

RESOLUTION NO. 2006-4-1

WATER SERVICE LINE BREAKS  
FUND POOL

WHEREAS, the Columbine Lake Water District (“District”) has the power to impose rates, tolls, and charges for services or facilities furnished by the District, per Section 32-1-1001(j), C.R.S.; and

WHEREAS, the water service line, being that portion of the water piping from the home to the water main line, is the responsibility of the homeowner.

WHEREAS, the District Board of Directors has determined that the formation of a water service line break fund is proper to meet the need of homeowners within its District to pay the high costs of excavation to repair water service line breaks.

WHEREAS, a “water service line break” to qualify for payment under this fund, shall be described as water having surfaced on the ground in a public right-of-way, proved to be chlorinated water as tested by Three Lakes Water & Sanitation District personnel, and when excavated, water has leaked from a break in a water service line pipe, occurring in the road right-of-way.

BE IT THEREFORE RESOLVED BY THE BOARD OF DIRECTORS OF THE COLUMBINE LAKE WATER DISTRICT:

1. Payment by the Columbine Lake Water District for excavation expenses incurred to repair a water service line break, as described above, shall commence effective December 1, 2006.
2. Active water users of the District shall be charged and said funds shall be collected by the District and set aside for the purpose of payment of excavation expenses incurred to repair a water service line break. An initial assessment of \$50.00 per active account shall be charged on June 1, 2006, due June 30, 2006. Additional assessments of \$50.00 per active account shall be charged on the 1<sup>st</sup> day of June of each year, commencing June 1, 2007, until a fund accumulation of \$100,000 has been reached. At any given time there is not sufficient funds in the pool to cover a water service line break, the District shall meet said costs and shall be reimbursed all of its costs immediately upon monies becoming available in the fund.
2. The District shall pay out of this fund, a maximum of \$10,000 per water service line break directly to the excavator for repair costs incurred. Any costs incurred above that amount shall be billed by the District to the homeowner of record, and the same rates, tolls and charges shall constitute a perpetual lien on and against the property served

until paid. The District shall have available to it all methods of collection as provided by Statute for collection of delinquent accounts.

3. The District is the only party authorized to hire an excavator for purposes of excavation and repair of a water line break as described above, and of which the District will pay out of the fund for excavation costs.

4. If, upon excavation, it is determined that a break in a water service line has occurred inside the property boundary of a homeowner, the homeowner shall be immediately notified and shall take responsibility to repair the break in a timely fashion, and shall pay for all costs incurred to repair said break inside said property boundary. All costs incurred by the District due to such break shall be billed to the homeowner of record, and the same rates, tolls and charges shall constitute a perpetual lien on and against the property served until paid. The District shall have available to it all methods of collection as provided by Statute for collection of delinquent accounts.

**ADOPTED** this 17th day of April 2006.

COLUMBINE LAKE WATER DISTRICT

---

H. Carl Anderson, President,  
Board of Directors

ATTEST:

---

William Davidson, Secretary/Treasurer,  
Board of Directors