

**ORDINANCE NO. 11  
SERIES 2003**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON AMENDING CHAPTER 12, UTILITIES, ARTICLE 1, SEWER SYSTEM, AND ARTICLE 2, WATER WORKS SYSTEM, OF THE CITY CODE OF THE CITY OF GUNNISON, REGARDING THE CONNECTION OF BUILDINGS TO THE SEWER AND WATER MAINS.**

**WHEREAS**, the City of Gunnison has been requested to review its utility codes; and

**WHEREAS**, the Public Works Department has reviewed said codes and recommended amendments thereto in order to reduce the costs of new utility development; and

**WHEREAS**, the City Council of the City of Gunnison is in agreement with the recommended changes.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ORDAINS THAT:**

Section 1. Section 12-1-1 (D)(5) of the City Code of the City of Gunnison, is hereby amended to read as follows:

12-1-1 (D)(5). Building/Sewer Service Line. That part of the drainage system which, located within private property, extends from the end of the building drain and receives the waste water of the building drain conveying the waste water to the City/sewer service line.

Section 2. Section 12-1-1 (D) of the City Code of the City of Gunnison is hereby amended to add the following subsection 6.1, to read as follows:

12-1-1 (D)(6.1). City/Sewer Service Line. That part of the drainage system which is located within the public street right-of-way or a utility easement dedicated to and accepted by the City, from the point of connection of the building/sewer service line, and receives the waste water from the building/sewer service line and conveying the waste water to the sewer main.

Section 3. Section 12-1-1 (D)(22) of the City Code of the City of Gunnison is hereby amended to read as follows:

12-1-1 (D)(22). Sewer Main. That part of the waste water facilities located within the public street right-of-way or a utility easement dedicated to and accepted by the City to which one or more City/sewer service lines are connected, and receiving waste water from the City/sewer service lines and conveying such waste water to the treatment facility. Sewer mains are owned by the City or a sewer district and are a minimum of eight inches in diameter.

Section 4. Section 12-1-2 (A)(1) of the City Code of the City of Gunnison is hereby amended to read as follows:

12 -1-2 (A). Connection Required.

(1). Connection to sewer main. The owner of any building required to have a sanitary sewer by the Uniform Plumbing Code, current edition, as adopted by the State of Colorado, situated within the City and abutting any public street, alley, right-of-way, or utility easement dedicated to and accepted by

the City in which there is now located a sewer main, is hereby required, at owner's expense, to connect such building to the sewer main by means of a building/sewer service line and City/sewer service line in accordance with this Article. New buildings or lots requiring sanitary sewer disposal devices shall be required to extend a sewer main to serve the property in accordance with Section 12-1-5, Sewer Main Extensions, if a sewer main does not abut the property in question, but is located within four hundred (400) feet of any property line of the lot or parcel of land upon which the building is to be located, unless a waiver is granted by the City Council pursuant to the provisions set forth herein. For the purpose of this section, the term "Property Line" shall include the City of Gunnison boundary if the boundary transects a single parcel of property.

Section 5. Section 12-1-2 (A)(5) of the City Code of the City of Gunnison is hereby amended to read as follows:

12-1-2 (A)(5). Interconnection Prohibited; Separate Building/Sewer Service Lines.

Building/sewer service lines shall not be interconnected in any manner which would allow the service of separate buildings or parcels of property which as in separate ownership or which may be sold or conveyed separately. All separate buildings or parcels of land that may be sold or conveyed separately, except individual air spaces located in a single building, are required to have a separate building/sewer service line. In cases where more than one building or parcel of land in separate ownership has been connected to a single building/sewer service line prior to the adoption of this Article, the same may continue to be utilized until a sewer main is constructed adjacent to the property. After such sewer main is constructed and upon written notice by the City to the owner, such building or parcels of land shall be connected to the sewer main by an individual building/sewer service line within one year. One or more building/sewer service lines may be connected to a City/sewer service line that is of adequate size and capacity to convey the waste water generated by all the buildings and uses connected thereto.

