

ORDINANCE NO. 191

AN ORDINANCE RELATING TO THE SEWER SYSTEMS OF THE CITY OF GOLDEN, AND FIXING CERTAIN CONNECTION AND USE CHARGES WITHIN SAID CITY.

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

Section 1. That under and by virtue of the authority conferred upon the governing bodies of towns and cities, by Chapter 221, Session Laws of Colorado, 1937, to fix rates and charges, by ordinance, for the connection with and use of the sewers and sewerage systems of municipalities, the following rates and charges, relative to property situated within the corporate boundaries of the City of Golden, Colorado, are hereby fixed and established, to-wit:

A. From and after the passage and adoption of this ordinance, the rate and charge for each connection of property, situated within the corporate boundaries of the City of Golden, with the sanitary sewers and sewerage systems of said City, as the same are now or may hereafter be established and constructed, shall be the sum of Twenty-five Dollars (\$25.00), and no connection with said sewers or sewerage systems shall hereafter be made until said fee shall have been paid to the City Clerk of the City of Golden, and a permit therefore shall have been issued by said City Clerk, and any person who shall make any such connection without the prior payment of said charge and the procuring of said permit shall, upon conviction, be fined in any sum not less than One Dollar (\$1.00) nor more than Fifty Dollars (\$50.00), or by imprisonment not less than one day, nor more than twenty days, or by both such fine and imprisonment; provided, that no connection fee shall be charged against any property upon which an assessment shall have been heretofore or may hereafter be lawfully levied and paid under and by virtue of any ordinance, of said City, for the creation of Sanitary Sewer districts, but, as to such property, it shall be necessary to apply for and obtain a permit for each new connection.

B. From and after the passage and adoption of this ordinance, the annual rates and charges for the use of the sanitary sewers and sewerage systems of the City of Golden, by property situated within the corporate boundaries thereof, through and by means of any connections therewith, whether hereto-

fore or hereafter made, shall be as follows, to-wit:

For private dwellings the sum of Two Dollars (\$2.00).

For stores, shops and other retail business houses the sum of Two Dollars (\$2.00).

For restaurants and taverns the sum of Five Dollars (\$5.00).

For hotels, apartment houses and rooming houses the sum of Five Dollars (\$5.00).

For garages and filling stations the sum of Five Dollars (\$5.00).

For all other places of business not herein specifically named the sum of Five Dollars (\$5.00).

For manufacturing plants and institutions the sum of Ten Dollars (\$10.00) per building.

For public buildings, schools and other public institutions the sum of Ten Dollars (\$10.00) per building.

The use rates and charges herein provided for shall be for the period of one year beginning on October 1st of each year and ending on October 1st of the succeeding year, provided, that for the period from the passage and adoption of this ordinance until October 1st, 1942, the rates and charges shall be one-half of said yearly rates and charges.

Section 2. All connection fees and annual use rates and charges shall be paid to the City Clerk of the City of Golden on or before October 1st of each year and if not so paid the same shall become delinquent on said October 1st, and shall be certified as delinquent by said City Clerk to the County Commissioners of the County of Jefferson, State of Colorado, on or before the next succeeding November 1st, and shall become a lien upon the real property served by said sewer connections, and shall be collected as provided by Section 3 of said Chapter 221, Session Laws of Colorado, 1937; provided that rates imposed upon property as aforesaid, which by reason of its ownership, character or use is not subject to taxation or lien, under the Constitution and Laws of the State of Colorado, may be collected by any appropriate action in law or in equity, begun in the District Court of the County of Jefferson and State of Colorado.

Section 3. The revenues derived from the above sources shall be deposited, kept, paid out, used and applied only in the manner and form provided for by Section 2 of said Chapter 221, and for this purpose a fund to be known and designated as the "Sewer Fund" of said

City is hereby created, and all such revenues shall be paid over and credited to said fund, provided that nothing herein contained shall be construed as in any way preventing or prohibiting the City Council from applying and crediting to said Fund monies derived from taxation or other sources.

Section 4. 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 13th day of February, 1942.

Adopted and approved this 6th day of March, 1942.
(SEAL)

H. W. RYLAND,
Mayor.

Attest:

W. H. BOLITHO,
City Clerk.

I, W. H. Bolitho, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at a regular meeting of the City Council of said City held on the Thirteenth day of February, 1942, 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 Sixth day of March, 1942, the said proposed ordinance was read and passed by the City Council aforesaid, the said meeting being a regular 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 Sixth day of March, 1942.
(SEAL)

W. H. BOLITHO,
City Clerk.