

**ORDINANCE NO. 339**

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF RICO, COLORADO AMENDING SECTION 4(B) OF ORDINANCE NO. 299 TO ALLOW PAYMENT OF WATER TAP FEE IN INSTALLMENTS; AND PROVIDING FURTHER DETAILS IN RELATION TO THE FOREGOING.**

**WHEREAS**, in Ordinance No. 317, the Board of Trustees significantly increased the fee for water taps to the municipal water system; and

**WHEREAS**, the purpose of the increased water tap fee was to ensure sufficient capital for improvements and enlargements to the municipal water system; and

**WHEREAS**, the Board has determined that payment of the entire water tap fee prior to connection to the municipal water system constitutes a hardship for many members of the community; and

**WHEREAS**, wishes to reduce such hardship while continuing to ensure that the Town has sufficient capital for improvements to the municipal water system.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF RICO, COLORADO, AS FOLLOWS:**

**Section 1**

Section 4(B) of Ordinance No. 299 is repealed and replaced as follows:

B. Water Tap Fees may be paid in full prior to connection to the municipal water system or shall be paid in installments as follows:

1. Fifty percent (50%) of the Water Tap Fee shall be paid prior to issuance of a building permit, or if no building permit is required, prior to connection to the municipal water system.
2. The remaining fifty percent (50%) of the Water Tap Fee, together with interest at a rate of 5% per annum, shall be amortized over a period of 36 months and shall be due and payable together with the monthly water service bill. Failure to timely make any payment shall result in water service being discontinued as provided in Section 5(B).
3. Delinquent water tap fees may be collected by the Town pursuant to any means available by law, including, but not limited to, collection by certification to the Dolores County Treasurer for collection and payment to the Town as provided in C.R.S. § 31-20-105 et seq.

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**Section 2**

The officers of the town are authorized to take all action necessary or appropriate to effectuate the provisions of this ordinance.

**Section 3**

If any section, paragraph, clause or provision of this ordinance shall for any reason be held to be invalid or unenforceable, such decision shall not affect any of the remaining provisions of this ordinance.

**Section 4**

This ordinance is necessary to protect the public health, safety and welfare of the residents of the town, and covers matters of local concern.

**Section 5**

The Board of Trustees deems it appropriate that this ordinance be published by title only and orders that copies of this ordinance be made available at the office of the town clerk for public inspection and copying.

**INTRODUCED, READ, ORDERED PUBLISHED BY TITLE ONLY, AND REFERRED to public hearing before the Board of Trustees of the Town of Rico, Colorado on the 12th day of August, 1998.**

TOWN OF RICO

By:

  
\_\_\_\_\_  
Joe Croke  
Mayor

ATTEST

  
\_\_\_\_\_  
Linda Yellowman  
Town Clerk

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**HEARD AND FINALLY ADOPTED** by the Board of Trustees of the Town of Rico,  
Colorado this 12th day of August, 1998.

TOWN OF RICO

By:

  
\_\_\_\_\_  
Joe Croke  
Mayor

ATTEST

  
\_\_\_\_\_  
Linda Yellowman  
Town Clerk