

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 941**

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING
VARIOUS SECTIONS OF THE MEAD MUNICIPAL CODE CONCERNING
FEES AND CHARGES AND ESTABLISHING A COMPREHENSIVE
MUNICIPAL FEE SCHEDULE**

WHEREAS, the Town of Mead (the “Town”) is a Colorado statutory town duly organized and existing under the laws of the State of Colorado; and

WHEREAS, the Town has previously adopted certain fees, fines, and charges and codified them in various sections of the Mead Municipal Code (“MMC”); and

WHEREAS, other fees are set by resolution and are not listed in the MMC; and

WHEREAS, the Town desires to remove all fee and fine amounts from the MMC and instead set all of its fees by resolution each year to be contained in a comprehensive fee schedule; and

WHEREAS, the Board of Trustees finds that adoption of a comprehensive fee schedule will allow better transparency regarding Town fees, consistency in the method of adoption of all fees, and added administrative efficiency for the Town; and

WHEREAS, the Board of Trustees further finds that it is proper and in the best interests of the Town to authorize the municipal judge to set municipal court fees and to revise the code to be consistent with such authorization; and

WHEREAS, the Board of Trustees finds that adoption of this Ordinance is in the best interests of the public health, safety and welfare.

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

Section 1. Chapter 1 Amendments. Chapter 1 of the Mead Municipal Code, titled General Provisions, is hereby amended by adding a new Article VIII, Fees and Charges, to read in full as follows, with strikethrough text showing deletions and bold, underlined text showing additions:

ARTICLE VIII – Fees and Charges

Sec. 1-8-10. - Imposition of fees.

The Board of Trustees is authorized to establish fees, charges and assessments for permits, licenses and services to cover the reasonable costs and expenses incurred by the Town in administering such programs and services. All fees, assessments and charges are established in the Town's fee schedule, and shall be available on the Town's website and in printed version at the Town Clerk's office. Any fees or charges that are not identified in the fee schedule but are imposed by separate ordinance or resolution of the Board of Trustees shall remain in full force and effect to the extent the fees or charges cover a service, program or application not listed in the fee schedule.

Sec. 1-8-20. - Amendment to fee schedule.

The Board of Trustees may amend, repeal or impose new fees from time to time by resolution duly adopted by the Board of Trustees. It is the intent that all municipal fees and charges shall, at a minimum, be revised annually to account for increases or decreases in such fees, based on the actual costs incurred by the Town in providing the identified service, application or program. Failure to conduct an annual review of any fee shall not in any way affect the continuing validity of such fees and all fees shall remain in full force and effect until amended by subsequent resolution adopted by the Board of Trustees.

Section 2. Chapter 2 Amendments. Chapter 2 of the Mead Municipal Code, titled Administration and Personnel, is hereby amended as follows with strikethrough text showing deletions and bold, underlined text showing additions:

Sec. 2-5-100. - Contempt power.

When the Court finds any person to be in contempt, the Court may vindicate its dignity by imposing on the contemnor a fine ~~not to exceed one thousand dollars (\$1,000.00)~~ **in an amount set by the Municipal Judge** and imprisonment not to exceed ~~one (1) year~~ **the maximum sentence set forth in section 1-4-20 of this Code.**

Sec. 2-5-190. - Trial by jury or by the Court.

Trial shall be to the Court, unless the defendant is entitled to a jury trial under the Constitution, this Code, ordinances or general state laws, in which case the defendant shall have a jury if, within ten (10) days after arraignment or entry of a plea, he or she filed with the court in which he or she is ordered to appear to defend against said charge a written jury demand and at the same time tenders to that court a jury fee ~~of twenty-five dollars (\$25.00)~~ **in accordance with the municipal court fee schedule set by the Municipal Judge**, unless the fee is waived by the judge because of the indigence of the defendant. The written demand for jury shall state the number of jurors requested. If the action is dismissed or the defendant is acquitted of the charge, or if the defendant, having paid the jury fee, files with the court at least ten (10) days before the scheduled trial date a written waiver of jury trial, the jury fee shall be refunded. If the defendant fails to file with the court the written jury demand as provided above, he or she waives his or her right to a jury trial.

Sec. 2-5-270. – Court fee schedule, fines and costs.

- (a) The Court may designate and from time to time amend or supplement the fines for specific violations of this Code in a municipal court fee schedule. Such fines may be paid at the office of the Municipal Court Clerk.**
- (b) The Court may also specify in the municipal fee schedule the amount of fines to be imposed for specific traffic infractions.**
- (c) The following costs may be assessed by the presiding Municipal Judge ~~Municipal Judge~~ may assess court costs, including a court security fee, against any defendant in the Municipal Court in accordance with the municipal court fee schedule set by the Court pursuant to this section.:**
- (d) All fines set by the Court pursuant to this section and other provisions of this Code shall be consistent with the Colorado Municipal Court Rules of Procedure, state law,**

and Article IV of Chapter 1 of this Code.

Court costs upon entry of a plea of guilty, nolo contendere or finding of guilt or liability	\$15.00
Weld County Drug Task Force fee (assessed upon entry of a plea of guilty, nolo contendere or finding of guilt or liability)	10.00
Witness fee (per witness) upon conviction after trial	5.00
Default judgment fee	30.00
Outstanding judgment warrant (OJW)	30.00
Warrant fee	30.00

Sec. 2-5-300. – Civil violation citation procedure.

(a) In addition to any other procedures provided for in this Code, including procedures for issuance of a notice of violation, authorized Town personnel shall have the authority to initiate enforcement proceedings as provided below. The term *officer*, as used in this section, shall mean a peace officer or other authorized Town employee.

- (1) An officer who has reasonable grounds to believe that a responsible party has committed a civil, or noncriminal, violation under this Code is authorized to serve a civil citation to the responsible party. If a civil citation has been issued, the officer may set a reasonable time period within which the responsible party must correct the violation. This determination shall be based on considerations of fairness, practicality, ease of correction, the nature, extent and probability of danger or damage to the public or property, and any other relevant factor relating to the reasonableness of the time period prescribed.**
- (2) The citation form shall include, but need not be limited to, the following:**
 - a. Date and time of issuance.**
 - b. Name and signature of officer.**
 - c. Name and address of the responsible party.**
 - d. Code section for violation charged.**
 - e. Brief description of the nature of the violation, including location, date and time of violation and, if applicable, description of the actions required to correct the violation.**
 - f. Procedure for the defendant to follow in paying the civil penalty, costs, assessments and fees or contesting the citation.**
 - g. Notice that additional citations may be served for each day that**

the applicable violation is found to exist.

