

Town of Silver Plume

ORDINANCE NO. 358

AN ORDINANCE AMENDING ORDINANCE NO. 342, ALLOWING FOR DELINQUENT CHARGES AND ASSESSMENTS TO BE CERTIFIED TO THE TREASURER OF CLEAR CREEK COUNTY, AND TO BE COLLECTED IN THE SAME MANNER AS PROPERTY TAXES, PURSUANT TO C.R.S 31-20-105, 31-20-106, AND 32-1-1101.

WHEREAS, the Town of Silver Plume (the “Town”) is a home rule municipal corporation created and organized pursuant to Article 20 of the Colorado Constitution and the Home Rule Charter of the Town of Silver Plume; and

WHEREAS, on October 9, 2006, the Town board of the Town of Silver Plume, Colorado (the “Town Board”) amended and adopted Ordinance No. 319, An Ordinance Adopting Terms and Conditions Providing Water Service for the Town; and,

WHEREAS, on March 25, 2011, the Town Board adopted Ordinance No. 325, An Emergency Ordinance of the Town, establishing the “Town of Silver Plume Sewer Enterprise” under the provisions of Title 37, Article 45.1, C.R.S.; and,

WHEREAS, on July 25th, 2016, the Town Board adopted Ordinance No. 342, after determination that certain amendments were necessary to clarify various provisions of Ord. 319 and Ord. 325; and

WHEREAS, the Town Board has determined that an additional amendment to Ordinance 319, Section 12.1 “LIENS”, is necessary to allow for delinquent charges and assessments to be certified to the Treasurer of Clear Creek County (Treasurer), and to be collected in the same manner as property taxes, pursuant to C.R.S. 31-20-105, 31-20-106, and 32-1-1101.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SILVER PLUME, COLORADO:

Section 1. Amendment to Ordinance No. 319, Section 12.1. Ordinance No. 319 is hereby amended as follows:

1.1 Article 12, Liens.

Revise Section 12.1 to read as follows:

SECTION 12.1 LIENS

In addition to the other remedies set forth in this Ordinance, the Town may file a lien against the property if the customer’s account is three (3) or more months delinquent. The Town shall assess the cost of filing and releasing a lien to the property owner. Any customer account three (3) or more months delinquent will be recorded as a lien with the Clear Creek County Assessor’s office. Prior to the County Treasurer's Submission Deadline, all delinquent charges and assessments recorded with the County Assessor’s office may be certified to the

Treasurer of Clear Creek County, to be collected in the same manner as property taxes, pursuant to C.R.S. 31-20-105, 31-20-106, and 32-1-1101.

Section 2. Repeal.

All Ordinances, Resolutions, By-Laws and Regulations of the Town of Silver Plume that are in conflict with this Ordinance are hereby repealed to the extent of the inconsistency. This repeal shall not be construed to revive any Ordinance, Resolution, By-Law, or Regulation or part thereof heretofore repealed.

Section 3. Severability.

If any part, section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

INTRODUCED AND READ ON THE 10TH DAY OF NOVEMBER 2025.

Leonard Berenato, Mayor

Attest: Chelsea Nihiser, Town Clerk (S E A L):

ADOPTED ON THIS ____ DAY OF _____ 2025.

Leonard Berenato, Mayor

Attest: Chelsea Nihiser, Town Clerk (S E A L):