



**TOWN BOARD WORK SESSION**  
Town Board Chamber  
3 S. Timber Ridge Parkway, Severance, CO 80550

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**AGENDA**  
**WORK SESSION 2019WS-5**  
**Tuesday, May 14, 2019**  
**6:00 - 8:00 p.m.**

Light Supper for the Board (5:30 p.m.)

**A. CALL TO ORDER**

**B. PLEDGE OF ALLEGIANCE**

**C. WORK SESSION- 2019WS-5**

- **Mission Statement and Values Presentation (pg. 2)**
- **Ordinance on IBC 2018 Adoption (pg. 12)**
- **Ordinance on Court Surcharges (pg. 36)**

**D. ADJOURN**



# Mission, Vision and Core Values

Established 4/2019

## Process for creating: Core Values

Engagement of each Town employee was conducted on 3 separate occasions with 100% participation from each employee in helping create the Core Values.

- ▶ During quarter 1 and 2, all employees were asked on their self evaluations what they felt were their 3 most important core values the Town should embrace.
- ▶ Next, all of the words were put into an excel spread sheet and the top words were then moved onto a narrowed process for employees to choose from.

<b>T</b>	Teamwork	Transparent	Thoughtful	Trustworthy	<b>T</b>
<b>O</b>	Ownership	Objective	Opportunity	Official	<b>O</b>
<b>W</b>	Welcoming	Well Pursuit	Working	Worthy	<b>W</b>
<b>N</b>	Neighborly	Noble	Notible	Neutral	<b>N</b>
<b>P</b>	Passion	Partnership	Positive	Punctual	<b>P</b>
<b>R</b>	Respect	Resourceful	Responsible	Rightful	<b>R</b>
<b>I</b>	Integrity	Innovative	Inviting	Involved	<b>I</b>
<b>D</b>	Dedicated	Dependability	Dignity	Developing	<b>D</b>
<b>E</b>	Ethical	Excellent	Ethical	Efficient	<b>E</b>

Employees were all handed this narrowed down form at Quarter 1 all staff meeting to pick their top Core Value choices, or write one in.

The Executive Team used TOWN PRIDE as the acronym for the Core Values with feedback from all staff using words the employees chose representing the Town Core Values.

## Process for creating what the core values stand for.

Using the information gathered from each employee, after a town vote, the TOWN PRIDE core values were decided upon.

- ▶ **T-Teamwork**
- ▶ **O-Open-Minded**
- ▶ **W-Welcoming**
- ▶ **N-Neighborly**
- ▶ **P-Professionalism**
- ▶ **R-Respect**
- ▶ **I-Innovation**
- ▶ **D-Dedication**
- ▶ **E-Ethics**

# T.O.W.N

- ▶ Teamwork: Valuing our citizens and colleagues in collaboration
- ▶ Open-Minded: Incorporating the voices, ideas and cultures of all to create an environment of inclusion and mutual respect.
- ▶ Welcoming: Citizen participation that promotes open communication, mutual respect, and the development of community leaders.
- ▶ Neighborly: Preservation of a vibrant community that respects a small-town character.

# P.R.I.D.E.

- ▶ Professionalism: Focus on problem solving by listening empathetically while responding promptly and fairly.
- ▶ Respect: Sound, reasonable, honest and transparent resource management.
- ▶ Innovation: Driven by creativity and continuous improvement to optimize and better our services.
- ▶ Dedication: Striving for excellence in public service through leadership, service and collaboration.
- ▶ Ethics: Ethical conduct through transparency, accountability, and integrity are the essentials of strong leadership, service and collaboration.

## Process for creating: Vision and Mission Statement

Engagement of each Town employee was conducted on 3 separate occasions with 100% participation from each employee in helping create the Mission Statement and Vision.

- ▶ During quarter 1 and 2, all employees were asked on their self evaluations what they felt the Mission and Vision of the Town of Severance should include.
- ▶ All of their comments were collected and put into a spread sheet that ranked them all according to how many were similar.
- ▶ The Executive team then worked with the final phrases.



## Vision:

- ▶ TOWN PRIDE through Leadership, Service and Collaboration.

## Town of Severance Mission Statement:

- ▶ We promote TOWN PRIDE through delivering quality and equitable Town service and commit to a diverse, vibrant, and transparent local government for your citizens.

# Completion of Project

Communication, accommodation and engagement were given to all employees during each delivery process of the project. Including all staff and having them be a part of the process brings value to the Town.

Showing the employees their opinion is valued, creates a strong workplace culture and gives buy-in for the employees to perform their work in a manner consistent with and exemplary per the core values of the *TOWN PRIDE* philosophies, mission and vision for the Town of Severance.