- (3) The officer may require that a responsible party or any person receiving a citation provide proof of identity and residential or work address.
- (4) The officer shall attempt to personally serve the citation to a responsible party at the site of the violation. If no responsible party can be located at the site of the violation, a copy of the citation shall be served by mail to the responsible party via first-class mail at any last known address of said party in the records of the Town or Weld County, and a copy of the citation shall also be left with any adult person residing or working at the site of the violation. If no adult person is found at the site and the violation occurred on private property or on property for which a responsible party has responsibility under any other ordinance or the violation involves a vehicle or trailer as the nuisance, then a copy of the citation shall be posted in a conspicuous place on the property or attached to the vehicle or trailer, whichever is applicable.
- (5) The officer shall attempt to obtain the signature of the person to whom he or she served the citation; however, if the citation is mailed or posted or if the person fails or refuses to sign the citation, such failure or refusal shall not affect the validity of the citation or any subsequent proceedings.
- (6) Proper notice shall be deemed served on the date of receipt by the responsible party if personally served, or upon the fifth day after mailing, attaching or posting of the citation.

(b) Except for those violations that require an appearance before the Municipal Court, the Municipal Court Clerk shall accept payment in full of the amount due for a civil violation citation by a defendant without an appearance before the Municipal Court if payment is made after the issuance of the citation and prior to the date and time scheduled for the first hearing, provided that the Municipal Court Clerk has a copy of the citation.

- (1) Payment of the total penalty, costs and fees shall constitute a waiver by the responsible party of all rights and acknowledgement of liability.
- (2) Such payment shall constitute an entry and satisfaction of judgment.
- (3) Payment of the penalty and costs shall not excuse the failure to correct violations nor shall it bar further enforcement by the Town.

(c) If a defendant wishes to contest a civil violation citation, the defendant shall appear before the Municipal Court at the time scheduled for first hearing.

Section 3. Chapter 4 Amendments. Chapter 4 of the Mead Municipal Code, titled Revenue and Finance, is hereby amended as follows with strikethrough text showing deletions and bold, underlined text showing additions:

Sec. 4-7-100. - Enforcement and penalties.

- (a) It shall be unlawful for any person to intentionally, knowingly or recklessly fail to pay the tax imposed by this Article or to make any false or fraudulent return or for any person to otherwise violate any provisions of this Article. Any person convicted of a violation of this Article shall be deemed guilty of a municipal criminal offense and shall be punished ~~by a fine of not more than one thousand dollars (\$1,000.00)~~ **in accordance with the general penalty provisions of this Code at section 1-4-20** ~~or by imprisonment for a period of one (1) year, or by both such fine and imprisonment.~~ Each day, or portion thereof, that any violation of this Article continues shall constitute a separate offense.
- (b) A penalty **in an amount set by resolution of the Board of Trustees** ~~in the amount of ten percent (10%) of the tax due or the sum of ten dollars (\$10.00), whichever is greater,~~ shall be imposed upon the vendor and become due in the event the tax is not remitted by the tenth day of the month as required by this Article, or such other date as prescribed by the Town, and one and one-half percent (1.5%) interest shall accrue each month on the unpaid balance. The Town Manager is hereby authorized to waive, for good cause shown, any penalty assessed.

Sec. 4-7-140. - Hearings, subpoenas and witness fees.

- (a) Hearings before the Town pursuant to the provisions of this Article shall be held in accordance with this Article and rules and regulations promulgated by the Town. Any subpoena issued pursuant to this Article may be enforced by the Municipal Judge pursuant to Section 13-10-112(2), C.R.S. The fees of witnesses for attendance at hearings shall be ~~the same as the fees of witnesses before the district court~~ **set by the Municipal Judge and set forth in the municipal court fee schedule**, such fees to be paid when the witness is excused from further attendance. When the witness is subpoenaed at the instance of the Town, such fees shall be paid in the same manner as other expenses under the terms of this Article, and, when a witness is subpoenaed at the instance of any party to any such proceeding, the Town may require that the cost of service of the subpoena and the fee of the witness be borne by the party at whose instance the witness is summoned. In such case, the Town, at its discretion, may require a deposit to cover the cost of such service and witness fees. A subpoena issued as aforesaid shall be served in the same manner as a subpoena issued out of a court of record.
- (b) The Municipal Judge, upon the application of the Town, may compel the attendance of witnesses, the production of books, papers, records or memoranda, and the giving of testimony before the Town's duly authorized hearing officers, by an action for contempt, or otherwise, in the same manner as production of evidence may be compelled before the Court.

Section 4. Chapter 5 Amendments. Chapter 5 of the Mead Municipal Code, titled Franchises and Communication Systems, is hereby amended as follows with strikethrough text showing deletions and bold, underlined text showing additions:

Sec. 5-2-60. - Grant, acceptance and effective date of franchise.

- (d) Any franchise granted and regulated hereunder, together with the rights, privileges and authority granted thereby, shall take effect and be in force from and after the effective date of the ordinance granting the franchise and after the Grantee has taken all of the following

actions:

- (1) File with the Town Clerk an unconditional acceptance of the franchise grant and enter into and execute such documents as required by the Town consistent with the terms and provisions of this Article. Said acceptance shall be in a form prescribed by the Town and shall contain provisions that the Grantee, by its acceptance, agrees to provide all services specifically set forth in its application and further, that its application is incorporated by reference into and made a part of the franchise and this Article. In the event of conflict between the application and the provisions of this Article, that provision which provides the greatest benefit to the Town, in the opinion of the Board of Trustees, shall prevail. Any acceptance filed by the Grantee pursuant to this Section shall be in writing, duly executed and acknowledged by and on behalf of the Grantee before a notary public or other officer authorized by law to administer oaths.
- (2) File certificates of insurance with the Town Clerk as set forth in Section 5-2-300 of this Article.
- (3) File with the Town Clerk the letter of credit or cash deposit required in Sections 5-2-240 and 5-2-320 of this Article.
- (4) Reimburse the Town for the remaining balance of any costs incurred in investigating the Grantee's application and conducting the public hearing in connection with the grant of the franchise as provided by Section 5-2-40(d)(2) of this Article.
- (5) Pay to the Town an advance franchise fee of ~~one thousand dollars (\$1,000.00)~~ **set by resolution of the Board of Trustees** to be credited against sums due under Section 5-2-70 of this Article.

