

ORDINANCE NO. 42B

AN ORDINANCE INCREASING WATER AND SEWER RATES AND REPEALING PREVIOUS WATER AND SEWER FEE ORDINANCES FOR THE TOWN OF STRATTON, COLORADO

WHEREAS, the Board of Trustees of the Town finds that in order to preserve the health, safety and welfare of the citizens of the Town, regulations, rates and fees relating to the water and sanitary sewer services are necessary;

WHEREAS, the Town of Stratton has previously adopted Ordinance No. 93A establishing water service regulations and rates;

WHEREAS, the Town of Stratton has previously adopted Ordinance No. 94A establishing sanitary sewer use and service regulations and rates;

WHEREAS, the Town of Stratton has adopted Ordinance No. 10B, which amended Ordinance Nos. 93A and 94A, and regarding failure to pay water and sewer charges;

WHEREAS, the Town of Stratton has previously adopted Ordinance Nos. 15B, 17B and 33B, regarding initial fees and water and sewer rate increases; and

WHEREAS, the Board of Trustees of the Town of Stratton finds that consolidation and increase of the water and sewer rates and related initial fees is necessary for the efficient administration 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 increase water and sewer rates for the Town of Stratton, Colorado and to repeal all previous ordinances concerning water and sewer rates. The increase in water and sewer rates is deemed necessary by the Board of Trustees of the Town of Stratton, Colorado in order to pay for necessary improvements and maintenance of the water and sewer systems, and to obtain grant funds from all available sources.

Section 2. Repeal. Ordinance Nos. 15B, 17B and 33B are hereby repealed.

Section 3. Amendment to Ordinance Nos. 93A and 94A. Ordinance Nos. 93A and 94A shall be amended to delete the rate schedule attached thereto and to add the following:

Section 3.1. **Initial Fees.** The applicable initial fees shall be as follows:

Nonrefundable Application Fee:	\$50.00
Nonrefundable Activation Fee:	\$25.00

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Water Tap Fee (Resident only):	\$1000.00
Sewer Tap Fee (Resident only):	\$500.00
Late Payment Fee:	\$15.00
Violation Fee:	\$250.00 to \$500.00 per judicial discretion

Section 3.2 Unit Definitions.

- Single Family dwellings: each home = one Unit
- Multi-family dwellings: each apartment = one Unit
- Camper sites (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

Section 3.3 Water and sewer rates. The water and sewer rates shall be as follows:

RESIDENT rate for each Unit:

- Residential Water \$25.89 per month for initial 3000 gallons used
\$.85 for each additional 1000 gallons used per month
- Commercial Water \$38.89 per month for initial 3000 gallons used
\$.85 for each additional 1000 gallons used per month

- Residential Sewer \$24.29 per month
- Commercial Sewer \$34.29 per month

NON-RESIDENT rate for each Unit:

- Residential Water \$38.89 per month for initial 3000 gallons used
\$1.05 for each additional 1000 gallons used per month
- Commercial Water \$51.39 per month for initial 3000 gallons used
\$1.05 for each additional 1000 gallons used per month
- Residential Sewer \$34.29 per month
- Commercial Sewer \$44.29 per month


Section 4. Ordinance No. 10B. Ordinance No. 10B shall remain unchanged and shall be read in conjunction with Ordinance Nos. 93A and 94A as amended herein.


Section 5. Inconsistent Ordinances. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance, are hereby repealed.

Section 6. Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses or phrases of this Ordinance and they shall remain in full force and effect, it being the intent that this Ordinance shall stand, notwithstanding the invalidated or unconstitutionality of any part thereof.

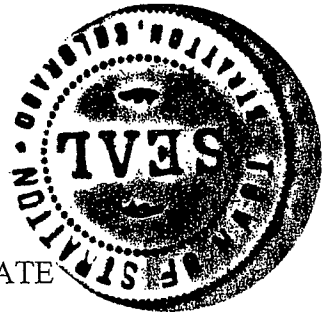
Section 7. Immediate Effect. It is hereby declared that an emergency exists and that this Ordinance is necessary for the immediate preservation of the public health, peace, welfare and safety of the residents of the Town of Stratton, Colorado, and shall be in full force and effect after its passage and publication as provided for by law.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED this 14th day of October, 2010.


Richard Mann, Mayor


Maxine A. Rogers, Town Clerk

[seal]

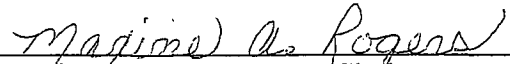


STATE OF COLORADO)
COUNTY OF KIT CARSON)ss.
TOWN OF STRATTON)

CLERK'S CERTIFICATE

I, Maxine A. Rogers, the official Town Clerk of the Town of Stratton, do by these presents say that the foregoing Ordinance No. 40B was passed and adopted by a three-quarters majority of the Board of Trustees of the Town of Stratton on the 14th day of October, 2010, and that the above-entitled Ordinance is true, correct and fully copy of the Ordinance as show in the records of the Towns of Stratton, Colorado.

Dated this 15th day of October, 2010.


Maxine A. Rogers, Town Clerk

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