

**ORDINANCE NO. 512
SERIES 2012**

**AN ORDINANCE AUTHORIZING THE TOWN OF DOLORES TO CERTIFY
DELINQUENT CHARGERS, ASSESSMENTS TO THE COUNTY TREASURER FOR
COLLECTION AS TAXES**

WHEREAS, there are from time to time delinquent charges, assessments and taxes owed to the Town for the provision of Town services; and,

WHEREAS, costs of collection through litigation are neither timely nor cost efficient and the use of property liens results in delayed collections; and,

WHEREAS, CRS 31-20-105 Municipalities May Certify Delinquent Charges provides a cost effective way of collecting monies owed the Town of Dolores for delinquent charges, assessments and taxes.

NOW THEREFORE, BE IT ORDAINED BY THE DOLORES TOWN BOARD THAT:

A new section shall be added to the Dolores Municipal Code Title 3 Chapter 3-17 Collection of Delinquent Assessments Charges and Taxes by the County Treasurer.

3.17 Until paid all fees, rates, penalties, charges or assessments together with interest on delinquencies, reasonable attorney's fees shall constitute a perpetual lien on and against the property served real or personal and any such lien may be foreclosed in the same manner as provided for by State Law for the foreclosure of mechanic's liens or may be collected in any other manner legally permissible including certification to the Montezuma County Treasurer for collection as provided in CRS 31-20-105 Municipalities May Certify Delinquent Charges.

There shall be included in any amount certified to the County Treasurer any cost of collection charged the Town by the County Treasurer.

Repealer. All orders, bylaws, ordinances, and resolutions of the Town, or parts thereof, inconsistent or in conflict with this Ordinance, are hereby repealed to the extent only of such inconsistency or conflict.

Severability. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

Recording and Authentication. Upon adoption hereof, this Ordinance shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the Mayor and the Town Clerk.

PUBLIC HEARING. This ordinance shall be considered for second or final reading on the 8th day of October, 2012, at the hour of 6:30 p.m. in the Town Board Chambers in Town Hall, Dolores Colorado, at which time and place all persons may appear and be heard concerning the same.

PASSED, ADOPTED AND APPROVED ON FIRST READING THIS 10TH DAY OF SEPTEMBER, 2012.

TOWN OF DOLORES

ATTEST:

DUVALL TRUELSEN, Mayor

LANA HANCOCK, Town Clerk

PASSED, ADOPTED AND APPROVED ON SECOND AND FINAL READING THIS 8TH DAY OF OCTOBER, 2012.

TOWN OF DOLORES

ATTEST:

DUVALL TRUELSEN, Mayor

LANA HANCOCK, Town Clerk

APPROVED AS TO FORM:

MICHAEL F. GREEN, Town Attorney