

of said city limits, running thence southerly along the easterly boundary line of said city to the middle of the main channel of Clear creek, and running thence westerly along the middle line of the main channel of Clear creek to the middle line of Washington avenue, the place of beginning, shall constitute one ward, and shall be designated, numbered and known as the Third ward.

626. Section 5. All that portion of said city lying within the following exterior lines, to-wit: Beginning at the middle of the main channel of Clear creek at its intersection with Washington, running thence northerly along the middle line of Washington avenue to its intersection with Sixth street, running thence easterly along the middle line of Sixth street to its intersection with Jackson street, running thence northerly along the middle line of Jackson street and a prolongation of said line to the northerly boundary line of said city, running thence westerly along said north boundary line to the northwest corner of said city limits, running thence southerly along the west boundary line of said city to the middle line of the main channel of Clear creek, and running thence easterly along the middle line of the main channel of Clear creek to the middle line of Washington avenue, the place of beginning; shall constitute one ward, and shall be designated, numbered and known as the Fourth ward.

CHAPTER XXIV.

ORDINANCE NO. 119

(Passed March 5, 1926.)

Relating to the Water Works and Water Rates.

627. Section 1. That for water furnished by the City of Golden, Colorado, from its municipal water works system, to, and for use in private dwelling houses, and for sprinkling and irrigation purposes, the following annual rates and charges, designated as Class One and Class Two, are hereby fixed and established, and shall be paid for, as follows, to-wit:

Class One Rates

Rates for water furnished to, and used in, private dwelling houses and for sprinkling and irrigation purposes on lots, all situated inside the corporate limits of the City of Golden, shall be known, and are hereby designated as Class One Rates, and the same are hereby fixed and established as follows, viz:

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|---|---------|
| For private residences of three rooms or less.....  | \$ 6.00 |
| For each additional room.....   | 2.00    |
| For bath tubs, each.....  | 2.00    |
| For water closets, each.....  | 2.50    |
| For urinals, each.....  | 2.50    |
| For sprinkling each lot, or fractional part thereof, said lot to be considered as being 50 by 140 feet, for the irrigating season, now established or which may be hereafter established..... | 7.50    |
| For water power washing machines, or any motor of any kind operated by city water from faucets or hydrants, subject to approval by the Superintendent of the Water Works....                  | 10.00   |

**Class Two Rates**

Rates for water furnished to private dwelling houses, and for sprinkling or irrigating lots during the irrigating season all being situated outside of the corporate limits of the City of Golden, shall be known and are hereby designated as Class Two Rates, and the same are hereby fixed and established as follows, to-wit:

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|---|---------|
| For private residences of three rooms or less.....  | \$12.00 |
| For each additional room.....   | 4.00    |
| For bath tubs, each.....  | 4.00    |
| For water closets, each.....  | 5.00    |
| For urinals, each.....  | 5.00    |
| For sprinkling each lot, or plot of ground of dimensions of 50 ft. by 140 ft., or for any fractional part thereof, during the irrigating season as designated for property within the corporate limits of the City of Golden, when the right to do such irrigating or sprinkling be granted by the City Council, per season, as fixed by the license..... | 15.00   |

Water power machines, of any character or kind, operated by faucets or hydrants connected with the city water mains shall not be permitted.

628. Section 2. The rates and charges fixed and established by Section 1 of this Ordinance shall be due and payable as follows, to-wit:

**All Class One Rates** shall be payable in two equal installments, the first of which shall be due and payable on April 1st, and the second on October 1st, of each year, beginning with April 1st, A. D. 1926.

All unpaid charges and installments shall be delinquent on the first day of the next succeeding month after their due date.

No demand for payment shall be necessary, but it is hereby made the duty of all persons chargeable with the payment of water rates to pay the same when due.

Payment for the full year or season may be made by the applicant on the date when the first installment is due, if the applicant so desires.

**Class Two Rates** shall be paid yearly or for the season in advance on the first day of April of each year, beginning with April 1st, 1926. No licenses shall be issued in this class for less than one year for domestic use, or for less than the season for sprinkling or irrigation.

In all cases under this class where meters are used the minimum charge shall be the rate as fixed above in Section 1 of this ordinance, but where an excess of water is used, which at the meter rate fixed shall amount to more than the total minimum charge, such excess shall be paid for at such periods as may be hereafter fixed by resolution of the City Council, or, in the absence of any such resolution, according to the orders of the Water Superintendent.

629. Section 3. No water will be furnished to any dwelling house or for sprinkling or irrigating any lot until a license therefor shall have been issued by the Superintendent of the Water Works of the City of Golden, and such license shall be issued only upon written application, made by the owner of such house or property, or by his duly authorized agent, which application shall be in such form as shall, from time to time, be prescribed by the City Council, and which shall describe fully the uses for which said water is to be furnished. Provided, that where water is now being furnished to any

property designated under Class One Rates, no additional application need be made, under the terms of this ordinance, except where other or different uses may be added, and provided, further, that yearly applications must be made in all cases coming under Class Two Rates and all such applications must be acted upon by the City Council, before a license can be issued by such Superintendent of the Water Works; the right to reject any or all applications under Class Two Rates is hereby expressly reserved by the City Council, and the granting by it of any such application shall in no manner or way operate to stop it from refusing to grant any other application or applications, though made at the same time and involving property situate in the same locality as the property as to which the application may be granted, it being expressly understood that this ordinance imposes no obligation whatsoever upon the City of Golden to furnish water for the use of any property outside the City limits, and which is not subject to City taxation as imposed by the annual levies. Therefore, the granting of an application under Class Two Rates in any one year shall not be deemed nor taken as conferring or vesting any right to have a similar application granted in any succeeding year.

