

## ORDINANCE NO. 307

AN ORDINANCE RELATING TO PERMITS TO TAP CITY MAINS AND PERTAINING TO EXTENSIONS OF CITY WATER AND SEWER MAINS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. That Section One (1) of Ordinance Number 215 of said City of Golden is hereby amended to read as follows: From and after the passage and adoption of this Ordinance, a fee of Fifty (\$50.00) Dollars shall accompany the application for the permit provided for and required by Section One (1) of Ordinance Number Eighteen (18) of said City, being Section 644, Revised Ordinances of 1937, and such permit shall not be issued unless said fee is paid and shall be issued only in the name of the owner of the real property involved.

Section 2. No water main or pipe line or sewer main or pipe line shall be extended under a public street, alley or other public thoroughfare dedicated to the use of the public or under premises as to which the City shall have a right of way, in fee, for the maintenance of said main or pipe line thereunder.

Section 3. All water mains and pipe lines for carrying city water and all sewer mains and pipe lines lying under public streets and thoroughfares or under premises as to which the City shall have a right of way for the laying and maintenance thereof, except the pipe line leading from any such main or pipe line to supply private property, shall be and remain City property, and shall be maintained by the City at its own cost and expense.

All other mains and pipe lines, including pipe lines from the City mains and pipe lines to private property and all connections thereto, shall be and remain private property and shall be maintained by the owner, subject, however, to such regulations and supervisions as is now or may hereafter be provided by ordinance.

Section 4. City mains and pipe lines shall be extended to make available City water and sewage disposal to any prospective user, within a reasonable time after application therefor, provided that the applicant or applicants shall pay to and deposit with the City Clerk-Treasurer for the use of the City, an amount equal to the current estimated cost of constructing such extension.

If additional users shall, within Ten (10) years after the making of such deposit, connect to such extension, the City shall refund to such depositor, or his heirs, executors, administrators or assigns entitled thereto, the amount of the tap fee or fees as assessed by Ordinance for

each tap so made, not exceeding, however, the total amount of the deposit less the tap fee or fees deposited by the petitioner upon application for the extension. No refund shall be made after Ten (10) years from the date of such deposit, and any amounts remaining on deposit after the expiration of such Ten (10) year period shall belong to the Water and Sewer Fund.

Such deposit shall bear no interest and no interest shall be paid thereon by the City.

Section 5. WHEREAS, in the opinion of the City Council, an emergency exists and this Ordinance is necessary for the immediate preservation of the public peace, health and safety, therefore this Ordinance shall be in full force and effect upon the expiration of five days after its final passage and publication.

Introduced and read this 8th day of March, 1951.

Adopted and approved this 27th day of March, 1951.

E. L. BARNHARDT,  
Mayor.

Attest:

E. ARTHUR LOWTHER,

City Clerk-Treasurer.

Approved as to Form:

FRANK REINHARD, JR.,

City Attorney.

I, E. Arthur Lowther, City Clerk-Treasurer of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at an adjourned meeting of the City Council of said City held on the 8th day of March, 1951, and by order of the said City Council was published as a proposed ordinance as the law directs, and for more than ten days prior to its passage in the Colorado Transcript, legal newspaper; and that on the 27th day of March, 1951, the said proposed ordinance was read and passed by the City Council aforesaid, the said meeting being a Special meeting of said City Council, and ordered published in aforesaid newspaper as the law directs.

Witness my hand and official seal of the City of Golden, Colorado, this 28th day of March, 1951.

(SEAL) E. ARTHUR LOWTHER,  
City Clerk-Treasurer.

Also see Ord. 376 #429

*Arthur Lowther*