# AGENDA ITEM SUMMARY



AGENDA ITEM	SUBMITTED BY	PRESENTED BY
Ordinance 2019-07	Nicholas J. Wharton, MPA	Nicholas J. Wharton, MPA
<b>ACTION REQUESTED</b>		
The Town Administrator asks that the Board of Trustees review and discuss the below summary.	<input type="checkbox"/> Annexation <input type="checkbox"/> Zoning <input type="checkbox"/> Concept Plan <input type="checkbox"/> Final Plat <input checked="" type="checkbox"/> <b>Report</b> <input type="checkbox"/> Action Requested	
<b>BRIEF SUMMARY</b>		
<p>Administration is requesting that the Town Board review and discuss Ordinance No. 2019-07. Please see the below decisions that need to be make before adopting the proposed building codes; Administration suggestions are in <b>RED</b>.</p> <ul style="list-style-type: none"> <li>• Fire sprinklers in Townhomes (<b>Remove: No sprinklers in Townhomes</b>)</li> <li>• Fire sprinklers in one- and two-family dwellings (<b>Remove: No sprinklers in Family Dwellings</b>)</li> <li>• To Adopt the 2012 International Energy Code (<b>Adopt 2012 IEC</b>)</li> <li>• To delete all sections related to Reclaimed Water Systems (<b>Remove: Do not allow Reclaimed Water System</b>)</li> <li>• To adopt the under-floor protection of I-Joist with options (<b>Adopt Under Floor Protection</b>)</li> <li>• To adopt the Radon appendix chapter (<b>Adopt Radon Appendix</b>)</li> <li>• To adopt the Home Day Care appendix chapter (<b>Do not Adopt Home Day Care appendix</b>)</li> </ul>		
<b>PUBLIC SUPPORT/CONCERN</b>		
None at this time.		
<b>RECOMMENDATION</b>		
If there is a consensus among the Board of Trustees, Administration will move forward with placing Ordinance No. 2019-07 as a consent calendar item.		
<b>MATERIALS SUBMITTED</b>		
<p>The following materials were additionally submitted:</p> <ul style="list-style-type: none"> <li>• Ordinance no. 2019-07: an ordinance adopting by reference the international building code, 2018 edition, the international residential code, 2018 edition, the international fuel gas code, 2018 edition, the international plumbing code, 2018 edition, the international mechanical code, 2018 edition, the international existing building code, 2018 edition, the international property maintenance code, 2018 edition, the international swimming pool and spa code, 2018 edition, and the international energy conservation code, 2012 edition, promulgated by the international code council.</li> </ul>		

**DRAFT**  
**ORDINANCE NO. 2019-07**

**AN ORDINANCE ADOPTING BY REFERENCE THE INTERNATIONAL BUILDING CODE, 2018 EDITION, THE INTERNATIONAL RESIDENTIAL CODE, 2018 EDITION, THE INTERNATIONAL FUEL GAS CODE, 2018 EDITION, THE INTERNATIONAL PLUMBING CODE, 2018 EDITION, THE INTERNATIONAL MECHANICAL CODE, 2018 EDITION, THE INTERNATIONAL EXISTING BUILDING CODE, 2018 EDITION, THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2018 EDITION, THE INTERNATIONAL SWIMMING POOL and SPA CODE, 2018 EDITION, AND THE INTERNATIONAL ENERGY CONSERVATION CODE, 2012 EDITION, PROMULGATED BY THE INTERNATIONAL CODE COUNCIL.**

WHEREAS, the Town of Severance wishes to adopt an ordinance repealing Ordinance No, 2019-07 and any amendments thereto and adopting by reference the International Building Code (2018 Edition); The International Residential Code for One – and Two – Family Dwellings (2018 Edition); The International Fuel Gas Code (2018 Edition); The International Plumbing Code (2018 Edition); The International Mechanical Code (2018 Edition); The International Existing Building Code (2018 Edition); The International Property Maintenance Code (2018 Edition); The International Swimming Pool and Spa Code (2018 Edition); The International Energy Conservation Code (2012 Edition), Promulgated by the International Code Council, Inc, 4051 West Flossmoor Road, Country Club Hills, Illinois 60478-5795, with specified amendments to each.

NOW, THEREFORE BE IT ORDAINED by the Board of the Town of Severance, Colorado

The Board hereby repeals Ordinance 2013-3 and all amendments thereto, and enacts the following Ordinance in its replace:

**Section 2. International Building Code**

The International Building Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478. Chapters 1 through 33 inclusive and Appendix Chapter I, is hereby adopted by reference as the Town of Severance Building Code as if fully set out in this ordinance with the additions deletions insertions and changes as follows.

