

**TOWN OF PARACHUTE
ORDINANCE NO. 815-2024**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PARACHUTE, COLORADO, TO AMEND TITLE 9 “UTILITIES AND SERVICES” OF THE PARACHUTE MUNICIPAL CODE

WHEREAS, pursuant to C.R.S. § 31-15-103, Municipalities shall have power to make and publish ordinances which are necessary and proper to provide for the safety, to preserve the health, promote the prosperity, and improve the morals, order, comfort, and convenience of such municipality and the inhabitants thereof not inconsistent with the laws of this state; and

WHEREAS, the Town of Parachute (“Parachute” or the “Town”) is a home-rule municipality organized pursuant to Article XX of the Colorado Constitution and with the authority of the Parachute Home Rule Charter; and

WHEREAS, pursuant to the authority vested in the Town Council by Section 1-11 of the Parachute Town Charter, the Town Council wishes to amend Title 9, Utilities and Services, of the Parachute Municipal Code to address various text amendments as proposed and recommended by staff; and

WHEREAS, to maintain the public infrastructure and mitigate risks to the system, the Town Council finds these amendments are necessary for the preservation of public property, peace, health, or safety.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PARACHUTE, COLORADO, AS FOLLOWS:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Amendments. Chapter 9.01, 9.17, and 9.20 “Amendments” of the Parachute Municipal Code is hereby amended with double underlined text added and ~~strike through language~~ deleted, as follows:

A. Chapter 9.01 – Solid Waste Amendments.

1. *Section 9.01.030 - Solid waste collection system established.* – is amended to read as follows:

A. A system for the collection and disposal of refuse, recyclables, and other waste is established for the benefit of all persons residing within the Town limits. This system shall serve all commercial, industrial and residential establishments within the Town, except for exempt customers of licensed refuse haulers. Refuse shall be collected

at least once per week by the Town or its refuse hauler contractor from all locations within the Town limits, and more often when deemed necessary or appropriate by the Town Manager.

B. The Town Manager has the authority to adopt additional written rules and regulations concerning collection and disposal of refuse and/or relating to the hauling of refuse in and over the streets of the Town, as he or she may deem necessary. The types and quantities of items that the Town shall collect through special services shall be determined from time to time by the Town Manager, who shall provide notice to Town trash customers of such special services. A copy of all written rules and regulations shall be available for inspection at the Town Clerk's office during regular business hours. (Ord. 767 §3 (Exh. A), 2019)

C. All commercial, industrial, and residential establishments that are exempt from participating in the solid waste collection system are still required to comply with other provisions of this chapter and ensure all refuse is collected and disposed of in conformity with all applicable Town rules and regulations and applicable screening, setback, location, and other requirements provided in Title 15 of the PMC.

2. *Section 9.01.040 - Town residential refuse and recyclable services.* – is amended to read as follows:

A. The Town's contractual residential waste collection service provider shall furnish residential waste collection services as provided in this section for all residents within the Town, except for those specifically excluded from such services. For the purposes of determining residential status, all residential customers of the Town's utility systems are considered residents and are required to participate in the waste collection program and are subject to applicable fees.

B. Bulky items shall be removed in accordance with the contractual requirements of the Town's residential waste collection services provider, or by other providers authorized to haul refuse within the Town, or by the resident in accordance with the requirements set forth in this chapter. Neither the Town, nor its contractors or licensed operators, shall have any obligation to collect or transport any refuse not in a proper container, or from any containers not properly placed for collection.

C. It shall be unlawful for any person to set out, or allow to be set out, deposited, or stored for collection, any refuse other than that which has accumulated from the regular residential use of the premises upon which such refuse is set out, deposited, or stored for collection. (Ord. 767 §3 (Exh. A), 2019)

3. *Section 9.01.090 - Premises excluded from service* – is amended to read as follows: All commercial and industrial establishments and multifamily residences containing

~~eight (8)~~ four (4) or more are excluded from the Town residential waste collection service program but may opt into the program if the services and adequate capacity is available.

