

**TOWN OF LAKE CITY, COLORADO  
ORDINANCE NO. 2017-07**

AN ORDINANCE OF THE TOWN OF LAKE CITY, COLORADO, ADOPTING BY REFERENCE AND ENACTING A NEW MUNICIPAL CODE FOR THE TOWN OF LAKE CITY; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING FOR THE ADOPTION OF SECONDARY CODES BY REFERENCE; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

*Be it Ordained by the Board of Trustees of the Town of Lake City, Colorado:*

*Section 1.* The Code entitled the *Lake City Municipal Code*, published by Municipal Code Corporation, consisting of Chapters 1 through 23, with tables and index, is adopted.

*Section 2.* All ordinances of a general and permanent nature enacted on or before the adoption date of this code, to the extent of such inconsistency and not otherwise saved from repeal, are hereby repealed. The repeal established in this Section 2 shall not be construed to revive any ordinance or part thereof that had been previously repealed by any ordinance which is repealed by this Ordinance.

*Section 3.* The following codes are hereby adopted by reference and incorporated in the Lake City Municipal Code. One (1) copy of such code is on file in the Town Clerk's office:

- (1) The *Model Traffic Code for Colorado*, 2010 edition, published by the Colorado Department of Transportation, as adopted and amended in Article II of Chapter 20 of the Lake City Municipal Code;
- (2) The *International Building Code*, 2012 edition, published by the International Code Council, as adopted and amended in Section 5-19 et seq.;
- (3) The *International Residential Code*, 2012 edition, published by the International Code Council, as adopted and amended in Section 5-19 et seq.;

- (4) The *International Fire Code*, 2006 edition, published by the International Code Council, as adopted and amended in Section 5-48 et seq.;
- (5) The *NFPA 101 Life Safety Code*, *NFPA 30 Flammable and Combustible Liquids Code*, *NFPA 30A Code for Dispensing Facilities and Repair Garages*, and *NFPA 58 Liquefied Petroleum Gas Code*, published by the National Fire Protection Association, as adopted in Section 5-48; and
- (6) The *Uniform Mechanical Code*, 1994 edition, as published by the International Conference of Building Officials, as adopted in Section 5-74.

Section 4. The penalties provided by the Lake City Municipal Code are hereby adopted as follows:

**(1) Sec. 1-12. Altering Code. (Chapter 1, General Provisions; Altering Code)**

It shall be unlawful for any person in the town to change or amend, by additions or deletions, any part or portion of this Code, or to insert or delete pages, or portions of pages, or to alter or tamper with such Code in any manner whatsoever which will cause the law of the town to be misrepresented thereby, unless so authorized by ordinance or resolution or other official act of the board of trustees. Any person violating this section shall be punished as provided in section 1-14.

**(2) Sec. 1-14. General penalty; continuing violations. (Chapter 1, General Provisions; General Penalty, Continuing Violations)**

(a) It is a violation of this Code for any person to do any act which is forbidden or declared to be unlawful or to fail to do or perform any act required by this Code.

(b) Whenever in this Code or any other ordinance of the town hereafter enacted or any section of an order, rule or regulation promulgated under the provisions of this Code or any other ordinance hereafter enacted, any act is prohibited, made or declared to be unlawful, an offense, nuisance or misdemeanor, where no specific penalty is provided therefor, any person who is convicted of the violation of any

such provision of the Code or other ordinance, or of such orders, rules or regulations shall be punished by a fine not to exceed \$300.00 or imprisonment not to exceed 90 days, or both such fine and imprisonment. In addition, such person shall pay all costs and expenses in the case, including attorney's fees.

(c) Every day any violation of the Code, any other ordinance of the town or any order, rule or regulation promulgated under the provisions of this Code or ordinances continues shall constitute a separate offense. Violations of this Code may also be abated by injunctive or other equitable relief as allowed by law.

(d) Any delinquent fines and other charges due the town may be certified to the county treasurer, together with interest or penalties as allowed by law, to be collected similarly as ad valorem taxes with respect to the real or taxable personal property concerning which such delinquent fines and charges were assessed or incurred, or in any manner authorized under C.R.S. § 18-1.3-506.