Section 5. Chapter 6 Amendments. Chapter 6 of the Mead Municipal Code, titled Business Licenses and Regulations, is hereby amended as follows with strikethrough text showing deletions and bold, underlined text showing additions:

Sec. 6-1-40. - License fee.

There shall be imposed an annual license fee of ~~thirty dollars (\$30.00)~~ **set by resolution of the Board of Trustees** for each license issued.

License fees for a partial year shall be prorated in monthly increments to December 31. Administrative penalties of ~~thirty dollars (\$30.00)~~ **set by resolution of the Board of Trustees** for each month or portion thereof, will be added to the license fee for failure to renew an existing license or for operating a business without a license.

Sec. 6-1-150. - Fine.

A violation of this Chapter shall be punishable in accordance with the general penalty provisions of section 1-4-20 of this Code except as may be otherwise specified ~~Any person who fails to comply with the provisions of this Chapter as herein provided shall be fined the sum not exceeding one thousand dollars (\$1,000.00) for each said offense, with each day the licensee is in~~

~~violation considered to be a separate offense.~~

Sec. 6-2-10. - Business, general.

A general business is any business activity not otherwise identified herein. The annual fee for a general business license shall be ~~thirty dollars (\$30.00)~~ **an amount set by resolution of the Board of Trustees**, ~~as provided by Section 6-1-40~~, except as may be provided in Articles III, IV, V, and VI.

Sec. 6-2-110. - Refuse hauler, commercial.

A commercial refuse hauler is a person who collects, hauls or causes to be collected or hauled, over streets, alleys or other public places, any refuse except such as is accumulated at his or her own residence or place of business. The **annual fee shall be set by resolution of the Board of Trustees** ~~is thirty dollars (\$30.00) per year~~. The application for a refuse hauler license shall be forwarded to the Board of Trustees for issuance after determination that:

- (1) Vehicles to be used are safe, sanitary and properly equipped so as not to constitute a safety hazard or health hazard, and the GVW does not exceed fifty-five thousand (55,000) pounds.
- (2) Refuse will be transported to and deposited at approved disposal sites.
- (3) The applicant meets all other laws and regulations relating to the collection, hauling and depositing of refuse.

Sec. 6-2-120. - Sexually oriented businesses.

(e) Application requirements.

- (1) An application for a license must be made on a form provided by the Town Clerk.
- (2) The **annual** license fee **shall be set by resolution of the Board of Trustees** ~~is thirty dollars (\$30.00) per year~~.
- (3) The application must be accompanied by a diagram showing the configuration of the premises, including a statement of total floor space occupied by the business and designating the use of each room or other area of the premises.
- (4) The diagram shall designate those rooms or other areas of the premises where patrons are not permitted.
- (5) The diagram need not be professionally prepared but must be drawn to a designated scale or drawn with marked dimensions of the interior of the premises to an accuracy of plus or minus six (6) inches.
- (6) The diagram shall designate the place at which the license will be conspicuously posted.
- (7) No alteration in the configuration of the premises or any change in use of any room or area as shown on the diagram may be made without the prior written approval of the Town Clerk.

(8) The Town Clerk may waive the foregoing diagram for renewal applications if the applicant adopts a diagram that was previously submitted and certifies that the configuration of the premises has not been altered since it was prepared and that the use of any area or room in the premises has not changed.

Sec. 6-2-130. - Medical marijuana.

(g) Imposition of fees. Every application for a primary caregiver business license or renewal shall be accompanied by a nonrefundable fee of ~~thirty dollars (\$30.00)~~ set by resolution of the Board of Trustees for the business license and a fee not to exceed ~~two hundred fifty dollars (\$250.00)~~ an amount set by resolution of the Board of Trustees for a background check.

Sec. 6-4-30. - Annual license fee.

(a) ~~The annual license fee shall be five hundred dollars (\$500.00)~~ set by resolution of the Board of Trustees, said license fee to be applied toward the administrative cost of issuance of the license and maintaining records and maps of the fiber-optical cable system.

(b) The license fee shall be in addition to any and all other fees or taxes provided for under this Code. The license issued hereunder shall be for a period of one (1) year or fraction thereof, shall be renewable annually and shall expire on the last day of December of each year.

Sec. 6-4-40. - Penalty.

~~Any person who fails to comply with the provisions of this Article shall be fined the sum not exceeding one thousand dollars (\$1,000.00) for each such offense, with each day the licensee is in violation considered a separate offense.~~ A violation of this Article shall be punishable in accordance with the general penalty provisions of section 1-4-20 of this Code except as may be otherwise specified.

Sec. 6-5-50. - Registration fees; bond.

There shall be due and payable for each certificate of registration issued hereunder the following fees and bond, to be submitted with the registration application:

(1) A registration fee of ~~twenty-five dollars (\$25.00)~~ in an amount set by resolution of the Board of Trustees;

(2) Cash deposited with the Town, or a commercial surety bond, in the amount of \$1,000.

The Town Clerk will return the cash deposited with the Town, without interest, to the Registrant on December 31, of the registration year, unless the Registrant first registers for the following year, in which instance, the cash deposit may be carried forward to the succeeding year.

The Board of Trustees may, in its discretion, waive the payment of fees on behalf of any applicant engaged in a civic, religious or charitable undertaking.

Sec. 6-5-140. - Registration; expiration; renewal fee.

All annual certificates of registration issued under the provisions of this Article shall expire one (1)

year from the date of issue, other than annual certificates of registration which expire on the date specified therein. There shall be due and payable for the renewal of each certificate of registration issued hereunder ~~the sum of twenty-five dollars (\$25.00)~~ **a sum set by resolution of the Board of Trustees.**

Section 6. Chapter 7 Amendments. Chapter 7 of the Mead Municipal Code, titled Health, Sanitation and Animals, is hereby amended as follows with strikethrough text showing deletions and bold, underlined text showing additions:

Sec. 7-6-40. - Special use permits for keeping animals.

The Town may issue a special use permit for the keeping of domestic hoofed livestock, small livestock, fowl, reptiles, swine or other animals not otherwise prohibited by Section 7-6-35 above or regulated by this Article. Such special use permits shall be issued administratively by the code enforcement officer after placing appropriate conditions upon the permit, including the term of the permit and the conditions of confinement and care of the animal. Criteria to be considered in the issuance of the permit shall include but not be limited to noise, smell, proximity to adjacent property, the kind and number of animals, the size of animals, the facilities of the applicant, sanitation facilities and requirements, and other neighborhood considerations. The special use permit may not be transferred to another owner or to another property. Property owners within three hundred (300) feet of any lot line of the premises of the applicant shall be given written notice by first-class mail, not less than fifteen (15) days prior to the date of issuance of the permit. The application fee for a special use permit shall be ~~fifty dollars (\$50.00)~~ **set by resolution of the Board of Trustees**, which is not refundable and includes the Town's cost to mail the notices to adjacent property owners.

