

Town of Marble  
Special Meeting of the Board of Trustees  
May 10, 2019  
7:00 P.M.  
Marble Community Church, 121 W. State St. Marble, Colorado  
Agenda

7:00 P.M.

- A. Call to order & roll call of the Special Meeting of the Board of Trustees
- B. Call to order & roll call of the Town of Marble Water Board
- C. Consider approval of Resolution # 2-2019 setting the water assessment for 2019
- D. Adjourn

Town of Marble  
Resolution Number 2  
Series of 2019

A RESOLUTION OF THE TOWN OF MARBLE, ACTING THROUGH THE TOWN OF  
MARBLE WATER BOARD, SETTING A WATER FEE AND ESTABLISHING OTHER  
REQUIREMENTS REGARDING PAYMENT OF THE SAME.

WHEREAS:

- A. The Town of Marble Water Board (“Water Board”) was created by the Town of Marble (the “Town”) by Ordinance 2002-7, pursuant to C.R.S. § 31-35-501 et seq.;
- B. The Water Board is authorized by C.R.S. § 31-35-506(e) to make and pass resolutions on behalf of the Town;
- C. The Water Board is organized as a water activity enterprise pursuant to C.R.S. § 37-45.1-101 et seq.;
- D. C.R.S. § 31-20-105 authorizes the Town to collect delinquent assessments by causing the same to be certified to the treasurer of the county and be collected and paid over by the treasurer of the county in the same manner as taxes;
- E. Town Ordinance 2009-2 provides that assessments which are not paid within 60 days of the due date shall be certified to county treasurer, along with all applicable late fees, interest, and costs of collection;
- F. The Town, acting through the Water Board, is authorized by statute to assess and collect revenues for the payment of expenses;
- G. The Water Board finds that it is in the interest of the public health, safety and welfare to assess a water fee to pay for a water supply system to provide a water supply for fire protection for the Town;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF MARBLE WATER BOARD  
THAT:

- 1. The Water Board hereby sets the fees for the provision of additional water for fire protection at \$130 per parcel as those parcels are defined by the County Assessor of the County of Gunnison and as modified herein;
- 2. Because the Town considers up to 8 contiguous lots owned by the same individual to be merged for the purpose of developing said lot the following definition of parcel shall apply for the purposes of this Resolution: Up to that number of lots that comprise up to a total of .5 acres that are contiguous and owned by the same person;
- 3. Such fees shall be due and payable to the Water Board 30 days after mailing of invoices by the Water Board;

4. Staff shall issue invoices to the parcel owners by sending such invoices the registered address as is on file with the County Assessor;
5. All land owned by the Town shall be exempt from the provisions of this Resolution;
6. In the event that an assessed property owner fails to timely pay said assessment, a late fee of \$40 shall be added to the assessment after 30 days past due;
7. Additionally, in the event that an assessed property owner fails to timely pay said assessment, interest shall be added to the assessment in the amount of 1% per month, compounded monthly;
8. In the event that said property owner fails or refuses to pay said assessment within 60 days of the due date, said assessment shall be collected in accordance with the law of the State of Colorado, including by not limited to certification to the Gunnison County Assessor for collection as a tax pursuant to C.R.S. § 31-20-105 and Town Ordinance 2009-2.
9. This resolution shall take effect upon passage.

INTRODUCED, READ, AND ADOPTED this \_\_\_ day of \_\_\_\_\_, 2019, by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed.

TOWN OF MARBLE:

\_\_\_\_\_  
Ryan Vinciguerra, Mayor

ATTEST:

\_\_\_\_\_  
Ron Leach, Clerk