

**AS APPROVED ON FIRST READING – NOV. 28**

Additions To The Current Breckenridge Town Code Are Indicated By **Bold + Double Underline**; Deletions By ~~Strikeout~~

COUNCIL BILL NO. 34

Series 2017

AN ORDINANCE AMENDING TITLE 12 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE TOWN'S MUNICIPAL WATER SYSTEM

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. Section 12-3-6(B) of the Breckenridge Town Code is amended to read as follows:

B. Within ~~one hundred twenty~~ **sixty** (~~120~~ **60**) days of a failed test, the backflow prevention devices shall be repaired and retested or replaced and tested at the expense of the owner. If not properly repaired **and retested** or replaced and tested within ~~one hundred twenty~~ **sixty** (~~120~~ **60**) days of a failed test, the Town has to authority to complete one of the following actions:

1. Control the cross-connection;
2. Remove the cross-connection; or
3. Suspend water service to the water using property where the cross-connection is located.

Section 2. Section 12-2-10(C) of the Breckenridge Town Code is amended to read as follows:

C. Individual townhouse unit connections are prohibited. Townhouse units shall be served by individual connections into a project submain loop. **Such project submain loop shall not be owned by the Town, and the Town has no obligation to maintain, repair, or replace such loop, or to locate and mark the location of such loop.** Such loop shall be valved and connected into the water system at both ends. Temporary dead ends will only be allowed for good cause by special approval of the director.

Section 3. Except as specifically amended hereby, the Breckenridge Town Code, and the various secondary codes adopted by reference therein, shall continue in full force and effect.

Section 4. The Town Council finds, determines, and declares that it has the power to adopt this Chapter pursuant to: (i) Section 31-35-402(1)(b), C.R.S; (ii) Regulation No. 11 – Colorado Primary Drinking Water Regulations issued by the Colorado Department of Public Health and Environment, and found at 5 CCR 1002-11; (iii) the authority granted to home rule municipalities by Article XX of the Colorado Constitution; and (iv) the powers contained in the Breckenridge Town Charter.

Section 5. The Town Council hereby finds, determines and declares that it has the power to adopt this ordinance pursuant to the authority granted to home rule municipalities by Article XX of the Colorado Constitution and the powers contained in the Breckenridge Town Charter.

Section 6. This ordinance shall be published and become effective as provided by Section 5.9 of the Breckenridge Town Charter.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL this 28th day of November, 2017. A Public Hearing shall be held at the regular meeting of the Town Council of the Town of Breckenridge, Colorado on the 12th day of December, 2017, at 7:00 P.M., or as soon thereafter as possible in the Municipal Building of the Town.

TOWN OF BRECKENRIDGE, a Colorado  
municipal corporation

By: \_\_\_\_\_/s/\_\_\_\_\_  
Eric S. Mamula, Mayor

ATTEST:

\_\_\_\_\_/s/\_\_\_\_\_  
Helen Cospolich, CMC,  
Town Clerk