A special use permit for keeping of animals may be revoked for failure to comply with the requirements stated in the special use permit. Revocation is administrative following investigation and fact-finding by the code enforcement officer. An appeal of the revocation may be made to the Board of Trustees, which following a public hearing that purpose, may uphold the revocation, or modify the order of the code enforcement officer, or repeal the revocation.

Sec. 7-6-45. - Backyard chicken hens.

The Town may issue a special use permit for the keeping of backyard chicken hens. Such special use permit shall be issued administratively as provided by Section 7-6-40 above, without requiring a public hearing and subject to the following criteria:

- (1) No more than four (4) chicken hens are permitted per parcel.
- (2) Roosters are prohibited. No person may own or keep a rooster in any district not zoned agricultural. Upon determining that a chick is actually a rooster, the permit holder shall have seven (7) days to remove the rooster from the property.
- (3) Backyard chicken hens are restricted to the rear yard or backyard of any lot in a residential zoning district or the rear yard or backyard of a residential use in all other zoning districts.
- (4) All chicken hens shall be kept in a coop that shall meet the following requirements:
 - a. Be predator-proof with a solid top.

- b. Provide water at all times.
- c. Are limited to a maximum of one hundred twenty (120) square feet (including coop and chicken run) with at least four (4) square feet of space per chicken for the chicken coop and run.
- d. Be no taller than seven (7) feet at the highest point of the roof.
- e. Not be located between the rear of the dwelling and the front yard lot line.
- f. Meet the setback requirement for the zoning district in which the property is located.
- g. All coops shall be regularly cleaned, not less than monthly to control dust, odor and waste, and shall not constitute a nuisance, safety hazard or health problem to surrounding properties. All waste shall be removed from the premises.
- h. No slaughtering allowed.
- i. Chicken feed must be stored in a re-sealable, airtight, metal, rat proof container to discourage attracting mice, rats and other vermin.
- j. The minimum lot size required for a permit to be issued shall be seven thousand (7,000) square feet.

(5) The cost of the special use permit is ~~twenty-five dollars (\$25.00)~~ **shall be an amount set by resolution of the Board of Trustees**, which is non-refundable.

(6) No more than thirty (30) permits shall be issued by the Town.

(7) A permit may be revoked administratively for a violation of this Section.

~~(8) After the effective date of the ordinance codified herein, the Town staff shall review the merits and impacts of this Section and submit a written report regarding the same to the Board of Trustees three (3) months prior to the conclusion of a trial period ending December 31, 2012.~~

Sec. 7-6-220. - License fee.

There shall be imposed an annual license fee of ~~five dollars (\$5.00)~~ **set by resolution of the Board of Trustees** for each neutered or spayed domestic dog and domestic cat and a license fee of ~~ten dollars (\$10.00)~~ **set by resolution of the Board of Trustees** for each unneutered or unspayed domestic dog and domestic cat. ~~When any license is issued on or after July 1, for a newly acquired domestic dog or domestic cat, the license fee shall be one half (½) of the annual license fee. However, there shall be a penalty of one dollar (\$1.00) per month, or portion thereof, for any license purchased on or after January 1 for the licensing year, if the domestic dog or domestic cat was kept and eligible for licensing on January 1.~~

Sec. 7-6-250. - Prerequisite for license.

(a) Upon application for a dog or cat license, the applicant shall exhibit to the Town ~~employee~~ **Clerk**

a certificate of inoculation from a state licensed veterinarian that the dog or cat has been inoculated against rabies and that the inoculation is currently effective. Any lapse of the effective inoculation shall be unlawful and shall constitute a revocation of any license hereunder.

(b) Microchipping of animals being licensed is encouraged, although not required. If the animal is microchipped, the applicant shall provide the information regarding the location of the microchip, the unique identification code contained on the microchip, and the microchip registration information.

Sec. 7-6-270. - Duplicate tags.

In the event of loss or destruction of the original license tag, the owner shall obtain a duplicate tag from the Town at a cost of ~~one dollar (\$1.00)~~ **set by resolution of the Board of Trustees** for each tag.

Sec. 7-6-340. - Redemption of dogs or cats; impoundment charges.

Any owner of a dog or cat desiring to redeem such dog or cat from impoundment shall pay to the Town a redemption fee as established herein. In addition, if such dog or cat is unlicensed, the owner must license the dog or cat pursuant to the provisions of this Article prior to the animal's release. If such dog or cat is licensed but the license has been lost, the license tag must be replaced prior to the release of the dog or cat. The charges assessed against each dog or cat impounded shall be:

(1) The Board of Trustees shall set by resolution a separate impoundment fee for each animal pickup~~the first animal pickup, an impoundment fee of fifty dollars (\$50.00), plus thirty dollars (\$30.00) per day or portion thereof for feeding and maintenance of the animal.~~ **Such impoundment fees shall, at a minimum, cover the Town's actual cost of impoundment of the animal.**

(2) The Board of Trustees shall set by resolution an additional charges for each day or portion thereof for feeding and maintenance of an impounded animal~~For the second animal pickup, an impoundment fee of one hundred dollars (\$100.00), plus thirty dollars (\$30.00) per day or portion thereof for feeding and maintenance of the animal.~~

~~(3) For the third and each subsequent animal pickup, an impoundment fee of one hundred fifty dollars (\$150.00), plus thirty dollars (\$30.00) per day or portion thereof for feeding and maintenance of the animal.~~

Section 7. Chapter 8 Amendments. Chapter 8 of the Mead Municipal Code, titled Vehicles and Traffic, is hereby amended as follows with strikethrough text showing deletions and bold, underlined text showing additions:

Sec. 8-1-30. - Additions or modifications.

Unless specifically noted as an amendment to Article II, the following additions, amendments and deletions are made to Article I of the Model Traffic Code:

(1) **Section 116. Restrictions for minor drivers - definitions**, subsection (3) is amended to read as follows:

"(3)A violation of this section is a traffic infraction, and, upon conviction, the violator may be punished as follows:

(a)By the imposition of community service and/or a fine;

(b)By the levying of a fine ~~of not more than \$100.00~~ for a first offense, ~~a fine of not more than \$200.00~~ for a second offense, and ~~a fine of not more than \$300.00~~ for any subsequent offense **in amounts set by the Municipal Judge and published in the municipal court fee schedule.**

(c)By the assessment of two license suspension points pursuant to section 42-2-127(5) (kk) C.R.S.."