B. Chapter 9.17 – Water Utility Amendments.

1. *Section 9.17.000 - Definitions.* – is added to read as follows:

“Connection permit” means a permit to connect to the water system and or irrigation water system of the Town issued in accordance with PMC 9.17.010 and 9.17.030.

“The Town” Refers to The Town of Parachute

“Domestic water” is potable water delivered through a pipe system for personal use or consumption

“Irrigation water” means the raw or non-potable (untreated) water supplied through ditches and channels

“Corporate Limits” refers to legal name of the boundary of the municipality, Town of Parachute

“Main Trunk Lines” means that portion of the water supply system owned by the Town that transmits and distributes water from treatment or storage facilities to users, up to property lines or meters

“Lateral Lines” refers to water supply lines after a property line or after a meter connection

2. *Section 9.17.010 – Permit required.* – is added to read as follows:

It is unlawful for any person to open, uncover or in any manner make connection with any water or irrigation main or line of the Town, without first obtaining a written connection permit from the Town.

3. *Section 9.17.020 – Application for Permit.* – is added to read as follows:

The application for the connection permit shall be in writing on a form provided by the Town, which shall require at least the following information, together with any plans, specifications, or other information considered pertinent in the judgement of the Town:

- A. Name and address of applicant;
- B. Name and address of owner of the premises where the water and/or irrigation connection is to be made;
- C. Location of the proposed connection;
- D. Statement as to the type, materials, and method of connection.

4. *Section 9.17.030 – Permit approval.* – is added to read as follows:

The Town Manager or representative shall issue a permit for such connection if the

application contains all the required information and complies with all the provisions of the applicable ordinances of the Town and the water or irrigation utility installation rules and regulations of the Town as adopted and made available in accordance with PMC 09.17.140. The connection permit shall specify the type and kind of connections, together with the specifications of construction.

5. *Section 9.17.040 – Connection to water or irrigation mains.* – is added to read as follows:

Any user of the water and/or irrigation system, either inside or outside of the boundaries of the Town, must build their own water and irrigation line if there is no line available for them to connect with. All connections to the Town’s water and/or irrigation system must be made subject to the supervision and inspection of the Public Works Director and or building official, in accordance with the Town of Parachute Manual of Public Works Improvements, adopted as a separate regulation and as amended from time to time, and in compliance with the applicable ordinances and the utility rules and regulations of the Town as adopted and made available in accordance with PMC 09.17.140.

A. To ensure proper water management and accountability, each residence (including single family, and multiple unit building) and accessory dwelling unit on a parcel of land must have its own separate water meter. This requirement helps to accurately track and monitor the water usage for each individual dwelling, providing valuable data for efficient resource management and billing purposes.

B. The Town does not and will not assume any obligation or responsibility for damage caused by, or resulting from, any such connection. Each such application shall be reviewed, and appropriate action taken on a case-by-case basis. No such connection shall be approved without written approval of, and an agreement to hold the Town harmless from any damage resulting from such connection from, the owners of both buildings.

C. All excavations for building water and/or irrigation installations shall be adequately guarded with barricades and lights to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored by the owner, at the owner’s expense, in a manner satisfactory to the Town.

D. All costs and expenses incidental to the installation and connection of the water and/or irrigation shall be borne by the owner of the property on which it is installed. The owner, prior to connection of the water and/or irrigation to the Town system, shall agree in writing to indemnify the Town from any loss or damage that may be directly or indirectly occasioned by the installation of the water and/or irrigation.

E. Leaks or breaks on any service line shall be repaired by the property owner within seventy-two (72) hours of obtaining knowledge of a leak or from the time of notification of such condition by the Town. If satisfactory progress toward repairing the leak has not been completed within that time period, the Town may shut off service until the leak or break has been repaired. In addition, the Town shall have the right to effect the repair, and the responsibility of the cost for this repair shall be determined by the Town, and billed to the owner, as hereinafter provided.

