

ORDINANCE 80-1

AN ORDINANCE AMENDING ORDINANCE 79-1 BY REPEALING AND REENACTING SECTION 10 THEREOF.

WHEREAS, the Board of Trustees of the Town of Hudson has determined that the provisions of Section 10 of Ordinance No. 79-1 should be revised to avoid confusion and to provide further clarity; and

WHEREAS, the Board of Trustees of the Town of Hudson has determined that certain provisions are necessary to insure the stability of the Water Works System, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF HUDSON, COLORADO:

Section 1. That Section 10 of Ordinance No. 79-1 be, and the same is hereby repealed and reenacted to read as follows:

Section 10. Discontinuance and Resumption of Service; Minimum Monthly Payments.

A. All water accounts shall be billed monthly. The user of Water Service or owner of the property receiving water shall be required to pay monthly the charges billed, in accordance with the rate established by ordinance. If service to a tap has been discontinued, either by termination by the Board or its delegate for non-payment, or at the request of the owner or user, the owner or user shall be required to pay a monthly minimum charge as established by ordinance. Such monthly minimum charge shall not be credited to future charges for Water Service, but shall constitute a current obligation of the water user or property owner for the maintenance of the water tap and water system.

B. If service to a tap has been discontinued, and the user of Water Service or property owner has continued to pay the monthly minimum rate for water as prescribed by ordinance, even though water service to the property, the Water Service to the property may be resumed upon compliance with the provisions of Section 15 of this ordinance, and the payment of such turn-on fee as may be prescribed by the Board of ordinance or resolution.

C. If the user or owner has failed to continue making minimum monthly payments, the following provisions for resumption of service shall apply, depending upon the length of time during which service through siad tap remains discontinued. If service remains discontinued after the effective date of this ordinance for a period of:

(1) Up to twelve continuous months, service shall be restored upon compliance with the provisions of Section 15 of this ordinance concerning initiation of Water Service, the payment of all past-due minimum monthly charges, and the payment of such turn-on fee as may be prescribed by the Board by ordinance or resolution;

(2) Thirteen through twenty-four continuous months, service shall be restored upon compliance with the provisions of Section 15 of this ordinance for initiation of Water Service, together with payment of all past-due monthly minimum charges, and the payment of a resumption fee of \$50.00;

(3) Twenty-five through thirty-six continuous months, service shall be restored upon compliance with the provisions of Section 15 of this ordinance for initiation of Water Service, together with the payment of all past-due monthly minimum charges and the payment of a resumption fee of \$100.00;

D. If service remains discontinued after the effective date of this ordinance for more than thirty-six continuous months, and the minimum monthly charges have not been paid when due, the tap shall be deemed abandoned, and the service lines may be capped and disconnected at the main. Upon such abandonment, all rights of the owner of such property in such tap, including but not limited to any right of refund for such tap, or any right to resume service through such tap, shall terminate.

Section 2. All other ordinances of the Town or portions thereof in conflict or inconsistent with the provisions of this amending ordinance are hereby repealed.

Section 3. The Board of Trustees hereby determines that in order to insure standardized billing practices and predictable revenues to the Town Water System, it is necessary to the immediate preservation of the public health and safety that this ordinance shall take effect without delay.

Section 4. This ordinance shall take effect on March 1, 1980.

INTRODUCED, READ IN FULL, ADOPTED, AND ORDERED PUBLISHED ONCE IN FULL
THIS 28th DAY OF February, 1980.

ATTEST:

Nancy Hoffner
Town Clerk

TOWN OF HUDSON COLORADO
BY Adley J. Bid
Mayor