/her authorized Deputy. For purposes of administering 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.