6. *Section 9.17.050 - Payment of domestic and irrigation water service charges.* – is amended to read as follows:

A. A statement for domestic water service charges and irrigation water service charges shall be provided to customers at intervals established by the Town Manager and ratified by resolution of the Town Council, but billing intervals shall not be more frequent than monthly nor less frequent than quarterly. Statements may include any additional charges, tolls, fees and assessments related to sewer utility service and refuse collection service and may include charges, tolls, fees and assessments for such matters as late payment penalties, turn-on fees, disconnection fees, duplicate bill fees, additional meter reading fees, meter testing fees, and other similar charges.

B. Whenever possible, statements for service charges will be directed to the owner of premises served by the Town's domestic water system and irrigation system rather than the occupant in accordance with PMC 9.17.060. When a customer receives domestic water service for a number of units through one (1) meter, the Town shall send only one (1) bill to the customer for the service measured by that meter. In no event shall the Town bill the owners of individual units within a multiple unit building unless service to each unit is metered separately, unless such service has previously been established.

C. If a payment is received by the Town in response to a combined billing statement as set forth in subsection (B) of this section, such payment shall first be credited towards the oldest charges still outstanding at the time.

D. Statements shall be mailed by the Town to water customers before the specified billing period and shall be payable by the date set forth on the statement. Amounts outstanding after thirty (30) days following the due date shall become delinquent and accrue interest ~~at the rate of one and one-quarter percent (1.25%) per month.~~ as set forth in Appendix A

7. *Section 9.17.070 - Unpaid water service charges – Lien – Collection:*

A. All rates, fees, charges and assessments provided for under the Town's ordinances concerning the Town's domestic water system and irrigation system, from the time the same shall be due and payable, shall become and remain a lien on the premises served until said rates, fees, charges and assessments have been paid to the Town. This lien on the premises may be foreclosed by an action at law or in equity in the name of the Town and in any court having jurisdiction thereof. If the Town must resort

to a court action for collection of said amounts due, the Town shall also be entitled to its reasonable attorney's fees, including legal assistant's fees, and other expenses incurred in such action if the Town prevails.

B. In the event said rates, fees, charges, and assessments are not paid when due, the Town Treasurer may certify the amount of the same to the Garfield County Treasurer to be placed on a tax list for the current year, and collected in the same manner as other taxes are collected, with ten percent (10%) added thereto to defray the cost of collection, pursuant to § 31-20-105, C.R.S. All laws of this state for the assessment of general taxes, including the sale of property for taxes and redemption of the same, shall apply.

C. Alternatively, or in conjunction with the actions provided in subsections (A) and (B) of this section, the Town may terminate domestic water service and irrigation water service to the premises until all unpaid rates, fees, charges and assessments made in connection with the Town's domestic water system and irrigation system are paid in full, as provided in PMC 9.17.080. (Ord. 618 §3, 2010)

8. *Section 9.17.080 - Delinquency notices and charges – Revocation of water service.* – is amended to read as follows:

If any rates, charges, tolls, fees, or assessments for the Town's domestic water service or irrigation service remain unpaid following the due date, the Town Clerk shall post a notice upon the affected property and also mail the same to the mailing address of the owner and occupant according to the records of the Town. Such notice shall describe the property by street address, the type and amount of unpaid rates, charges, tolls, fees, or assessments, and a warning that if the unpaid amount, together with the Town's incidental cost in sending such notices, is not paid in full within ~~seven (7) days~~ fourteen (14) days, all domestic water service and irrigation service to the property shall be discontinued immediately. Provided, however, the notice shall also state that the owner or occupant of the property has a right to request a hearing before the Town Council if the owner or occupant disputes the amount allegedly past due and unpaid. If an owner requests such a hearing, the Town Council, or its designee, shall conduct a hearing for the sole purpose of determining if any rates, charges, tolls, fees, or assessments for the Town's domestic water service or irrigation service remain unpaid and past due. The Town Council may reverse, modify, or uphold the Town staff's determination of the unpaid amount. If the Town Council determines that some amount is past due and remains unpaid, the owner or occupant shall immediately pay the amount determined by the Town Council.

