

TOWN OF MARBLE, COLORADO  
ORDINANCE NO. 2  
SERIES OF 2009

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN  
OF MARBLE, COLORADO, CERTIFYING DELINQUENT  
ASSESSMENTS OF THE TOWN OF MARBLE WATER BOARD TO  
THE GUNNISON COUNTY TREASURER TO BE COLLECTED  
PURSUANT TO C.R.S. § 31-20-105

WHEREAS, on March 5, 2002, by Ordinance No. 7, Series of 2002, the Board of Trustees of the Town of Marble created the Town of Marble Water Board pursuant to Section 31-35-501 et seq., C.R.S. 1973, as amended and Section 29-1-204.2, C.R.S. 1973, as amended; and

WHEREAS, pursuant to said Ordinance and Section 29-1-204.2, C.R.S. 1973, as amended, the Water Board has the authority to pass Resolutions assessing fees for the administration of a water supply for firefighting purposes for the Town; and

WHEREAS, on an annual basis since its formation in 2002, the Town of Marble Water Board has passed a Resolution assessing such fees against the improved and unimproved parcels of land within the Town boundaries; and

WHEREAS, the Town of Marble by and through the Town of Marble Water Board has not been successful in collecting all of these assessed fees and many are delinquent; and

WHEREAS, Section 31-20-105, C.R.S. 1973, as amended, authorizes any municipality, by ordinance, to cause "any or all delinquent charges, assessments, or taxes made or levied to be certified to the treasurer of the county and be collected and paid over to the treasurer of the county in the same manner as taxes are authorized to be by this title."

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE TOWN OF MARBLE, COLORADO, ORDAINS THAT:

1. Any assessments levied by the Town of Marble Water Board that remain unpaid 60 days after their due date, including the 2009 assessments and all prior year assessments, shall be certified by the Town Clerk to the Gunnison County Treasurer for collection in the same manner as a tax pursuant to C.R.S. 31-20-105.
2. Said delinquent assessments to be certified shall include the amount of the assessment, late fees, penalties and costs and fees of collection.
3. The Town Clerk shall record a certified copy of this ordinance with the Gunnison County Clerk and Recorder.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED by a vote of  
4 to 1 this 2<sup>nd</sup> day of July, 2009.

TOWN OF MARBLE, COLORADO

by John Anthony Petrocco  
John Anthony Petrocco, Mayor

ATTEST:

Karen Mulhall  
Karen Mulhall, Clerk