(4) **Section 510. Permits for excess size and weight and for manufactured homes**, is hereby amended by the addition of the following:

(8) Local permits for excess size and weight may be issued upon the filing with the Town of an application and the paying of the prescribed fee, in addition to, but not to exceed, the amounts required in Section 42-4-510(11), C.R.S. Application shall be submitted on the form provided by the Town and will be issued at the discretion of the Town.

(9) Local permits shall designate an approved route of travel of the vehicle and load, designate whether such permit is for a single trip, a special or annual operation and designate the time of such movement.

(10)A local permit for the movement of a mobile home or manufactured house is not required.

(11) Local permit fees shall be ~~charged according to the following schedule:~~**set by resolution of the Board of Trustees.**

"Oversize/Overweight Vehicle Permits

Oversize vehicle ¹	Width over 17' (204") Height over 14'6" Length over 45' (single unit) over 75' (combination)	Trip \$15.00	Annual \$250.00
Overweight wheel/axle ²	Wheel solid rubber or cushion tire over 8,000 lbs. Wheel pneumatic tire over 8,000 lbs. Wheel steel over 500 lbs./inch of width Single axle solid rubber or cushion tire over 16,000 lbs. Single axle pneumatic tire over 20,000 lbs. Tandem axle pneumatic tire over 40,000 lbs.	Trip \$15.00 + \$5.00 per axle. Oversized Permit included in the fee	Annual \$400.00 Oversized Permit included in the fee
Overweight vehicle ³	2 axles over 36,000 lbs. 3 axles over 54,000 lbs.	Trip \$15.00 + \$5.00 per axle	Annual \$400.00 Oversized Permit

	4 axles over 80,000 lbs. 5 axles over 85,000 lbs.	Oversized Permit included in the fee	included in the fee
	Special transport permit over 17' wide, or weight exceeding 200,000 lbs.	Trip \$125.00	

¹ ~~Exceptions to width, height and length limit as provided by Sections 42-4-502 through 42-4-506, C.R.S.~~

² ~~Exceptions to wheel and axle loads as provided by Section 42-4-507, C.R.S.~~

³ ~~Exceptions to weight limit as provided by Section 42-4-507 through 42-4-508, C.R.S."~~

(5) **Section 611. Paraplegic person or persons with disabilities - distress flag**, subsection (2) is amended to read as follows:

"(2) Any person who is not a paraplegic person or a person with a disability who uses such flag as a signal or for any other purpose is guilty of a misdemeanor, and upon conviction thereof may be punished by a fine of up to \$1,000 and/or imprisonment in the county jail of up to one year in accordance with the general penalty provisions of section 1-4-20 of this Code."

(13) **Section 1406. Foreign matter on highway prohibited**, subsection (5) is amended to read as follows:

"(5)(b)(II) Any person who violates paragraph (a) of subsection (1) of this section by throwing or depositing a container of human waste upon or along any highway shall be punished by a fine of \$500 in an amount set by the Municipal Judge and published in the municipal court fee schedule."

(14) **Section 1409. Compulsory insurance-penalty - legislative intent**, subsection (9) is deleted, and subsections (4) and (6) are amended to read as follows:

"(4)(a) Any person who violates the provisions of subsections (1), (2) or (3) of this section commits a class 1 misdemeanor traffic offense."

"(6) No person charged with violating subsection (1), (2) or (3) of this section shall be convicted if the person produces in court a bona fide complying policy or certificate of self-insurance that was in full force and effect as required by law at the time of the alleged violation. Such person may be subject to an \$25 administrative fee set by the Municipal Judge and published in the municipal court fee schedule."

(16) **Section 1701. Traffic offenses and infraction classified-penalties**. Subsections 4 and 5 are deleted and reenacted, and Subsections (1), (2), (3), (6) and (7) are amended to read as follows:

"(1)(a) Traffic infractions are divided into two classes which shall be subject to the following penalties set by the Municipal Judge, which shall be published in the municipal court fee schedule and which are authorized upon entry of judgment against the defendant:

Class	Minimum Penalty	Maximum Penalty
A	\$25.00 penalty	\$500.00 penalty
B	\$25.00 penalty	\$500.00 penalty

"(1)(b) Misdemeanor traffic offenses are divided into two classes that are distinguished from one another by the following penalties set by the Municipal Judge, which shall be published in the municipal court fee schedule and that are authorized upon conviction:

Class	Minimum Penalty	Maximum Penalty
1	Ten days imprisonment or \$50.00 fine, or both	One year imprisonment, or \$1,000.00 fine, or both
2	Ten days imprisonment or \$50.00 fine, or both	90 days imprisonment, or \$500.00 fine, or both

Sec. 8-1-50. - Penalties.

The following penalties, herewith set forth in full, shall apply to this Article:

(1) It is unlawful for any person to violate any of the provisions of this chapter or any of the provisions of the Model Traffic Code as adopted or amended in this chapter for which no specific penalty has been provided or for which the sole penalty provided is a fine, which violations are hereby deemed traffic infractions. A traffic infraction shall be a civil matter for which punishment by imprisonment shall not be available, and for which a penalty assessment notice shall be issued. The municipal court shall follow the state municipal court rules in such cases unless such rules are clearly inapplicable. Every person who is convicted of a traffic infraction, who admits liability or guilt for a traffic infraction, or against whom a judgment is entered for a traffic infraction shall be subject to a penalty of at least \$10.00, but not more than \$500.00 set by the Municipal Judge, which shall be published in the municipal court fee schedule, exclusive of any court costs and surcharges.

(2) For any violation of any provision of this chapter that is a traffic infraction, such violation shall constitute a civil matter, no trial by jury shall be available, and no arrest warrant shall be issued for failure to appear or failure to pay or satisfy a judgment.

(3) For any violation of any provision of this chapter which is a traffic infraction, the court may enter a judgment of liability by default against the defendant for failure to appear or to pay, and may assess such penalty, together with such court costs and surcharges, as are established by law. The court may establish by written order, rules and regulations for the administration of any violation of this chapter which is a traffic infraction, including but not limited to schedules establishing the amount of penalties payable without a court appearance.