If the delinquent rates, charges, tolls, fees, or assessments for the Town's domestic water service or irrigation service are not paid by the date specified in such notice, or as determined by the Town Council following hearing, the Town shall terminate domestic water service and irrigation service to the property by turning off, disconnecting, or blocking the waterlines serving the premises.

9. *Section 9.17.120 - Water service charges.* – is amended to read as follows:

A. Water Rates within the Corporate Limits. All customers for domestic water

measured through meters and nonmetered residential rates for domestic and irrigation usage shall be charged by the Town of Parachute Water Enterprise Fund at the rates set forth in Appendix A of this code, which shall be billed monthly.

B. Domestic Water Rates Outside the Corporate Limits. All customers outside the corporate limits of the Town shall be charged by the Town of Parachute Water Enterprise Fund at the rates set forth in Appendix A of this code, which shall be billed monthly.

C. Bulk and Hydrant Usage. Bulk water shall be billed monthly as set forth in Appendix A of this code.

D. Leak Adjustments.

1. In the event that an existing customer demonstrates, to the Town Manager's satisfaction, that a water leak or malfunctioning meter has improperly affected actual usage, then the Town Manager may estimate and adjust the customer's meter usage for purposes of this section by using the average usage for ~~all residential users the customer's within the Town for the entire calendar year~~ twelve (12) months.

2. Adjustments shall extend only to bills for twelve (12) months prior to the request for adjustment and only for bills prior to the time at which the irregularity is brought to the attention of the Town. Adjustments shall take the form of a credit toward amounts due on future bills.

3. This remedy shall be available to each property one (1) time every five (5) years, and may include water meter readings over several months as one event. only in the event that the excess usage is greater than the average residential usage in Town. Only high-water consumption as a result of a leak will be considered for adjustment.

4. Nothing in this subsection shall relieve a customer from paying a bill issued under this section.

10. *Section 9.17.130 - Water service tap fees.* – is amended to read as follows:

A. Any person desiring to connect and tap onto the Town's domestic water system shall be required to pay a domestic water system tap fee in accordance with the provisions of this chapter and the Town's Fee Schedule contained in Appendix A of this code. Notwithstanding the payment of fees pursuant to the provisions of this chapter, tap connections to the Town domestic water system shall at all times be subject to availability. Domestic water system tap fees shall be nonrefundable.

B. Any proposed connection to the Town's domestic water system or related use outside of the Town's incorporated limits must be approved by the Town in its sole discretion. Town Council may require a preapplication agreement or preannexation agreement for any water taps for use outside of the incorporated limits. (Ord. 781 §2, 2020)

C. Any person desiring to connect and tap onto the Town's irrigation water system shall be required to pay an irrigation water system tap fee in accordance with the provisions of this chapter and the Town's Fee Schedule contained in Appendix A of this code. Notwithstanding the payment of fees pursuant to the provisions of this chapter, tap connections to the Town irrigation water system shall at all times be subject to availability. Irrigation water system tap fees shall be nonrefundable.

11. *Section 9.17.140 - Promulgation of Rules and Regulations.* – is added to read as follows:

The Town Manager is hereby authorized to adopt, promulgate, and implement the written rules and regulations governing conduct and activities of the water utility, collection, billing procedures, and policies, and otherwise as necessary to implement the provisions of this Chapter. Such rules and regulations shall be designed for the purpose of ensuring the public health, safety and welfare, by providing for proper use by all users of the Town's water utility, and minimizing the damage, misuse, and risk to the system and the public. A copy of all written rules and regulations shall be available for inspection at the Town Clerk's office during regular business hours.

12. *Section 9.17.150 – Town Responsibility.* – is added to read as follows:

A. The Town shall be responsible only for the repair and maintenance of main trunk domestic water lines. The responsibility for and the expense and cost of maintaining and repairing and replacing any lateral domestic water line from the point where such lateral taps the main trunk line to the boundary of the user's property (generally after the meter), and the water line within the user's property, shall be borne and paid for by the property owner served by any such lateral.