**(3) Sec. 1-15. Application of general penalty to juveniles. (Chapter 1, General Provisions; Application of General Penalty to Juveniles)**

Any person who has not attained the age of 18 years at the time of conviction can be punished by a fine of not more than \$300.00 per violation or count. Nothing in this section shall be construed to preclude or prohibit the municipal judge from ordering a person under the age of 18 to be confined in a juvenile detention center in accordance with C.R.S. § 13-10-113(4). Any such confinement for contempt of court shall not exceed 48 hours.

**(4) Sec. 4-2. Penalty. (Chapter 4, Animals; Article I, In General)**

Any person convicted of a violation of any provision of this chapter shall be punished in accordance with section 1-14.

**(5) Sec. 4-24. Dogs-at-large prohibited. (Chapter 4, Animals; Article II, Dogs)**

(a) The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where

the context clearly indicates a different meaning:

*Custodian* means any person possessing, harboring, keeping, or exercising control over any dog.

*Direct, effective and immediate control* means that an owner or custodian of a dog shall have the dog securely fastened to a leash, cord, chain, or other restraining device, and the restraining device shall not be more than 16 feet in total length.

(b) It shall be unlawful for any owner or custodian of any dog to fail to confine it to the premises of the owner or custodian, except:

(1) When the dog is confined within the owner's or custodian's motor vehicle;

(2) When the dog is under the direct, effective, and immediate control of the owner or custodian; or

(3) When the dog is in Memorial Park.

(c) If the dog is in Memorial Park, direct, effective, and immediate control shall not be required. In Memorial Park, any dog not leashed shall be under the control of its owner or custodian by verbal command, remote-controlled electronic device or other means actually sufficient to control the dog. It shall be a violation of this subsection if any dog present in Memorial Park is not under its owner's or custodian's direct, effective and immediate control or confined within the owner's or custodian's motor vehicle, and is more than 90 feet from its owner or custodian.

(d) Violations of this section are declared to be a nuisance, which may be abated in any lawful manner.

(e) The penalty for a dog-at-large violation may be a fine as set by resolution by the board of trustees and no part of a fine for a dog-at-large violation may be suspended.

**(6) Sec. 5-22. Violations and penalties. (Chapter 5, Building and Building Regulations; Article II, Building Code)**

- (a) It shall be unlawful for any person to violate any provision of this article or of the two building codes adopted by reference herein. Any person convicted of such a violation may be punished in accordance with section 1-14.
  - (b) Any violation of the provisions of this article, or of the two building codes adopted by reference herein, is hereby declared to be a nuisance and may be abated in accordance with law.
  - (c) In addition to all other remedies available to the town, it may maintain an action in a court of competent jurisdiction to enjoin any violation of, or compel compliance with, any provision of this article or of the two building codes adopted by reference herein.
  - (d) The town may refuse to issue any permits or approvals required by town ordinance or regulation if the applicant for the permit is in violation of any of the provisions of this article or of the two building codes adopted by reference herein.
- (7) **Sec. 5-75. Penalties. (Chapter 5, Building and Building Regulations; Article IV, Mechanical Code)**

Any violation of the provisions of the Uniform Mechanical Code shall, upon conviction, be punished in accordance with section 1-14.

- (8) **Sec. 5-97. Administration and enforcement. (Chapter 5, Building and Building Regulations; Article V, Construction Regulations for Mobile Homes, Travel Homes and Other Factory Built Structures)**
- (a) The building official shall administer and enforce this article.
  - (b) It shall be unlawful for any person to violate any provision of this article.
  - (c) Any person convicted of a violation of any of the provisions of this article shall be punished in accordance with section 1-14.
  - (d) Any violation of the provisions of this article is hereby declared to be a

nuisance and may be abated in accordance with law.

- (e) In addition to any other remedies the town may have, it may maintain an action in a court of competent jurisdiction to enjoin any violation of, or compel compliance with any provision of, this article.
- (f) The town may refuse to issue any permits required by town ordinance or grant water or sewer taps if the applicant is in violation of any of the provisions of this article.