Section 6. Section 12-1-4 (A)(3) of the City Code of the City of Gunnison is hereby amended to read as follows:

12-1-4 (A)(3). Location of the building/sewer service lines. Location of building/sewer service lines shall be approved by the Public Works Department and as-built location of the building/sewer service line shall be furnished to the Department after connection. No building/sewer service line which is located underneath a building in separate ownership or any improvements located on property in separate owner shall be approved.

Section 7. Section 12-2-1 (D)(14) of the City Code of the City of Gunnison is hereby amended to read as follows:

12-2-1 (D)(14). Water distribution main. That dedicated portion of the water works system which transmits and distributes water of the City from treatment facilities (wells) and storage facilities to the users, excluding service lines. Water distribution mains are a minimum of six inches in diameter.

Section 8. Section 12-2-1 (D)(15) of the City Code of the City of Gunnison is hereby amended to read as follows:

12-2-1 (D)(15). Water service line/building. That portion of the water works located on private property connecting the user's building or premises to the distribution main, and includes all piping to the user's side of the water meter.

Section 9. Section 12-2-1 (D) of the City Code of the City of Gunnison is hereby amended to add the following subsection 15.1, to read as follows:

12-2-1 (D)(15.1). Water service line/City. That portion of the water works which is located within the public street right-of-way or utility easement dedicated to and accepted by the City, to which one or more water service lines/buildings are connected, which connects to a water distribution main.

Section 10. Section 12-2-2 (A)(1) of the City Code of the City of Gunnison is hereby amended to read as follows:

12 -2-2 (A). Connection Required.

1. Connection to water distribution main. The owner of any house or other building utilized for business or residence purposes which requires water-using devices situated within the City and abutting any public street, alley, right-of-way, or easement in which there is now located a water distribution main of the City, is required, at owner's expense, to connect such building by means of service lines to the distribution main, in accordance with this Article. New buildings or lots requiring water-using devices shall be required to extend the main to serve property in accordance with Section 12-2-5 of this Article, if a water main does not abut the property in question, but is located within four hundred (400) feet of any property line of the lot or parcel of land upon which the building is to be located, unless a waiver is granted by the City Council pursuant to the provisions set forth herein. For the purposes of this section, the term "Property Line" shall include the City of Gunnison boundary if the boundary transects a single parcel of property.

Section 11. Section 12-2-4 (A) of the City Code of the City of Gunnison is hereby amended to read as follows:

12-2-4 (A). General. New water service lines/ buildings shall not serve properties that are not owned by the permittee.

- (1). Subdivisions or sales of land that will create situations where a water service line/building could serve properties under different ownerships shall require the installation of a separate water service line/building to serve each of the new

parcels.

Ordinance No 11  
Series 2003  
Page Four

Original abandoned water service line/building must be disconnected. One or more water service line/building may be connected to a water service line/City that is of adequate size and capacity to deliver sufficient water to all buildings and uses connected thereto.

- (2). Location of service line connections to the water distribution main must be approved by the Public Works Department, and as-built locations of water service lines shall be furnished to the Department after connection. No water service line/building which is located underneath a building in separate ownership or any improvements located on property in separate ownership shall be approved.
- (3). Water service line/City installed within the City right-of-way or easement, including excavation, bedding, compaction, and backfill, shall be done by authorized agents of the City. A licensed plumber, under the supervision of a master plumber and licensed by the State, shall do plumbing on water systems connected to the City water facilities, including meter installation on private property, except that a homeowner may do plumbing on private property on which is placed a single dwelling unit in which he is a resident.

Section 12. Should any section, clause, phrase, or provision of this ordinance be ruled invalid or unenforceable by any court of competent jurisdiction, it is hereby declared the intent of the City Council of the City of Gunnison, Colorado, that the remaining provisions of this ordinance shall be given full force and effect if it is possible to do so.

**INTRODUCED, READ, PASSED, AND ORDERED PUBLISHED** this 8<sup>th</sup> day of July, 2003, on first reading, and introduced, read, and adopted on second and final reading this 22<sup>nd</sup> day of July, 2003.

---

Mayor

ATTEST:

---

City Clerk