B. The Town shall be responsible only for the repair and maintenance of main trunk irrigation water lines. The responsibility for and the expense and cost of maintaining and repairing and replacing any lateral irrigation water line from the point where such lateral taps the main trunk line to the boundary of the user's property, and the water line within the user's property, shall be borne and paid for by the property owner served by any such lateral.

13. *Section 9.17.1560 – Damage to or misuse of water system.* – is added to read as follows:

No person shall maliciously, willfully or negligently break, damage or destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the Town's public domestic water system and or irrigation water system. No person shall tamper with or open/shut any meter, valve, or connection to the Town's water supply and or irrigation water supply. Any person who does so shall be responsible for all costs incurred by the Town and shall be punished as provided in PMC 9.17.200.

14. *Section 9.17.170 – Entry onto private property.* – is added to read as follows:

A. The Public Works Director and other duly authorized employees of the Town, bearing proper credentials and identification, shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing pertinent to the Town's public domestic water and irrigation water system in accordance with the provisions of this chapter. While performing work pursuant to this chapter, all employees of the Town shall observe all safety rules applicable to the premises established by the owner or contractor for its own employees.

B. The Public Works Director and other duly authorized employees of the Town, bearing proper credentials and identification, shall be permitted to enter all private properties through which the Town holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, maintenance, or replacement of any portion of the Town's domestic water or irrigation system lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the easement.

15. *Section 9.17.180 – Cost recovery.* – is added to read as follows:

Any person, firm or corporation violating any of the provisions of this chapter, or who causes damage to or impairs the Town's domestic water or irrigation water system shall be liable to the Town for any expense, loss or damage caused by such violation. The Town shall bill the person, firm or corporation for the costs incurred by the Town in any cleaning or repair replacement work caused by the violation. Refusal to pay the assessed cost shall constitute a violation of this chapter, enforceable as elsewhere provided in this chapter.

16. *Section 9.17.190 – Interference prohibited.* – is added to read as follows:

No person shall in any way interfere with the employees of the Town of Parachute in the discharge of their duties in the tapping of any water or irrigation, main, or lateral. No person shall dig up or cause to be dug up any street or alley in the domestic water or irrigation system of the Town without first obtaining a permit to dig up any portion of any street or alley of the Town for the purpose of:

A. Connecting with the domestic water or irrigation system of the Town; or

B. Repairing, maintaining, or replacing any lateral domestic water or irrigation line which shall fail or neglect to place the street or alley in its original condition.

17. *Section 9.17.200 – Enforcement, penalties.* – is added to read as follows:

In the event of the use or misuse of any waters or systems which are prohibited by this chapter, the Town may:

A. Suspend all service and the permit of a user when the actual or threatened use presents or may present an imminent or substantial danger to the health or welfare of persons, substantial danger to the environment, interference with the operation of facilities, violate any requirement imposed by this chapter, or any rule and regulation adopted by this chapter. Any user notified of the suspension of service shall, within a reasonable period of time as determined by the Town, cease all uses. In the event of failure of the user to comply voluntarily with the suspension order within the specified time, the Town shall immediately commence judicial proceedings to compel compliance with such order.

B. The Town may further revoke the service of any user who fails to:

1. Refuses reasonable access to the user's premises by representatives of the authority for the purpose of inspection or monitoring; or
2. Violates the conditions of its permit, the Town's rules and regulations, or this chapter, or any final judicial order entered with respect thereto.

C. Following the entry of any order by the Town Manager with respect to the conduct of any user contrary to the provisions of this chapter, the Town Attorney may, following the authorization of such action by the Town Council, commence an action for appropriate legal and/or equitable relief in the District Court of the County.

D. Any person, firm or corporation who violates any of the provisions of this chapter, rule and regulation adopted pursuant hereto, or term and condition of any permit issued pursuant to this chapter, commits a Class A misdemeanor, punishable as defined in PMC 11.01.030. Each day during which such offense occurs shall be deemed a separate and distinct offense.