**(9) Sec. 8-49. Abatement. (Chapter 8, Environment; Article III, Nuisances)**

(a) In addition to any other powers granted to the town by law to abate nuisances, any nuisance may be abated in accordance with the provisions of this section.

(b) The town may maintain an action in a court of competent jurisdiction to enjoin or abate a nuisance.

(c) The town may prosecute any person maintaining or allowing a nuisance to exist in municipal court and, upon conviction, the court may enter an order on such items as it deems appropriate for the abatement of the nuisance in addition to any fine or jail sentence.

(d) The town may give notice, in writing, to any person responsible for the maintenance of a nuisance, which notice shall allow a reasonable time for such person to correct and eliminate the nuisance. If such person shall fail to correct or eliminate the nuisance by the time specified in the notice, the town may take action for the correction or elimination of the nuisance and shall have the right to enter upon private property for such purpose. The town may collect the cost of doing so in accordance with section 8-50. Prior to entering upon private property, the town shall request the permission of the owner or party in possession of the premises. If such permission is denied or such persons are not located, the town shall not enter onto private property until the municipal court issues an order authorizing entry, which may be issued upon a showing of probable cause and compliance with the notice requirements of this subsection.

(e) The town may take all necessary steps, including the entry upon

private property, to abate or eliminate a nuisance without notice when such nuisance constitutes an immediate health or safety hazard. In such event, the cost incurred by the town may be collected in accordance with section 8-50. Prior to entry, the town shall obtain an order from the municipal court authorizing entry, which order the court may issue on a showing of probable cause.

**(10) Sec. 8-96. Penalty clause. (Chapter 8, Environment; Article V, Trees, Shrubs and Bushes)**

It shall be unlawful for any person to violate any of the provisions of this article. Any person convicted of such a violation may be punished in accordance with section 1-14.

**(11) Sec. 8-125. Penalties. Chapter 8, Environment; Article VI, Weed Management)**

Violation of this article by any owner of property within the town shall subject such owner to punishment in accordance with section 1-14, in addition to assessment of nuisance abatement costs and any other remedies provided herein or otherwise allowed by ordinance, statute, law, rule or regulation.

**(12) Sec. 10-35. Penalties for noncompliance. (Chapter 10, Floods; Article II, Administration)**

(a) No structure or land shall hereafter be constructed, located, extended, converted, or altered without full compliance with the terms of this chapter and other applicable regulations. Violation of the provisions of this chapter by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person convicted of such a violation may be punished in accordance with section 1-14.

(b) The town may maintain an action in any court of competent jurisdiction to enjoin or abate any violation of the requirements of this chapter.

(c) Any property, building, or structure existing or maintained in violation of the requirements of this chapter is hereby declared to be a nuisance which may be abated in accordance with law.

**(13) Sec. 12-7. Penalty. (Chapter 12, Historical Preservation; Penalty)**

It shall be unlawful for any person to violate any of the provisions of this chapter. Any person convicted of such a violation may be punished in accordance with section 1-14.

**(14) Sec. 13-23. Sentencing. (Chapter 13, Municipal Courts; Article II, Powers and Procedures)**

(a) Unless otherwise specified, any person convicted of a violation of any provision of this Code or a town ordinance shall be sentenced in accordance with section 1-14.

(b) Plea discussions and plea agreements may be entered into by the prosecution and approved by the municipal judge in accordance with the provisions of C.R.S. § 16-7-301 et seq., as amended.

(c) The court may place the defendant upon probation, supervised or unsupervised, for such period and on such conditions as the court may determine.

(d) The court may suspend a sentence or a portion of it upon such conditions as the court may determine.

(e) Prisoners may be put to work for the public benefit.

**(15) Sec. 14-93. Fire restrictions. (Chapter 14, Offenses and Miscellaneous Provisions; Article IV, Offenses Against Public Health and Safety)**

(a) Any fire restrictions imposed by the board of county commissioners in unincorporated areas of the county, shall apply in full to the town during such time as the county restrictions are in place.

(b) Rescission of county-imposed fire restrictions shall result in rescission of such restrictions within the town without further action of the town



board. Reinstatement of county-imposed fire restrictions shall result in reinstatement of such restrictions within the town without further action of the town board.

(c) This section shall be enforced within the town by the county sheriff's department.

