

CERTIFICATE OF PUBLICATION

I, Becky Close, the duly qualified Town Clerk of the Town of Gypsum, Colorado, do hereby certify the foregoing Ordinance No. 10 (Series 2023) was approved by the Town Council on first reading on the 25th day of July, 2023, and was published on the Town's official website July 21st, 2023, with notice specifying that a public hearing on the ordinance would be held on August 8th, 2023, at 7:00 p.m. at the Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum, Colorado, which is not less than four (4) days after first publication.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Gypsum, Colorado, this 25th day of July, 2023.




Becky Close, Town Clerk



I, Becky Close, the duly qualified Town Clerk of the Town of Gypsum, Colorado, do hereby certify the foregoing Ordinance No. 10 (Series 2023) was approved by the Town Council on second reading at its meeting held on the 8th day of August, 2023, and thereafter was published on the Town's official website on August 9th, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Gypsum, Colorado, this 8th day of August, 2023.



Becky Close, Town Clerk



**Ordinance First Reading
Notice for Publication and Posting**

NOTICE OF PUBLIC HEARING

TOWN OF GYPSUM

P.O. Box 130
50 Lundgren Boulevard
Gypsum, CO 81637

This is to give notice that at a public meeting on July 25th, 2023, the following Ordinance was introduced, read by title, approved on first reading, and ordered posted and published by title only, by the Gypsum Town Council. A public hearing for final approval, rejection, or other action as may be taken by vote of Town Council on second reading is scheduled on August 8th, 2023, at 7:00 p.m. in the Town Council Chambers at Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum Co 81637.

**ORDINANCE NO. 10 SERIES 2023 AN ORDINANCE PROVIDING FOR THE
AMENDMENT OF TITLE 13 OF THE GYPSUM MUNICIPAL CODE**

The text of this Ordinance is available for public inspection at the office of the Town Clerk, 50 Lundgren Blvd., Gypsum, Colorado, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. and on the Town's website at <https://townofgypsum.com>.
/ss: Becky Close, Town Clerk

**Ordinance Second Reading Without Amendments
Notice for Publication and Posting**

PUBLIC NOTICE

TOWN OF GYPSUM

P.O. Box 130
50 Lundgren Boulevard
Gypsum, CO 81637

This is to give notice that at a public hearing on second reading, the following Ordinance was introduced, read by title, and finally adopted, passed, and approved and ordered posted and published by title only by the Town Council on August 8th, 2023.

Ordinance No. 10 (Series 2023) An Ordinance Providing for the Amendment of Title 13 of the Gypsum Municipal Code.

The text of this Ordinance is available for public inspection at the office of the Town Clerk, 50 Lundgren Blvd., Gypsum, Colorado, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. and on the Town web site at <https://townofgypsum.com>.
/ss: Becky Close, Town Clerk.

TOWN OF GYPSUM, COLORADO

**ORDINANCE NO. 10
SERIES 2023**

**AN ORDINANCE PROVIDING FOR THE AMENDMENT OF TITLE 13 OF THE
GYPSUM MUNICIPAL CODE**

WHEREAS, the Town of Gypsum (“Town”) is a home rule municipality duly organized and existing under Articles XX of the Colorado Constitution and the Town’s Home Rule Charter effective October 21, 1982; and

WHEREAS, by Ordinance No. 1, Series 1985, and pursuant to the provisions of Section 31-16-201 through 31-16-208 of the Colorado Revised Statutes, as amended, the Town Council adopted the Gypsum Municipal Code (“Code”) consisting of a codification of the Town’s ordinances of a general and permanent nature; and

WHEREAS, Title 13 (Public Services) of the Code sets forth certain fees and charges for providing water and wastewater services; and

WHEREAS, the Town Council desires to amend Title 13 to be as up to date as possible; and

WHEREAS, the Town Council wishes to provide for greater flexibility to maintain fees and charges consistent with the cost of providing services, and desires to remove such fees and charges from the Code and separately adopt such fees and charges via resolution; and

NOW, THEREFORE, be it ordained by the Town Council of the Town of Gypsum, Colorado that:

Section 1. Amendment of Subsection 13.01.070(2). Subsection 13.01.070(2) of the Gypsum Municipal Code is hereby repealed and readopted in its entirety to read as follows:

(2) Monthly base service fees for commercial, industrial and other non-residential customers shall be in such amounts as set and amended from time to time by resolution of the Town Council.