E. In the event that the Town determines that the activity or user is an imminent threat to the health, safety and welfare of the Town, or the integrity of the Town's system, the Town Manager may, turn off all domestic and irrigation water to the affected property. This disconnection shall last so long as the Town deems the hazard to continue.

C. Chapter 9.20 – Sewer Utility Amendments.

1. *Section 9.20.200 - Town responsibility.* – is amended to read as follows:

A. The Town shall be responsible only for the repair and maintenance of main trunk sewer lines. The responsibility for and the expense and cost of maintaining and repairing and replacing any lateral sewer line from the point where such lateral taps the main trunk line to the boundary of the user's property, and the sewer line within the user's property, shall be borne and paid for by the property owner served by any such lateral. Except as required by law, the Town shall not be responsible to any person, firm, or corporation for any damage caused by blockage of either a sewer main or sewer lateral. The fact that blockage has occurred shall not create any presumption of negligence on the part of the Town or Town employees.

B. Notwithstanding the foregoing, the Town Manager may, without acknowledging responsibility or liability, ~~and in cases where the cleanup is estimated to be less than two thousand dollars (\$2,000.00),~~ authorize the cleanup of any sewage backup which, in his opinion, may have been caused by blockage of the sewer main. This

provision is intended to alleviate the problems caused by sewage backup in cases where it is difficult to determine the responsibility therefor. In no case shall the agreement by the Town to provide this service constitute an admission of liability of any kind.

2. *Section 9.20.240 - Sewer service fees.* – is amended to read as follows:

A. *Sewer Service Rates within the Corporate Limits.* All customers for sewer service measured through meters and nonmetered residential rates shall be charged by the Town of Parachute Wastewater Enterprise Fund as set forth below and shall be billed monthly.

B. *Summer Sewer Service Rate Averaging.* ~~The monthly sewer charge~~ Customers in Town limits that do not have raw water irrigation services are eligible to have their monthly sewer bill adjusted in summer months to account for potable water that is used for landscaping and does not return to the public sewer system. The adjusted water usage used to calculate the monthly sewer charge shall apply to months May through October only, and shall be based upon the greater of either the prescribed monthly gallons for that use per month set forth in Appendix A of this code, or the monthly average of water use as established by averaging actual water use within several prior winter months (ranging from two (2) months to five (5) months within November to March, inclusive, depending upon the billing cycle within which the account is placed); provided, however, that if actual monthly consumption exceeds the prescribed minimum monthly gallons for that use but is less than the monthly average that would otherwise apply, the charge shall be based upon actual monthly consumption. If the consumer did not receive water during the prior winter months which would otherwise be used to establish a monthly average, the Town Manager shall estimate the number of gallons used, based upon similar uses, and base the sewer service charge upon this estimate. If the consumer can furnish factual information to the satisfaction of the Town Manager that: (1) at least twenty-five percent (25%) of the water used during the prior months used to establish the monthly average is not returned to the public sewer system; (2) such winter water use is not typical of annual sewer use; or (3) the Town Manager's determination is otherwise incorrect, a proportionate adjustment may be made in the discretion of the Town Manager.

C. *Rates.* The monthly billing rates in Appendix A of this code shall apply.

~~C.~~ D. *Sewer Service Rates outside the Corporate Limits.* All customers outside the corporate limits of the Town shall be charged by the Town of Parachute Wastewater Enterprise Fund at the rates set forth in Appendix A of this code, which shall be billed monthly.

3. *Section 9.20.260 – Service charges.* – is amended to read as follows:

Statement for sewer service rates shall be provided to customers at intervals established by the Town Manager and ratified by resolution of the Town Council, but billing intervals shall not be more frequent than monthly nor less frequent than quarterly. If billing intervals are less frequent than monthly, the Town shall have the right to average monthly use for billing purposes, including the imposition of surcharges based upon

monthly use. Statements shall include any additional charges, tolls, fees, and assessments related to water or sewer utility service, such as late payment penalties, turn-on fees, duplicate bill fees, additional meter reading fees, meter testing fees, and other charges.