(d) Penalty assessment. Penalty assessment for a violation of this section shall be in accordance with section 1-14.

**(16) Sec. 17-54. Penalties and enforcement. (Chapter 17, Streets, Sidewalks and Other Public Places; Article III, Excavation And Barricade Requirements)**

(a) Any person convicted of a violation of any provision of this article shall be punished in accordance with section 1-14.

(b) Any situation created in violation of the requirements of this article or a permit issued pursuant hereto, or by failure to comply with the requirements of this article or permit issued pursuant hereto, is hereby declared to be a nuisance, which may be abated as provided by town ordinance or other law.

**(17) Sec. 17-207. Enforcement. (Chapter 17, Streets, Sidewalks and Other Public Places; Article VIII, Street, Lot and Building Designations.**

(a) All new structures shall have the property number affixed prior to the issuance of any occupancy permit.

(b) If the town determines that a violation of the article exists, the town shall send a notice of such violation addressed to the owner, occupant or lessee of the property involved, and if such owner, occupant or lessee fails to affix and maintain the number assigned in accordance with this article within 15 days of the date on which notice was mailed, the town may cause the required numbers to be affixed and may collect the expense of doing so from the owner, occupant or lessee of the property in accordance with law. Such costs shall be a delinquent charge which may be certified to the county treasurer to be collected

similarly to delinquent taxes.

- (c) It shall be unlawful for any person to violate any provisions of this article. Any person convicted of a violation of any provision of this article may be punished in accordance with section 1-14.
- (d) The town may maintain an action in a court of competent jurisdiction to enjoin any violation of this article.

**(18) Sec. 19-3. Enforcement. (Chapter 19, Subdivisions; Enforcement)**

- (a) Whoever, being the owner or agent of the owner of any land located within a subdivision, transfers or sells, agrees to sell, or negotiates to sell any land by reference to or exhibition of, or by use of a plat of a subdivision before such plat has been approved by the planning commission and recorded or filed in the office of the county clerk and recorder, shall pay a penalty of \$100.00 to the town for each lot or parcel so transferred or sold, or agreed or negotiated to be sold. The description of such lot or parcel by metes and bounds in the instrument of transfer or other document used in the process of selling or transferring shall not exempt the transaction from such penalties, or from the remedies provided in this section. The town may enjoin such transfer or sale or agreement by action for injunction brought in any court of competent jurisdiction and may recover the penalty by civil action in any court of competent jurisdiction.
- (b) It shall be unlawful to erect, construct, reconstruct, use, or alter any building or structure, or to use any land in violation of any of this chapter or to otherwise violate any provision of this chapter or any provision of a subdivision improvements agreement approved pursuant to these regulations. Any person convicted of such a violation may be punished in accordance with section 1-14.
- (c) No septic tank permit, building permit or occupancy permit shall be issued for the development of property with respect to which a violation of this chapter or a subdivision improvements agreement approved pursuant to these regulations has occurred until the violation has been remedied satisfactorily to the town.

(d) The town may bring an action in a court of competent jurisdiction to enjoin or abate any violation of this chapter or of a subdivision improvements agreement entered into pursuant to this chapter.

**(19) Sec. 20-26. Penalties. (Chapter 20, Traffic and Vehicles; Article II, Model Traffic Code)**

The following maximum penalty provisions shall apply to this article, but shall not otherwise affect the authority of the municipal court judge to adopt fine schedules under part 17 of the Model Traffic Code:

(1) It is unlawful for any person to violate any of the provisions adopted in this article.

(2) Every person convicted of a violation of any provision adopted in this article shall be punished in accordance with section 1-14.

(3) The provisions of C.R.S. § 42-2-127 shall apply, under which penalty points assessed for any traffic violations shall be reduced for early payment of the associated fine to the town.

**(20) Sec. 20-76. General (Chapter 20, Traffic and Vehicles; Article IV, Off-Highway Vehicles)**

(a) As used in this section, the term "off-highway vehicle" shall have the meaning given in C.R.S. § 33-14.5-101, as amended from time to time.

(b) As used in this section, the term "public road" means and includes any road, street, alley, avenue, thoroughfare, public way, or other public property within the town of Lake City.