(4) It is unlawful for any person to violate any of the following provisions of this chapter, which violations are hereby deemed criminal offenses. Every person convicted of a violation of any one of the following provisions of this chapter shall be punished by a fine not exceeding the maximum fine set forth in section 1-4-20 of this Code, exclusive of any court costs and surcharges, or by imprisonment not exceeding one year, or by both such fine and imprisonment:

- a. Section 1903, of the Model Traffic Code, stopping for school buses;
- b. Section 1101, of the Model Traffic Code, where the speed as driven is 25 miles per hour or more over the lawful speed;
- c. Section 1105, of the Model Traffic Code, speed contest;
- d. Section 1401, of the Model Traffic Code, reckless driving;
- e. Section 1402, of the Model Traffic Code, careless driving;
- f. Section 1413, of the Model Traffic Code, eluding or attempting to elude a police officer;
- g. Section 1409, of the Model Traffic Code, compulsory insurance.

Sec. 8-2-80. - Owner's opportunity to request hearing.

(a) In the event that any vehicle or equipment is towed or removed from public property pursuant to the direction and authority of any person duly authorized by the Board of Trustees or any law enforcement officer in the enforcement of this Article, the procedural and hearing requirements of Section 8-6-40 shall be followed.

(b) In the event that any vehicle or equipment is towed or removed from private property pursuant to the direction and authority of any person duly authorized by the Board of Trustees or any law enforcement officer in the enforcement of this Article, the procedural and hearing requirements of Section 8-6-40 shall be followed. In addition to the procedural and hearing requirements of Section 8-6-40, the owner or resident of the private property shall be notified in writing of the impoundment, to be sent by U.S. certified mail within twenty-four (24) hours of impoundment. Such notice shall clearly identify the vehicle or equipment towed and shall inform the real property owner of the right to a hearing pursuant to Section 8-6-40.

(c) In the event that the Tow Hearing Officer sustains the legality of the towing pursuant to this Article, an administrative hearing fee of ~~one hundred dollars (\$100.00)~~ in an amount set by resolution of the Board of Trustees shall be assessed against the person requesting the hearing.

Sec. 8-4-10. - Safety belt systems; mandatory use; exemptions.

(f) Penalty. Any person violating the provisions of this Section shall, upon conviction thereof, be punished by a fine of ~~ten dollars (\$10.00)~~ **set by the Municipal Judge and published in the municipal court fee schedule.**

Sec. 8-4-20. - Child restraint systems required.

(h) It shall be unlawful for any person to operate a motor vehicle while he or she is in violation of the requirement of Subsections (b) and (c) above. Any violation of this Section shall be deemed a noncriminal traffic infraction. Every person convicted of a violation of this Section shall be punished by a fine of ~~not more than fifty dollars (\$50.00)~~ **set by the Municipal Judge and published in the municipal court fee schedule.**

Sec. 8-5-170. - Penalties.

(1) It is unlawful for any person to violate any of the provisions adopted in this Article.

(2) Penalties for civil traffic infractions:

Traffic infractions are divided into two (2) classes which shall be subject to the ~~following~~ **penalties set by the Municipal Judge and published in the municipal court fee schedule,** which are authorized upon conviction, entry of a guilty plea or a plea of nolo contendere to a civil traffic infraction, as defined in Section 8-5-20 of this Code:

Class	Minimum Penalty	Maximum Penalty
A	\$25.00 penalty	\$500.00 penalty
B	\$25.00 penalty	\$500.00 penalty

(3) Penalties for non-civil traffic offenses.

a. Misdemeanor traffic offenses are divided into two (2) classes that are distinguished from one (1) another by the ~~following~~ **penalties set by the Municipal Judge and published by the municipal court fee schedule,** which are authorized upon conviction, entry of a guilty plea or a plea of nolo contendere:

Class	Minimum Penalty	Maximum Penalty
1	Ten days imprisonment or \$50.00 fine, or both	One year imprisonment, or \$1,000.00 fine, or both
2	Ten days imprisonment or \$50.00 fine, or both	90 days imprisonment, or \$500.00 fine, or both

b. Any juvenile (a person under the age of eighteen (18)) may be fined, but not subjected to imprisonment.

c. Any person convicted of a class 1 or class 2 misdemeanor traffic offense may be required to

pay restitution as required by Code 18.5 of title 16, C.R.S. and may be sentenced to perform a certain number of hours of community service or useful public service in addition to any other sentence.

(4) Any traffic infraction or misdemeanor traffic offense defined by law outside of Code 1 to 4 of the *Model Traffic Code* shall be punishable as provided in the statute defining it or as otherwise provided by law.

(5) The department has no authority to assess any points under Section 42-2-127 upon entry of judgment for any Class B traffic infractions.

(6) Penalties for traffic infractions or traffic offenses in a maintenance, repair or construction zone designated pursuant to Section 614 of the adopted *Model Traffic Code* shall be double the penalty for such violation.

(7) Penalties for traffic infractions or traffic offenses that occur in a school zone shall be double the penalty for such violation as set forth above.

Sec. 8-6-40. - Towing authority.

(g) The Town Manager or other person duly authorized by the Board shall act as the Tow Hearing Officer and shall preside over the tow hearing. The sole issue at the hearing shall be the legality of the impoundment. Witnesses and evidence may be presented by the Town and by the owner or person entitled to possession of the vehicle or equipment. After hearing the evidence, the Tow Hearing Officer shall issue oral findings of fact and conclusions of law. The Town shall bear the burden of proving that the vehicle was in violation of Article II or VI of this Chapter by a preponderance of the evidence. In the event the Tow Hearing Officer finds that the impoundment was legal, the Tow Hearing Officer may assess costs ~~not to exceed one hundred dollars (\$100.00)~~ **in an amount set by resolution of the Board of Trustees**, in addition to all towing and storage fees incurred as a result of the towing.

Sec. 8-6-120. - Residential use restricted.

(c) ~~A no-cost~~, temporary permit, **the fee for which shall be set by resolution of the Board of Trustees**, may be obtained from the Town Manager to allow the parking of any recreational vehicle for the utilization of such vehicle for human habitation for a period exceeding seven (7) days, but not exceeding more than thirty (30) days in any calendar year. Application for the temporary permit shall be on a form provided by the Town and shall provide information, including, but not limited to, the proposed location of the vehicle, the requested time period for the permit, the status of the applicant as a resident or owner of land within the Town, and the license plate number of the vehicle for which the permit is to be issued.

Sec. 8-6-140. - Regulation of certain motorized vehicles on municipal streets, pedestrian trails, equestrian trails and sidewalks.

