

ORDINANCE NO. 284

AN ORDINANCE ADOPTING TITLE 25, ARTICLE 10, THE COLORADO INDIVIDUAL SEWAGE DISPOSAL SYSTEM ACT, AS AN ORDINANCE OF THE TOWN OF RICO.

WHEREAS, the County of Dolores has declined to set local health standards and rules and regulations; and,

WHEREAS, the County of Dolores has declined to accept and perform the duties of Health Department for the Town of Rico; and,

WHEREAS, it is necessary for the Town of Rico to have a meaningful sewage ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Town of Rico that:

Section 1. Adoption: Title 25 of Article 10 of the Colorado Revised Statutes, the Colorado Individual Sewage Disposal Systems Act ("Act") is hereby adopted and ordained to be the Sewage Disposal Systems Ordinance for the Town of Rico, save and except for any penal provision of the Act.

Section 2. Regulations: The Colorado Code of Regulations as promulgated by the Colorado Department of Health and the State of Colorado relating to individual sewage disposal systems shall be deemed to apply to each and every individual sewage disposal system contained within the Town of Rico as such rules are now and may be modified and amended by the State of Colorado from time to time.

Section 3. Permit: The Town of Rico does hereby establish that each and every person desiring to construct or build a individual sewage disposal system for a structure as defined in Section 6(55) of Ordinance No. 274 of the Town of Rico shall obtain a permit. The cost of such permit and the format of such permit shall for the purposes of this ordinance at the date of enactment be the sum of ~~\$50.00~~ and a copy of the said permit is attached hereto as Exhibit "A". The Board of Trustees of the Town of Rico may amend this permit fee or the form of the permit by resolution. (*See 113 - fee \$25.00*)

Section 4. Penal Provisions: Failure to comply with this ordinance shall result in a fine of up to \$300.00 for each and every offense. Each and every day that the person required to obtain the permit or to comply with this ordinance is not in compliance, shall be deemed a separate offense.

Section 5. Severability: If any part or portion of this Ordinance is deemed to be unenforceable or unconstitutional by any court of competent jurisdiction, such finding shall not affect the enforceability of any other part of this ordinance.

Effective Date: This ordinance shall be effective the 8th day of January, 1991 and thereafter until repealed.

READ, PASSED, APPROVED AND ADOPTED by the Board of Trustees of the Town of Rico this 8th day of January, 1991.

TOWN OF RICO

ATTEST:

Linda Yellowman
Town Clerk

Mayor

Kenneth Hazen
Mayor ProTem