(c) It shall be lawful to operate off-highway vehicles on all public roads within the town, except public roads that are part of the state highway system, provided that:

(1) The operator of the off-highway vehicle has in his or her possession a valid motor vehicle driver's license or operator's license; and

(2) The operator of the off-highway vehicle shall have in full force and

effect a complying policy of insurance under the terms C.R.S. § 10-4-601 et seq., covering such off-highway vehicle.

(3) Safety belts, as defined by C.R.S. § 42-4-236(1)(a.8)(b), as amended, are required if safety belts are installed on an off-highway vehicle. In the event an off-highway vehicle installs an attachment mechanism that would support a child restraint system, as defined by C.R.S. § 42-4-236(1)(a.5), as amended, the use of the child restraint system is required.

(4) Eye protection, in the form of goggles or eye glasses with lenses made of safety glass or plastic, is required for all off-highway operators and passengers, except if a person is wearing a helmet containing eye protection made of safety glass or plastic, or the off-highway vehicle has a windshield installed.

(5) Off-highway vehicles shall contain no more occupants than the number of occupants that the off-highway vehicle was designed to carry, except when an off-highway vehicle has a roll protection device that is designed to safely allow more occupants.

(6) Helmet use, as defined in C.R.S. § 42-4-1502, as amended, is required for off-highway vehicle operators and passengers under the age of 18 years old, unless a passenger is properly contained in a child restraint system and the off-highway vehicle is designed to support a child restraint system.

(d) It shall be unlawful for any person to operate an off-highway vehicle on any public road in violation of the regulations of title 42 of the Colorado Revised Statutes pertaining to the movement of traffic on roadways within the town.

(e) It shall be unlawful for any person to operate an off-highway vehicle on any public road at a speed greater than 15 miles per hour.

(f) It shall be unlawful for any person to allow, authorize, suffer or permit an off-highway vehicle owned or belonging to him, or that is under his control, to be operated by any other person in violation of this section.

(g) Any person convicted of a violation of this section shall be subject to a fine not to exceed \$300.00, for each separate violation.

(h) This section shall be enforced by any law enforcement or peace officer, including the Hinsdale county sheriff or a person designated by the sheriff as the county off-highway vehicle enforcement officer.

(i) Any fines collected by the town of Lake City for violations of this section shall be deposited to the street and alley fund.

**(21) Sec. 20-129. Penalties. (Chapter 20, Traffic and Vehicles; Article V, Snowmobiles)**

Violation of any provision of this article by any owner, operator or user of a snowmobile shall be punishable in accordance with section 1-14.

**(22) Sec. 21-31. Required domestic water meters. (Chapter 21, Utilities; Article II, Water and Sewer Systems)**

(a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

*New construction* means the erection or construction of any new dwelling or other structure upon real property owned by any present or prospective user or consumer of town domestic water, whether such real property is classified as residential, industrial, commercial or otherwise, and whether or not a permit for such erection or construction is required to be obtained under the provisions of the International Building Code, as adopted by the town (excluding, however, buildings and structures designed strictly for purposes of mere storage on property for which town water service neither exists nor is requested). In addition, the installation of or application for a new domestic water tap, or the imposition of a tapping charge in accordance with other provisions of this Code, or the replacement of any existing water main within the town shall likewise be deemed new construction for purposes of binding the owners of real property covered by this section.

*Transfer of legal title* means any action with respect to real property then being served by town domestic water that results in the recording of a deed, installment land contract or other contract for deed with the clerk and recorder of the county, including the sale, gift, devise or other transfer of such real property. Transfer of legal title shall not be deemed to include mere creation of a lien against real property by mortgage, deed of trust,

transcript of judgment, mechanics' lien or the like, unless and until such lien is foreclosed upon or otherwise results in a final transfer of the subject title to the lienholder or some other person or entity.

