

**TOWN OF LAKE CITY
BOARD OF TRUSTEES
ORDINANCE NO. 2026-02**

**AN ORDINANCE AMENDING TOWN CODE CHAPTER 21 SECTION 21(b)(4)
REGARDING METERED WATER AND SEWER DEPOSITS**

WHEREAS, the Board of Trustees of the Town of Lake City, Colorado (the “Board”), pursuant to Colorado Statute is vested with the authority of administering the affairs of the Town of Lake City, Colorado (the “Town”); and

WHEREAS, Section 21-21(b)(4) of the Town of Lake City Town Code (the “Code”) sets forth a deposit for all new accounts for metered water and sewer services (the “Deposit”); and

WHEREAS, Town staff have reviewed the existing Deposit requirements and recommended amendments to the Town Code to allow for the refund of the Deposit in a manner that is fair to customers and administratively feasible for the Town; and

WHEREAS, Town staff have advised that allowing for the refund of the Deposit after a customer has demonstrated a satisfactory payment history and provided to the Town personally identifiable information will promote fairness while maintaining adequate protection against nonpayment; and

WHEREAS, based on the recommendations of Town staff, the Town Board finds it appropriate to amend the Town Code relating to new account deposits for water and sewer services to include a refund option of the Deposit under specified conditions while continuing to protect the financial interests of the Town.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LAKE CITY AS FOLLOWS:

Section 1. Section 21-21(b)(4) of the Town of Lake City Municipal Code is hereby amended with the removal of the ~~striketrough language~~ and the addition of the **bold underlined language** to read in its entirety as follows:

(4) A deposit in the amount set out in the town fee schedule shall be required for all new accounts. The deposit shall be returned at the termination of service, deducting all charges due the town-, **or after six months of continuous service during which the customer has paid each bill in full by each due date specified and submitted personally identifiable information deemed necessary by the Town Manager including, but not limited to social security number, driver’s license number, and date of birth.**

Section 2. Validity. If any part of this ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The Board of Trustees hereby declares that it would have approved this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 3. Repeal. Existing ordinances or parts of ordinances covering the same matters as embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent collection of any fees assessed pursuant to the provisions of any ordinance hereby repealed prior to the taking effect of this ordinance.

Section 4. Publication and Effective Date. This Ordinance is necessary for the immediate protection and preservation of the public health, safety, and welfare of the citizens of the Town of Lake City, Colorado for reasons described above, and therefore, shall become effective immediately as an emergency ordinance upon adoption by the Town Board of Trustees. All rate increases shall be effective January 1, 2025.

INTRODUCED, PASSED AND ADOPTED A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF LAKE CITY, COLORADO AND SIGNED THIS 18th DAY OF FEBRUARY, 2026.

Votes Approving: _____
Votes Opposed: _____
Absent: _____
Abstained: _____

ATTEST:

**BOARD OF TRUSTEES OF THE
TOWN OF LAKE CITY, COLORADO**

Christina Bowman
Town Clerk

By: _____
Dave Roberts
Mayor