

ORDINANCE No. 2010-08

AN ORDINANCE AMENDING ORDINANCE 2009-6 BY ESTABLISHING LATE FEES AND SHUT OFF FEES FOR NON PAYMENT

WHEREAS, the provision of healthy and dependable potable water supplies for regular municipal use and the provision of such supplies as needed to ensure adequate fire protection are necessary for the preservation and promotion of the health, safety and welfare of the Ophir community; and

WHEREAS, the Town of Ophir operates a public water system throughout the Town of Ophir, which system is fiscally maintained solely through the operation of the Town's Enterprise Fund; and

WHEREAS, the current user fees may be insufficient to cover the costs of current operations, together with anticipated costs of completing significant improvements to the system; and

WHEREAS, the Ophir General Assembly finds that raising the water user fees will promote the health, safety and general welfare of the Ophir community by raising revenues for water system improvements;

NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR:

SECTION 1: ORDINANCE 2009-6 AMENDED

Section 1 -- Water Fee -- of Ordinance 2009-6 is hereby repealed in its entirety and reenacted to read, "Water Fee: four hundred, forty U.S. Dollars per year minimum for each tap-holder within the Town of Ophir. The \$440.00 per year minimum shall be paid quarterly at the rate of \$110.00 (one hundred ten) dollars per quarter."


SECTION 2: ESTABLISHING LATE FEES AND SHUT OFF FEES: This Ordinance shall establish a \$50 late fee when payment is not received by the end of the billed quarter by the customer. If payment is not made by the end of the second quarter by the customer a \$150 shutoff fee while be incurred to the customer. The customer must pay outstanding balance and fees in entirety prior to Ophir reinstating service. Quarterly water bills are still applied even while water is shut off.

SECTION 3: EFFECTIVE DATE: This Ordinance shall be effective upon final adoption.


SECTION 4: PUBLICATION: Notice of final adoption of this Ordinance shall be published in the *Telluride Daily Planet* along with a brief description of this Ordinance.

Introduced, Read and Approved on First Reading by the General Assembly on the 28th day of December, 2010.

Approved and Adopted on Second and Final Reading by the General Assembly of the Town of Ophir on the 15th day of February, 2011.

By: 

Joe Lawton, Mayor

Attest: 

Valerie Hill, Town Clerk

Stephen B. Johnson

Approved as to Form: Town Attorney