(3) Violations; penalty. Any person, firm or corporation convicted of violating the terms or conditions of this Section is guilty of a civil violation and upon conviction thereof shall be punished by a fine ~~of not more than fifty dollars (\$50.00)~~ for the first infraction and ~~up to five hundred dollars (\$500.00)~~ for each subsequent infraction **in amounts set by the Municipal Judge and published in the municipal court fee schedule**.

Sec. 8-6-150. - Regulation of golf cars on municipal streets, pedestrian trails, equestrian trails and sidewalks.

(11) Violations; penalty. Any person, firm or corporation convicted of violating the terms or conditions of this Section is guilty of a civil violation and upon conviction thereof shall be punished by a fine of ~~not more than fifty dollars (\$50.00)~~ for the first infraction and ~~up to five hundred dollars (\$500.00)~~ for each subsequent infraction **in amounts set by the Municipal Judge and published in the municipal court fee schedule.**

Section 8. Chapter 10 Amendments. Chapter 10 of the Mead Municipal Code, titled General Offenses, is hereby amended as follows with strikethrough text showing deletions and bold, underlined text showing additions:

Sec. 10-1-60. - Fines and penalties.

(a) Any person convicted of a noncriminal violation, as designated in Section 10-1-80(c) of this Chapter, ~~may be fined by an amount not to exceed five hundred dollars (\$500.00)~~ **shall be subject to the general penalty provisions of this Code at section 1-4-20 as it relates to noncriminal violations.**

(b) Any person convicted of a criminal violation, as designated in Section 10-1-80(d) of this Chapter, ~~may be incarcerated for a period not to exceed one (1) year or fined by an amount not to exceed one thousand dollars (\$1,000.00), or both~~ **shall be subject to the general penalty provisions of this Code at section 1-4-20 as it related to criminal violations.**

(c) Any voluntary plea of guilty or nolo contendere to the original charge or to a lesser or substituted charge shall subject the person so pleading to all of the fines and/or penalties applicable to the original charge.

(d) Where any violation is a continuing offense, each day that the violation continues shall be considered and held to be a separate and distinct offense.

Sec. 10-1-70. - Application of penalties to juveniles.

Every person who, at the time of commission of the offense, was at least ten (10) but not yet eighteen (18) years of age, and who is subsequently convicted of or pleads guilty or nolo contendere to a violation of any provision of this Chapter classified as noncriminal pursuant to Section 10-1-80(c) herein, shall be punished by a fine of not more than five hundred dollars (\$500.00). Every such juvenile who is subsequently convicted of or pleads guilty or nolo contendere to a violation of any provision of this Chapter classified as criminal pursuant to Section 10-1-80(d) herein, shall ~~be punished by a fine of not more than one thousand dollars (\$1,000.00)~~ **be subject to the general penalty provisions of this Code at section 1-4-30.** Any voluntary plea of guilty or nolo contendere to the original charge or to a lesser or substituted charge shall subject the person so pleading to all fines and/or penalties applicable to the original charge.

Sec. 10-10-20. - Discharging weapons.

(b) During the act of hunting on lands designated by the Town as being in agricultural production and subject to an annual permit issued by the Town to the property owner. Application for an annual migratory waterfowl and game bird hunting permit shall be made to the Town Clerk, together with the payment of ~~the twenty dollar (\$20.00)~~ **a permit fee set by resolution of the Board of Trustees.** The designation of lands as being in agricultural production and the issuance of the permit shall be approved by the Town Manager on a case-by-case basis. Permits issued shall be for the benefit of

the property owner or his invitees and shall be only for the taking of migratory waterfowl and game birds in accordance with all state and federal regulations.

Sec. 10-11-50. - Underage possession, consumption or sale of alcohol prohibited.

(c) Any person under the age of twenty-one (21) years convicted of this offense may be punished by a fine, ~~not to exceed five hundred dollars (\$500.00)~~set by the Municipal Judge and published in the municipal court fee schedule, and a term of probation not to exceed ~~one (1) year~~the maximum sentence set forth in the general penalty provisions of this Code at section 1-4-20 or 1-4-30, as applicable.

Sec. 10-12-30. - Curfew.

(c) Any person found guilty of violating this Section shall be fined ~~not less than ten dollars (\$10.00) but not more than one hundred dollars (\$100.00)~~in an amount set by the Municipal Judge and published in the municipal court fee schedule for each violation.

Sec. 10-13-90. - Penalty.

Any person convicted of a violation of this Article shall be punished by a fine ~~not to exceed one thousand dollars (\$1,000.00)~~in accordance with the general penalty provisions of section 1-4-20 of this Code for each offense, but shall not be subject to imprisonment or a jail sentence. Each day any violation of this Article shall continue shall constitute a separate offense.

Section 9. Chapter 11 Amendments. Chapter 11 of the Mead Municipal Code, titled Streets, Sidewalks and Public Property, is hereby amended as follows with strikethrough text showing deletions and bold, underlined text showing additions:

Sec. 11-3-30. - Overnight camping and/or sleeping in Town parks prohibited.

(a) Except as authorized by a permit issued herein, no person shall set up tents, shacks, sleeping bags or other shelter in any Town park for the purpose of overnight camping, nor shall any person leave any of the above or any movable structure or special vehicle to be used, or that could be used for such purpose, including but not limited to house trailers, camp trailers, camp wagons and other mobile or stationary campers in any Town park.

(b) A limited permit authorizing an individual or a group to camp and/or sleep in a Town park may be issued by the Town Manager upon a written application and the payment of a refundable cleanup fee ~~of twenty five dollars (\$25.00)~~set by resolution of the Board of Trustees. The permit so issued is discretionary, is for a limited time and is revocable. The Town Manager shall have the sole responsibility for determining if the fee is to be refunded.

Section 10. Chapter 13 Amendments. Chapter 13 of the Mead Municipal Code, titled Municipal Utilities, is hereby amended as follows with strikethrough text showing deletions and bold, underlined text showing additions:

Sec. 13-1-80. - Sewer tap and plant investment fees.

(c) The sewer plant investment fee for inside-Town connections for single-family, two-family and multi-family dwellings, and for all commercial and industrial facilities shall be set by resolution of the Board of Trustees and shall be based upon the size of the water tap serving the premises.

and shall be as follows:

Tap Diameter	Plant Investment Fee Effective January 1, 2020
½ inch	\$5,480.00
¾ inch	9,113.00
1 inch	14,613.00
1½ inch	18,267.00
2 inch	58,453.00
3 inch	116,907.00

Sec. 13-1-210. - Sewer user fees.