**IBC Section 101.1** IBC Section 101.1 (Title) is amended by the addition of “Town of Severance” where indicated.

**IBC Section 101.4.3** IBC Section 101.4.3 (Plumbing) is amended by the deletion of the last sentence.

**IBC Section 101.4.5** IBC Section 101.4.5 (Fire prevention) is amended by replacing “International Fire Code” with “adopted fire code”.

**IBC Section 101.4.6** IBC Section 101.4.6 (Energy) is amended by replacing “International Energy Conservation Code” with “2012 International Energy Conservation Code”.

**IBC Section 105.1** IBC Section 105.1 (Required) is amended by replacing “building official” with “town”.

**IBC Section 105.2** IBC Section 105.2 (Work exempt from permit) is amended by:

Building Exception #1 is deleted in its entirety and replaced with “One-Story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet and the roof height does not exceed 10 feet above grade measured from a point directly outside the exterior walls of the structure.”

Building Exception #2 is deleted in its entirety and replaced with “Fences not over 6 feet high.

Building Exception #14 is added to read “Shingle repair or replacement work not exceeding one square (100 square feet in area) of covering per building.

**IBC Section 105.5** IBC Section 105.5 (Expiration) is amended by the deletion of this section in its entirety and replaced with the following:

“Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefor shall be one half the amount of the original permit fee, exclusive of any taxes or other fees already accessed, provided no changes have been made or will be made in the original plans and specifications for such work, and provided further that such suspension or abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.”

**IBC Section 109.4** IBC Section 109.4 (Work commencing before permit issuance) is amended by the deletion of this section in its entirety and replaced with the following:

“Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits may be subject to an investigation fee established by the town. The amount of the investigation fee may be in the amount up to the amount of the permit fee that would normally be accessed for the specific type of construction activity, with any such investigation fee being *in*

*addition to* all other required permit fees. The investigation fee shall be collected whether or not a permit is then subsequently issued.

**IBC Section 109.6** IBC Section 109.6 (Refunds) is amended by the deletion of this section in its entirety and replaced with the following:

“The town may authorize refunding of any fee paid hereunder which was erroneously paid or collected. The town may authorize refunding of not more than 80 percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code. The town may authorize refunding of not more than 80 percent (80%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan reviewing is done. The town shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.”

**IBC Section 111.3** IBC Section 111.3 (Temporary occupancy) is amended by deleting the words “building official” in the first and second sentence and replacing it with “town”.

**IBC Section 113.1** IBC Section 113.1 (General) is amended by the deletion of the last two sentences and replaced with the following:

“The members of the Board of Appeals shall be comprised of the members of the Town Board.”

**IBC Section 113.3** IBC Section 113.3 (Qualifications) is amended by the deletion of this section in its entirety.

**IBC Section 114.2** IBC Section 114.2 (Notice of Violation) is amended by the addition of “Notice of Violations shall be delivered in accordance with section 107 of the IPMC” after the last paragraph.

**IBC Section 202** IBC Section 202 (Definitions) is amended by addition of the following:

“Sleeping Room” (Bedroom) is any enclosed habitable space within a dwelling unit, which complies with the minimum room dimension requirements of IBC Section 1208 and contains a closet, an area that is useable as a closet, or an area that is readily convertible for use as a closet. Living rooms, family rooms and other similar habitable areas that are so situated and designed so as to clearly indicate these intended uses, shall not be interpreted as sleeping rooms.

**IBC Section 915.2.1** IBC Section 915.2.1 (Dwelling units) is amended by the deletion of the first sentence and replaced with the following:

“Carbon monoxide detection shall be installed in dwelling units within 15 feet of each separate sleeping area.”

**IBC Section 1015.2** IBC Section 1015.2 (Where required) is amended by the addition of a second paragraph inserted before the exceptions as follows:

“All area wells, stair wells, window wells and light wells attached to any building that are located less than 36 inches (914.4 mm) from the nearest intended walking surface and deeper than 30 inches (762 mm) below the surrounding ground level, creating an opening greater than 24 inches (610 mm) measured perpendicular from the building, shall be protected with guardrails conforming to this section around the entire opening, or be provided with an equivalent barrier.

**IBC Section 1020.1** IBC Section 1020.1 (Table 1020.1 Corridor Fire-Resistance Rating) is amended to replace the corridor rating for R Occupancies with a sprinkler system from 0.5 to 1-Hour fire rating.

