

ORDINANCE NO. 37

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 sixty (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 sixty (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.

This ordinance was published in full on the Town of Breckenridge website on November 30, December 1, December 2, December 3 and December 4, 2017.

A public hearing on this ordinance was held on December 12, 2017.

READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED IN FULL ON THE  
TOWN'S WEBSITE this 12th day of December, 2017. A copy of this Ordinance is available for  
inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE

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

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

APPROVED IN FORM

\_\_\_\_\_/s/\_\_\_\_\_  
Town Attorney                      Date

This Ordinance was published on the Town of Breckenridge website on December 13, December 14, December 15, December 16 and December 17, 2017. This ordinance shall become effective on January 16, 2018.