*Water service meter* means a make or model of domestic water service meter that has been approved by the town's board of trustees and installed so as to properly function and be resistant to damage from freezing and other natural causes. Unless otherwise specified in this section, all meters, meter pits and covers, meter risers, remote reads, generators and all other appurtenances shall be furnished by the town at the expense of the obligated property owner. The town shall maintain and repair all meters and the meters shall remain the property of the town. All meters shall be installed by the obligated property owner, at his own expense, on the premises where the water is to be furnished, and all installation of water meters shall be under the direction and supervision of the town's water and sanitation department manager. It shall thereafter be unlawful for any person, except for the water and sanitation department manager, or someone authorized by him, to unlock, alter or otherwise tamper with any meter belonging to the town.

(b) *Installation of water service meters mandatory on new construction.* On or after the effective date of the ordinance from which this section is derived, all new construction defined in subsection (a) of this section shall require the prompt installation of a water meter in accordance with this section. In situations of replacement of existing domestic water mains by the town, the town itself shall have authority to install a separate water meter on each parcel of real property to be served by town domestic water through any replaced water main, and shall bill each associated property owner for the cost of the installed meter.

(c) *Deadlines for installation of domestic water meters by property owners.*

1. *Deadline following transfer of title to real property.*

a. Within 60 days of the transfer of legal title to any real property that has one or more residential, commercial, industrial or other buildings, or structures located thereon and that is then connected to the town's domestic water system, it shall be the duty of the seller, grantor, transferor, donor, or any other person or entity conveying or otherwise transferring legal title to such real property, and also the duty of the person or entity acquiring legal title thereto,

to install or cause to be installed upon such real property a water service meter in accordance with this section. The 60-day period during which such water service meter shall be installed shall commence with the date of recording of the deed, installment land contract, contract for deed, or other instrument transferring legal title. Within five days of the date of recording such instrument of transfer of legal title, it shall also be the duty of the seller, grantor, transferor, donor, or other former holder of legal title to notify the town clerk of the transfer, including the name and address of the purchaser, grantee, transferee, donee, or other person acquiring title to the subject real property.

- b. In the event of the sale or other transfer of legal title to a parcel of real property that contains two or more buildings or structures that are separately used for residential, commercial or industrial purposes and that are served by a common water tap (but excluding garages, sheds and other similar buildings and structures that are designed and used for storage or other purposes ancillary to the primary buildings or structures on the property), a separate water meter shall be installed for each such building or structure within the time and in the manner set forth hereinabove. The town may also require the installation of an additional water tap or taps from the domestic water main in order to facilitate the separate metering of the separate buildings or structures. No additional tap fees will be charged by the town to the property owner required to install separate taps.
2. *Final deadline.* No later than December 31, 2013, every lot or parcel of real property that is entitled to receive domestic water service from the town shall be equipped by its owner(s) with a domestic water service meter that has been installed and approved in accordance with the provisions of this section.

(d) *Notice.* In the event of default of the foregoing requirements by any obligated person or entity, the town clerk shall issue a notice that advises that, unless the requirements of this section are fully met within ten days of service of such notice, all water service to the subject real property shall be terminated by the town. Such notice shall be served by either personal delivery to the registered owner of the subject real property or by posting of the notice on the main entrance of the affected real property.

(e) *Effect of service of notice.* Unless any applicable default of the requirements of this section is cured within ten days of the service of the notice required in subsection (d) of this section, or within any subsequent grace period granted by the board of trustees of the town of Lake City in accordance with the provisions of subsection (f) of this section, the town shall be immediately authorized to terminate all domestic water service to the subject real property. Such water service shall not be reinstated until the required water service meter is installed in accordance with the provisions hereof, unless otherwise ordered in writing by the town's board of trustees.

(f) *Grace period.* At the sole discretion of the town's water and sanitation department manager, additional time for the installation of a required water service meter may be granted to an owner or occupant of real property upon their request and upon demonstration of financial or other hardship not attributable to their own neglect or misconduct. Any such request for a grace period shall be made in writing, giving the reasons therefor and describing the real property affected. Failure of any property owner to complete installation of a water service meter within any grace period allowed by the water and sanitation department manager shall again result in immediate termination of all domestic water service to the affected property without additional notice.

(g) *Additional penalties for violation.* The town may deny to any person or entity in violation of this section any building or occupancy permit to which such person or entity would otherwise be entitled to receive if in compliance with this section. Further, any person or entity that violates this section shall be subject to section 1-14.

