

**TOWN OF LAKE CITY, COLORADO
ORDINANCE NO. 2014-07**

AN ORDINANCE OF THE TOWN OF LAKE CITY, COLORADO,
AMENDING THE LAKE CITY MUNICIPAL CODE BY ADDING
NEW SUBSECTIONS 16-1-21-(I) AND 16-1-21-(J), CONCERNING
REPAIR, REPLACEMENT, AND PREVENTION OF FREEZING OF
WATER SERVICE METERS AND SERVICE LINES.

WHEREAS, the Board of Trustees of the Town of Lake City adopted Ordinance Number 1, Series 1989, and subsequent amendments thereto, pertaining to the Town's water and sewer systems;

WHEREAS, the Board of Trustees of the Town of Lake City adopted Ordinance Number 2, Series 2000, amending Chapter 16 of the Lake City Municipal Code by the addition of Section 16.1-21, requiring the installation of domestic water service meters;

WHEREAS, the Board of Trustees of the Town of Lake City has determined it to be necessary and proper to prescribe responsibilities for the prevention of freezing of domestic water service meters, and the repair or replacement of water service meters and service lines; and

WHEREAS, the Board of Trustees of the Town of Lake City finds that this ordinance is necessary and proper to provide for the safety, preserve the health, and promote the prosperity, of the Town of Lake City and the inhabitants thereof.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LAKE CITY, COLORADO, as follows:

Section 1:

Chapter 16, Section 1, of the Lake City Municipal Code is hereby amended by the addition of new subsections (I) and (J) to section 16-1-21 as follows:

(I) Responsibility to Prevent Freezing of Water Service Meters.

It is the duty of each water service customer to prevent, by adequate protection, the water service meter from freezing. If the water service customer fails to have the water service meter removed or properly winterized prior to vacating the premises, the user shall be liable for any damage to the meter caused by freezing.

(J) Repair or Replacement of Water Service Meters and Service Lines.

It is the duty of each water service customer to notify the Town if his, her, or its water service meter operates defectively. If repair or replacement of a water service meter is required, the cost of such repair or replacement shall be added to the water service customer's service charge bill. Breaks, leaks, frozen lines, and other stoppages or malfunctions in the service line on the customer side of the water service meter shall be repaired by the water service customer within seventy-two (72) hours after the Town notifies the customer of the break, leak, freezing or other stoppage or malfunction, or the customer otherwise has knowledge thereof; provided, however, that if weather conditions render immediate repair impossible, the time may be extended upon written consent of the Town. If satisfactory progress towards repair of the break, leak or other malfunction has not been made within the required time, the Town shall have the right and authority to repair or have repaired the service line at the expense of the water service customer, and to assess and collect the expense in the manner set forth for other charges and fees.

Section 2:

This ordinance shall become effective on the thirty-first day following publication, pursuant to COLO. REV. STAT. § 31-16-105.

Section 3:

The amendment of various provisions of the Town of Lake City Municipal Code by this ordinance shall not affect any offense or act


committed, any penalty incurred, any contract, right, or duty established or accruing before the effective date of this ordinance.

Section 4:

If any provision of this ordinance or the application of it to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provisions or applications. The provisions of this ordinance are expressly declared to be severable.


INTRODUCED AND ADOPTED by the Board of Trustees of the Town of Lake City, Colorado, this 17th day of September, 2014.

TOWN OF LAKE CITY, COLORADO


Bruce Vierheller, Mayor

I, Deborah Bendinelli, certify and attest that Ordinance 2014-07 was introduced and adopted by the Board of Trustees for the Town of Lake City at the regular meeting on the 17th day of September, 2014.

ATTEST:


Deborah, Bendinelli, Town Clerk