**IBC Section 1030.2.** IBC Section 1030.2. (Minimum size) is amended by the deletion of the exception.

**IBC Section 1301.1.1** IBC Section 1301.1.1 (Criteria) is amended by replacing “International Energy Conservation Code” with the “2012 International Energy Conservation Code”.

**IBC Section 1612.3** IBC Section 1612.3 (Establishment of flood hazard areas) is amended by the insertion of “town of Severance” where indicated in [Name of Jurisdiction] and the date of the latest flood insurance study for the town Severance, where indicated in [Date of Issuance].

### **Section 3. International Residential Code**

The International Residential Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 43 inclusive and Appendix Chapters H and M is hereby adopted by reference as the Town of Severance Residential Building Code as if fully set out in this ordinance with the additions deletions insertions and changes as follows.

**IRC Section R101.1** IRC Section R101.1 (Title) is amended by the addition of the term “Town of Severance” where indicated.

**IRC Section R105.1** IRC Section R105.1 (Required) is amended by replacing the words “building official” with “town”.

**IRC Section R105.2** IRC Section R105.2 (Work Exempt from Permit) is amended by:

Building Exception #1 is deleted in its entirety and replaced with “One-Story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet and the roof height does not exceed 10 feet above grade measured from a point directly outside the exterior walls of the structure.”

Building Exception #2 is deleted in its entirety and replaced with “Fences not over 6 feet high.



Building Exception #10 is deleted in its entirety and replaced with: “Shingle repair or replacement work not exceeding one square (100 square feet in area) of covering per building.

**IRC Section 105.5** IRC Section 105.5 (Expiration) is amended by the deletion of this section in its entirety and replaced with the following:

“Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefor shall be one half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work, and provided further that such suspension or abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.”

**IRC Section R108.5** IRC Section R108.5 (Refunds) is amended by the deletion of this section in its entirety and replaced with the following:

“The town may authorize refunding of any fee paid hereunder which was erroneously paid or collected.

The town may authorize refunding of not more than 80 percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code.

The town may authorize refunding of not more than 80 percent (80%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan reviewing is done.

The town shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.”

**IRC Section R108.6** Section R108.6 (Work commencing before permit issuance) is amended by the deletion of this section in its entirety and replaced with the following:

“Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits may be subject to an investigation fee established by the town. The amount of the investigation fee may be in the amount up to the amount of the permit fee that would normally be accessed for the specific type of construction activity, with any such investigation fee being *in addition to* all other required permit fees. The investigation fee shall be collected whether or not a permit is then subsequently issued.

**IRC Section R109.1.5** IRC Section R109.1.5 (Other inspections) is amended by the addition of a new subsection as follows:

**R109.1.5.2 Insulation Inspection** Inspection of the structure shall be made following installation of the wall, ceiling and floor insulation and exterior windows and before wall coverings are installed.

**IRC Section R110.4** IRC Section R110.4 (Temporary occupancy) is amended by the deletion of the words “building official” in the first and second sentence and replaced with “town”.

**IRC Section R112.1** IRC Section R112.1 (General) is amended by the deletion of the last three sentences and replaced with the following:

“The members of the Board of Appeals shall be comprised of the members of the Town Board.”

**IRC Section R112.3** IRC Section R112.3 (Qualifications) is amended by the deletion of this section in its entirety.

**IRC Section R113.2** IRC Section R113.2 (Notice of Violation) is amended by the addition of “Notice of Violations shall be delivered in accordance with section 107 of the IPMC” after the last paragraph.

**IRC Section R202** IRC Section R202 (Definitions) is amended by addition of the following:

“Sleeping Room” (Bedroom) is any enclosed habitable space within a dwelling unit, which complies with the minimum room dimension requirements of IRC Sections R304 and R305 and contains a closet, an area that is useable as a closet, or an area that is readily convertible for use as a closet. Living rooms, family rooms and other similar habitable areas that are so situated and designed so as to clearly indicate these intended uses, shall not be interpreted as sleeping rooms.

**IRC Table R301.2 (1)** IRC Table R301.2 (1) is filled to provide the following:

Table R301.2 (1)  
Climatic and Geographic Design Criteria

Ground Snow Load	Wind Design		Seismic Design Category	Subject to Damage From			Winter Design Temp	Ice barrier Underlayment Required	Flood Hazard	Air Freezing Index	Mean Annual Temp
	Speed (V)	Topographic effects		Weathering	Frost Line Depth	Termite					
30psf	115	No	B	Severe	30 in.	Slight to Moderate	1	YES	*	1000	45°F

\*NOTE: Insert the dates of the currently effective FIRM and/or date of adoption entering NFIP

**IRC Section R302.1** IRC Section R302.1 (Exterior walls) is amended by the deletion of the wording; “or dwellings equipped throughout with an automatic sprinkler system installed in accordance with section P2904 shall comply with table R302.1(2).”