Section 2. Amendment of Subsection 13.01.070(3). Subsection 13.01.070(3) of repealed and readopted in his entirety to read as follows:

(3) Monthly base service fees for residential customers shall be in such amounts as set and from amended time to time by resolution of the Town Council.

Section 3. Amendment of Subsection 13.01.090(4). Subsection 13.01.090(4) of the Code is hereby repealed and readopted in its entirety to read as follows:

(4) In addition to the per 1,000 gallon charge specified in Section 13.01.070, a hydrant permit fee shall apply as set and amended from time to time by resolution of the Town Council.

Section 4. Amendment of Subsection 13.01.290(2). Subsection 13.01.290(2) of the Code is hereby repealed and readopted in its entirety to read as follows:

(2) Any use of a fire hydrant or fire sprinkler system, not made for extinguishing fires, or pursuant to a permit granted by the Public Works Department is strictly prohibited. Unauthorized use shall be paid for at special charges for the actual or estimated amount of water used, together with a base charge as set and amended from time to time by resolution of the Town Council, along with such additional amount as is necessary to cover any damage, injury or costs relative to the unauthorized use.

Section 5. Amendment of Section 13.02.050. Section 13.02.050 is amended to add the following footnote section 2 of the Table of EQRs:

Notwithstanding part 2 of the above Table, per Sections 13.01.80(1) and 13.03.130 of the Code, no reduction in system development fees or tap fees shall be given for use of a raw water irrigation system.

Section 6. Amendment of Subsections 13.03.130(1) and (2). Subsections 13.03.130(1) and (2) and hereby amended to add the capitalized and double-underlined language as follows:

(1) *Inside Gypsum.* Tap fees shall be assessed based on the table of EQRs set forth in Section 13.02.050 and the tap fee shall be \$12,000.00 per EQR; PROVIDED, HOWEVER, NO REDUCTION SHALL BE MADE TO THE EQR DEMAND HEREUNDER IF A RAW WATER IRRIGATION SYSTEM IS USED UNDER SECTION 13.02.050.

(2) *Outside Gypsum.* Tap fees shall be assessed based on the table of EQRs set forth in Section 13.02.050 and the tap fee shall be set as determined by the Town, but shall not be less than \$18,000.00 per EQR; PROVIDED, HOWEVER, NO REDUCTION SHALL BE MADE TO THE EQR DEMAND HEREUNDER IF A RAW WATER IRRIGATION SYSTEM IS USED UNDER SECTION 13.02.050.

Section 7. Public Inspection. Copies of this ordinance and the Gypsum Municipal Code are available for public inspection at the office of the Gypsum Town Clerk.

Section 8 Public Hearing: A public hearing on this Ordinance shall be held on the 8th day of August, 2023, at 7:00 p.m. at the Town of Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum, Colorado.

Section 9. Effective Date. This Ordinance shall become effective as a permanent Ordinance five (5) days after publication, following final adoption after a public hearing held on the 8th day of August, 2023, at 7:00 p.m., at the Town of Gypsum Town Hall, 50 Lundgren Blvd., Gypsum, Colorado.

Section 10. Severability. If any portion of this Ordinance, or the Gypsum Municipal Code amended hereby, is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

INTRODUCED, READ AND ORDERED PUBLISHED BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, COLORADO, UPON A MOTION DULY MADE AND PASSED AT ITS REGULAR MEETING HELD AT THE TOWN OF GYPSUM ON THE 25th DAY OF July, 2023.

TOWN OF GYPSUM

By: _____

Stephen M. Carver, Mayor

Attest:

Becky Close, Town Clerk



INTRODUCED ON SECOND READING, READ, CONSIDERED AT A PUBLIC HEARING AND FINALLY ADOPTED, PASSED AND APPROVED WITH AMENDMENTS, IF ANY, AND ORDERED POSTED AND PUBLISHED, BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, COLORADO, UPON A MOTION DULY MADE AND PASSED AT ITS MEETING HELD ON THE 8th DAY OF AUGUST, 2023, BY A VOTE OF 7 IN FAVOR AND 0 AGAINST.

TOWN OF GYPSUM

By: 

Stephen M. Carver, Mayor

Attest:


Becky Close, Town Clerk

(S E A L)