(a) Sewer user fees established. There shall be and are hereby established fees (also known as rates or charges) for the use of and for the service supplied by the wastewater facilities (also known as the sewer system) of the Town effective March 1, 2020. **The amounts of such fees are set forth in the Town's comprehensive fee schedule and adopted by resolution of the Board of Trustees.** In addition, the fees may be recomputed on the basis of a financial or engineering study from time to time, and shall provide adequate funds for the operation, maintenance, and repair of the facilities, the cost of any bonded debt of such facilities, and such other costs as may be deemed necessary by the Town Board. These fees are hereby found, determined, and declared to be equitable and just.

Effective March 1, 2020 ¹	2020 ¹	
	In-Town	Outside-Town ²
Monthly Service Charge		
Residential		
Base charge—Low user—0—2,000 gallons ³	\$38.74	\$77.48
Base charge—Medium user—2,001—4,000 gallons (base fee) ⁴	\$42.61	\$85.22
Nonresidential—Includes 4,000 gallons (base fee)⁴		
Commercial—Low	\$42.61	\$85.22
Commercial—Medium	\$51.13	\$102.26
Commercial—High	\$59.66	\$119.32

Effective March 1, 2020 ¹	2020 ¹	
	In-Town	Outside Town ²
Schools	\$51.13	\$102.26
Volume charge — For each additional 1,000 gallons over the 4,000 gallons base used during the winter base period		
Residential		
Single family	\$11.61	\$23.22
Multi-family	\$11.61	\$23.22
Non-residential		
Commercial — Low ⁵	\$11.61	\$23.22
Commercial — Medium ⁶	\$13.93	\$27.86
Commercial — High ^{6,7}	\$16.25	\$32.50
Schools ⁸	\$13.93	\$27.86
Industrial/Special Uses (Strength Surcharge) ⁹	Varies ⁹	Varies ⁹

¹This means beginning with the usage for that month. Because billing is done in arrears of usage, the new rate will be reflected on bills generated on April 1.

²Outside rate is double the in-town rate.

³Base charge includes the first two thousand (2,000) gallons.

⁴Base charge includes the first four thousand (4,000) gallons.

⁵Commercial with ten (10) or fewer employees.

⁶Commercial with more than ten (10) employees and fewer than forty five (45) employees, including all restaurants and automobile repair facilities. Medium strength effluent charged twenty percent (20%) more than residential.

⁷Commercial with forty five (45) or more employees and those determined to require sampling and flow metering manholes. High strength effluent charged forty percent (40%) more than residential.

⁸Schools charged twenty percent (20%) more than residential.

⁹Strength surcharge for excessive BOD, COD, and TSS as established by Schedule C, [Section 13-1-270](#).

(b) Liability for payment for service and minimum user fees. The owner of the property or premises shall be liable for payment for sewer service to such premises, and the service is furnished to the premises by the Town only upon the condition that the owner of the premises is solely liable therefor to the Town, regardless of any landlord/tenant relationship that may exist. For the purposes of billing, each premises shall be considered occupied and the sewer tap active from the time of service initiation until the tap is declared abandoned by the Town, regardless of whether or not any premises are occupied or any wastewater is or is not generated from the premises in any given period.

(c) Sewer user fees due and payable; penalty for late payment. Sewer user fees shall be due upon billing. A bill shall be issued monthly for the use of the Town's sewer facilities to the owner of the premises or his/her designee. All bills for service shall be issued as of the first day of the month, regardless of the actual day of the month that the bills are mailed, and shall represent charges for service for the previous month. Billing for sewer service on new construction shall commence on the first billing cycle after the certificate of occupancy is granted for the premises. The sewer bill becomes delinquent if it is not paid in full on or before the close of business on the twentieth day of the month in which the bills are mailed, and a late payment penalty of ~~ten dollars (\$10.00)~~ **in an amount set by resolution of the Board of Trustees** shall be assessed the sewer user if the bill is not paid in full by the twenty-fifth day of the month. If a bill is paid after the twenty-fifth day of the month without including the late payment penalty, the late penalty fee shall be carried forward to the next billing cycle and the account shall be deemed to not have been paid in full and shall be deemed delinquent. The Town shall not be obligated to mail out reminder notices or rebill the account that month with the late payment penalty fee added thereto. No late payment penalty fee shall exceed the amount of fifteen dollars (\$15.00) or up to five percent (5%) per month, or fraction thereof, not to exceed a total of twenty-five percent (25%) of the amount due, whichever is greater, regardless of the period of time during which the amount remains in default. The Town administrative staff is hereby authorized to adjust the amount due on any sewer bill that is found to be in error.

Sec. 13-1-270. - Limitations on discharge, industrial discharge permit fees and surcharge schedules.

Industrial discharge permits fees and surcharge amounts shall be set by resolution of the Board of Trustees. Schedule A, Limitations on Discharge; ~~Schedule B, Industrial Discharge Permit Fees;~~ and Schedule ~~C~~**B**, Surcharge Categories, are as follows:

**Schedule B
Industrial Discharge Permit Fees**

<i>Item – Description</i>	<i>Amount</i>
Industrial discharge permits	
Administration	\$50.00 annually
Initial permit review	Cost plus 15%
Annual permit review	Cost plus 15%
Surveillance	Determined for each user annually, billed monthly
Laboratory support services	Cost plus 15%
Material and labor provided by Town	Cost plus 15%

Schedule ~~C~~B**
Surcharge Categories**

1.

Charges

<i>Parameter</i>	<i>Excess Over</i>	<i>Rates per 1,000 Gallons per 1 mg/l excess over</i>
BOD	200 mg/l	\$0.02000
COD	300 mg/l	0.01233
TSS	250 mg/l	0.12010

2. Various Categories

Section 11. Effective Date. This ordinance shall be published and become effective as provided by law.

Section 12. Remaining provisions. Except as specifically amended hereby, all other provisions of the MMC shall continue in full force and effect.

Section 13. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the Ordinance. The Board of Trustees hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more part, section, subsection, sentence, clause or phrase is declared invalid.

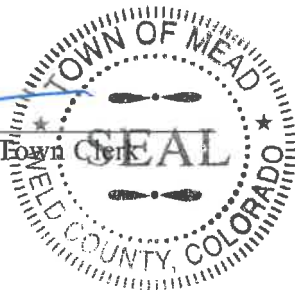
Section 14. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

Section 15. Certification. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 31ST DAY OF AUGUST, 2020.

ATTEST:

By: 
Mary E. Strutt, MMC, Town Clerk



TOWN OF MEAD:

By: 
Colleen G. Whitlow, Mayor