Whenever possible, statements for service charges will be directed to the owner of premises served rather than the occupant. When a customer receives service for a number of units through one meter, the Town shall send only one bill to the customer for the service measured by that meter. In no event shall the Town bill the owners of individual units within a multiple-unit building unless service to each unit is metered separately, unless such service has previously been established.

Statements shall be mailed before the specified billing period and shall be payable by the date set forth on the statement. Amounts outstanding after thirty (30) days following the due date shall become delinquent and shall accrue interest ~~at the rate of one and one-quarter percent (1.25%) per month~~ as set forth in appendix A.

4. *Section 9.20.280 – Delinquency notices and charges, revocation of service.* – is amended to read as follows:

If any rates, charges, tolls, fees, or assessments for the Town's domestic sewer service remain unpaid following the due date, the Town Clerk shall post a notice upon the affected property and also mail the same to the mailing address of the owner and occupant according to the records of the Town. Such notice shall describe the property by street address, the type and amount of unpaid rates, charges, tolls, fees, or assessments, and a warning that if the unpaid amount, together with the Town's incidental cost in sending such notices, is not paid in full within ~~seven (7) days~~ fourteen (14) days, all domestic sewer service to the property shall be discontinued immediately. Provided, however, the notice shall also state that the owner or occupant of the property has a right to request a hearing before the Town Council if the owner or occupant disputes the amount allegedly past due and unpaid. If an owner requests such a hearing, the Town Council, or its designee, shall conduct a hearing for the sole purpose of determining if any rates, charges, tolls, fees, or assessments for the Town's domestic sewer service remain unpaid and past due. The Town Council may reverse, modify, or uphold the Town staff's determination of the unpaid amount. If the Town Council determines that some amount is past due and remains unpaid, the owner or occupant shall immediately pay the amount determined by the Town Council.

5. *Section 9.20.290 - Promulgation of Rules and Regulations.* – is added to read as follows:

The Town Manager is hereby authorized to adopt, promulgate, and implement written rules and regulations governing conduct and activities of the sewer utility, collection, billing procedures, and policies, and otherwise as necessary for the implementation of this Chapter. Such rules and regulations shall be designed for the purpose of ensuring the public health, safety and welfare, by providing for proper use by all users of the Town's sewer utility, and minimizing the damage, misuse, and risk to the system and the public. A copy of all written rules and regulations shall be available for inspection

at the Town Clerk's office during regular business hours.

**INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED
BY TITLE ONLY**, by a vote of 5 to 0 of the Town Council of the Town of
Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado

on the 16th day of May, 2024 and approved by the Mayor on the
16th day of May, 2024.

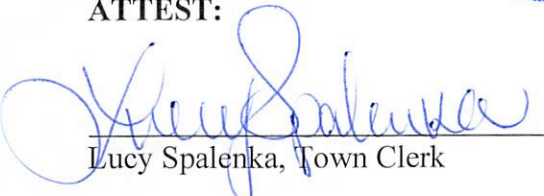
**TOWN COUNCIL OF THE TOWN
OF PARACHUTE, COLORADO**





Tom Rugaard, Mayor

ATTEST:



Lucy Spalenka, Town Clerk

PUBLIC NOTICE

Public notice is hereby given that an Ordinance entitled:

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PARACHUTE,
COLORADO, TO AMEND TITLE 9 "UTILITIES AND SERVICES" OF THE PARACHUTE
MUNICIPAL CODE

was introduced before the Town Council on May 14, 2024; that a copy
of said ordinance is posted at Town Hall; and that the ordinance was approved at a regular meeting
of the Town Council held on May 14, 2024, and approved by the Mayor on
May 14, 2024.

Copies of the adopted ordinance are available for inspection at the Town Hall, Parachute, Colorado
and available on the internet at <http://www.parachute.gov>

Dated this 16th day of May, 2024



TOWN OF PARACHUTE



Lucy Spalenka, Town Clerk