**(23) Sec. 21-43. Penalty. (Chapter 21, Utilities; Article II, Water and Sewer Systems)**

It shall be unlawful for any person to violate any of the provisions of this article. Any person convicted of such a violation may be in accordance with section 1-14.

**(24) Sec. 21-64. Penalty. (Chapter 21, Utilities; Article III, Telephone Occupation Tax)**

If any officer, agent or manager of a telephone utility company which is



subject to the provisions of this article shall fail, neglect or refuse to pay the tax as required by this article, provided in sections 12-61 and 12-62, the said officer, agent, manager or person shall, on conviction thereof, be punished in accordance with section 1-14, provided that each full calendar month after said tax shall become delinquent during which the said officer, agent, manager or person shall fail, neglect, or refuse to pay the tax shall be considered a separate and distinct offense.

**(25) Sec. 21-109. Penalty. (Chapter 21, Utilities; Article IV, Cable Television System Permits)**

It shall be unlawful for any person to violate any of the provisions of this article and upon conviction shall be punished in accordance with section 1-14.

**(26) Sec. 23-24. Enforcement and administration. (Chapter 23, Zoning; Enforcement and Administration)**

(a) The building official shall be responsible for the interpretation, administration and enforcement of the provisions of these regulations, as amended, the official zoning map, as amended, and of any decisions entered by the planning commission, board of adjustment or board of trustees, pursuant to this chapter.

(b) No building permit, occupancy permit, or other permit or license shall be issued, nor shall any other action of approval be taken or allowed by the town for any property which is not in compliance with the provisions of this chapter, and any decision issued pursuant hereto.

(c) The town may maintain an action in a court of competent jurisdiction to enjoin any violation of this chapter or of the terms of any decision entered pursuant to this chapter.

(d) Any action which reduces the area of any site, lot or tract in violation of the minimum dimensional requirements of these regulations shall be unlawful.

(e) It shall be unlawful to violate any of the provisions of this chapter, or the terms of any decision entered pursuant to this chapter. Any person

convicted of such a violation may be punished in accordance with section 1-14.

- (f) Any property or building maintained in violation of these regulations is hereby declared to be a nuisance which may be abated by the town in any lawful manner.

*Section 5.* Additions or amendments to the Code, when passed in the form as to indicate the intention of the Town to make the same a part of the Code, shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

*Section 6.* Ordinances adopted after this Ordinance that amend or refer to the ordinances that have been codified in the Code shall be construed as if they amend or refer to those provisions of the Code.

*Section 7.* This Ordinance becomes effective thirty (30) days after publication thereof.

INTRODUCED by the Board of Trustees of the Town of Lake City, Colorado, this 15<sup>th</sup> day of November, 2017.

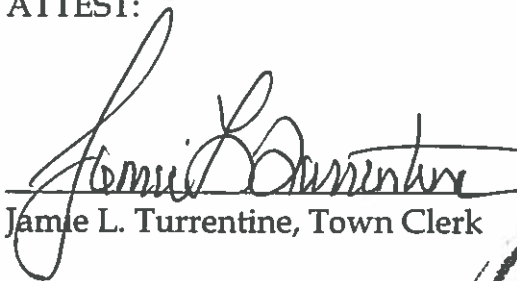
TOWN OF LAKE CITY, COLORADO



Bruce Vierheller, Mayor

I, Jamie Turrentine, certify and attest that Ordinance No. 2017-07 was introduced by the Board of Trustees for the Town of Lake City at the regular meeting on the 15<sup>th</sup> day of November, 2017.

ATTEST:



Jame L. Turrentine, Town Clerk



ADOPTED by the Board of Trustees of the Town of Lake City, Colorado, this 7<sup>TH</sup> day of February, 2018.

TOWN OF LAKE CITY, COLORADO

Bruce Vierheller  
Bruce Vierheller, Mayor

I, Jamie Turrentine, certify and attest that Ordinance No. 2017-07 was adopted by the Board of Trustees for the Town of Lake City at the regular meeting on the 7th day of February, 2018.

ATTEST:

Jamie Turrentine  
Jamie L. Turrentine, Town Clerk