630. Section 4. No licenses for the use of water shall be issued except to the owner of the property for which it is desired, or to his duly authorized agent, and such owner shall at all times be held liable for all payments of charges for the use of the water on his property, which, if the same shall be allowed to become delinquent, shall be and remain a lien upon the property itself.

No licenses shall be issued for the use of water, and no water must be furnished to any premises, until all arrearages, if any, in water rates and rents on such premises shall have been paid in full; all applications for water under Class Two Rates must be accompanied by the full minimum amount of all water rents and charges for the year covered by the application.

No license for sprinkling or irrigation shall be issued, under either Class One or Class Two Rates, for a period less than the irrigating season, as now fixed or which may be hereafter fixed by ordinance or resolution of the City Council.

631. Section 5. When any payments hereinabove provided for shall become delinquent, as hereinbefore provided, it is made the duty of the Superintendent of the Water Works, or any person designated by the City Council to act in his stead, to shut off all city water from the premises so in default, such action to be taken within ten days from the date of such delinquency, and such water shall not be again turned on until full payment of all water rents for that period due according to classification shall be made, together with an additional ten per cent of such amount to be added thereto as a penalty.

It is hereby made the duty of the officer in charge of the collection of water rents to enforce strictly the provisions of this section, and neither he, nor any other officer of the City shall have authority to modify them; for any neglect in doing so he and his bondsmen shall be held liable for any losses that may occur. It is also made the duty of the officer having charge of issuing licenses for the use of city water to see that all delinquent water rents chargeable against any property are fully paid before any new licenses for the use of city water on such premises are issued.

632. Section 6. When any person shall apply to the City Clerk, or other officer of the city having charge of issuing water licenses for a license entitling the applicant to the use of water for a purpose for which a rate has not been established, it shall be the duty of said official to apply to the city council at its next meeting to fix a charge or rate for such water and to authorize a license to be issued, but if the applicant desires the use of the water before the City Council is next in session, the water committee of

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the City Council may temporarily fix such rate or charge and authorize the issuance of a license for the use of the water until the City Council meets, when the City Clerk shall make report of the action taken to the City Council, which shall thereupon take such action as may be further necessary according to its discretion.

All special rates or charges fixed by the water committee or by the City Council shall be subject to change, at the expiration of the license, without notice.

633. Section 7. It shall be unlawful for the owner, lessee or occupant of any premises to which water is conducted from the City water lines to use or permit to be used any service pipe, hydrant, faucet, trap, shut off cock, hose, sprinkler or nozzle that is broken, worn out, or out of repair, so that water is wasted thereby.

And if any such owner, lessee or occupant, shall fail, after notice from the city official having the water works in charge, to repair the said defective or broken or wasteful appliance or attachment, so as to effectually stop the waste of water, within forty-eight hours after such notice is given, the said official may shut off the water from said premises until said defective appliance or attachment is replaced or repaired; provided further, whenever in the opinion of the Superintendent of the Water Works, the waste of water demands immediate action to conserve the water supply, it shall be his duty to shut the water off forthwith, and not allow the same to be again turned on until proper repairs are made.

634. Section 8. It is hereby made the duty of the officer having charge of the collection of the water rents to collect the same according to the provisions of the ordinances of this City. For failure to collect the same and to impose the penalties provided for, in addition to the liability imposed in a preceding section of this ordinance, he shall be deemed guilty of a misdemeanor, and be fined not less than ten nor more than One Hundred Dollars.

635. Section 9. Ordinance Number 38, being Chapter 23 of the Revised Ordinances of the City of Golden, as published in 1921, relating to the Water Works, the Rates and Charges for the use thereof, and penalties for violations, together with all other parts of other ordinances in conflict with the above sections of this ordinance is and are hereby repealed.

#### ORDINANCE NO. 35

(Passed March 19, 1891.)

#### Regulations.

636. Section 1. That not more than one tap shall be made in the street water mains of the water works system of this city for each lot of fifty by one hundred and forty feet in size for irrigation or house use, and no service pipe, whether in the street or on the owner's premises, shall have connection with said street mains by more than one tap connection, the orifice of which shall be of no greater diameter than three-fourths of one inch, and no service pipe for the uses aforesaid shall be of a greater inside diameter than three-fourths of an inch. When connection with the street water mains is desired for other uses than as above specified the City Council, in their discretion, may by order grant permission for more than one tap connection with service pipes, and the use of larger service pipes. Service pipes for irrigation or house purposes shall not be connected with pipes for other purposes, except by consent of the City Council, and shall