



**TOWN OF LARKSPUR
ORDINANCE NO. 5.32**

**AN ORDINANCE AMENDING SECTION 13-2-240(a) OF THE TOWN CODE
(SECTION III OF ORDINANCE 5.29)
TO CLAIRIFY THE TIMING OF LATE CHARGES
FOR WATER OR WASTEWATER SERVICES**

WHEREAS the Larkspur Town Council, pursuant to Colorado statute and the Larkspur Town Charter, is vested with the authority of administering the affairs of the Town of Larkspur, Colorado (the "Town"); and

WHEREAS, the Town staff recently identified minor revisions needed to clarify the process for collecting water and wastewater sewer fees as well as procedures for terminating water and wastewater services in the event of non-payment, and

WHEREAS, the Larkspur Town Council desires to provide such clarification.

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

Section 13-2-240(a) of the Town Code shall be amended in its entirety to read as follows:

1. If at any time a water or wastewater service fee or charge is not paid within twenty-five (25) days after the statement date, the account shall be delinquent. A late charge of \$5.00 for water service and \$5.00 for wastewater service will be added to the delinquent account and considered to be a part of the service charge for providing water and wastewater service. In addition, delinquent accounts shall also be assessed interest at the rate of 1% per month, together with all costs of collection, including reasonable attorney's fees. If at any time a water or wastewater service fee charge is not paid within forty-five (45) days after the statement date, the water service for that user, to that property, may be discontinued forthwith and any deposit held by the Town may be applied to the delinquent bill. At such time as all fees, charges and deposits have been properly paid, together with a \$100.00 turn-off and \$100.00 turn-on charge, service shall be re-established. Anyone requesting extra time to pay a water bill must submit a request in writing to the Town prior to its due date and the Town Council must approve a payment schedule for the applicant.
2. Further, if at any time, a water or wastewater service fee or charge is not paid within forty-five (45) days after the statement date, the delinquent amount, late charges, penalties and cost of collections, may be certified by the Town Clerk to the Board of County Commissioners of Douglas County or the Douglas County Treasurer, to become a lien upon the real property which is the subject of service, and to be

collected in the same manner as delinquent real estate taxes are collected. The County Treasurer shall receive payment of all delinquent water and wastewater service charges, late charges, penalties and costs of collection, with interest at the same rate and collected in the same manner as delinquent real estate taxes. Further, the County Treasurer shall advertise and sell any and all property which has become subject to a lien because of delinquent water and wastewater service charges. The advertisement and sale shall be at the same time, in the same manner, under all the same condition and penalties, and with the same effect as is provided by general law for sale of real property in default of payment of general real estate and special taxes.

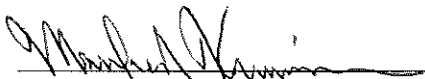
INTRODUCED, PASSED AND ADOPTED AT A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF LARKSPUR AND SIGNED THIS 1st DAY OF JUNE 2017.



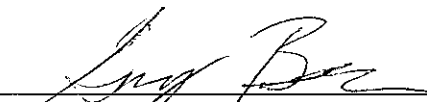
ATTEST:

Votes Approving:	<u>6</u>
Votes Opposed:	<u>0</u>
Absent:	<u>1</u>
Abstained:	<u>0</u>

**TOWN COUNCIL OF THE
TOWN OF LARKSPUR, COLORADO**



Manfred Krimmer
Town Clerk

By: 

Gerry Been
Mayor