**IRC Table R302.1 (2)** IRC Table R302.1 (2) is amended by deleting the section in its entirety.

**IRC Section R302.3** IRC Section R302.3 (Two-family dwelling) is amended by replacing “1-Hour fire-resistance rating” with “2-Hour fire-resistance rating” and by deleting exception 1.

**IRC Section R302.13** IRC Section R302.13 (Fire Protection of Floors) is amended by the addition of exceptions 5, 6, and 7 as follows:

Exception #5- For floor assemblies located over a basement or crawlspace, mechanical equipment rooms not larger than 80 square feet constructed per sections R302.13 with minimum ½ gypsum wallboard on the enclosing walls and a self-closing weather-stripped solid door.

Exception #6- Floor assemblies located over a basement or crawlspace, with mechanical equipment rooms not larger than 80 square feet may be constructed per Exception #4, using fire treated I joists only above furnace closet area with minimum 5/8 inch Type X gypsum wallboard on the enclosing walls and a self-closing weather stripped solid core 20 minute rated door and frame.

Exception #7- For floor assemblies located over a basement or crawl space with a mechanical equipment room not larger than 80 square feet may be unprotected if a fire sprinkler head is installed in accordance with section P2904 or the International Building Code sections 903.3.1.2 or 903.3.1.3, installed within the equipment room on a domestic water loop.

**IRC Section R303.4** IRC Section R303.4 (Mechanical Ventilation) is amended by replacing “5 air changes per hour” with “7 air changes per hour” and replacing the words “in accordance with section N1102.4.1.2” with “in accordance with section 402.4.1.2 of the International Energy Conservation Code 2012 Edition.

**IRC Section R309.5** IRC Section R309.5 (Fire sprinklers) is amended by the deletion of this section in its entirety.

**IRC Section R310.1** IRC Section R310.1 (Emergency escape and rescue opening required) is amended by adding the following after the first paragraph:

“All windows located in basements, habitable attics and sleeping rooms shall meet all the requirements of section R310.1 through R310.2.5.”

**Exception #2** is amended by the deletion of the exception and its conditions.

**IRC Section R310.2.1** IRC Section R310.2.1 (Minimum opening area) is amended by the deletion of the exception.

**IRC Section R310.2.3** IRC Section R310.2.3 (Window wells) is amended by the addition of the following;

“For all building permits issued after the effective date of April 23, 2019 all escape and rescue windows requiring a window well pursuant to the International Residential Code shall comply with the dimension requirements set forth in this section, whether or not said escape or rescue window is located in a sleeping room.

With regard to building permits issued prior to the effective date of April 23, 2019, for additions to or alterations of existing buildings or structures, any window well with a

finished sill height below adjacent ground level shall be deemed in compliance with the Towns regulations if said window well meets the dimensions set forth in the 1991 Edition of the Uniform Building Code, previously in effect in the town.”

**IRC Section R310.2.3.1** IRC Section R310.2.3.1 (Ladder and steps) is amended by the addition of the following exception to read as follows:

“Exception: Only one window well ladder shall be required in an unfinished basement.”

**IRC Section R312.1** IRC Section R312.1 (Guards required) is amended by the addition of a third paragraph as follows:

“All area wells, stair wells, window wells and light wells attached to any building that are located less than 36 inches (914 mm) from the nearest intended walking surface and deeper than 30 inches (762 mm) below the surrounding ground level, creating an opening greater than 24 inches (610 mm) measured perpendicular from the building, shall be protected with guardrails conforming to this section around the entire opening, or be provided with an equivalent barrier.

Exceptions:

1. The access side of stairways need not be protected.
2. Area and window wells provided for emergency escape and rescue windows may be protected with approved grates or covers that comply with Section R310.4 of this code.
3. Covers and grates may be used over stairways and other openings used exclusively for service access or for admitting light or ventilation.”

**IRC Section R313** IRC Section R313 (Automatic Fire Sprinkler Systems) is amended by the deletion of this section in its entirety.

**IRC Section 315.3** IRC Section 315.3 (Location) is amended by deleting the first sentence and replacing it with the following:

“Carbon monoxide detection shall be installed in dwelling units within 15 feet of each separate sleeping area.”

**IRC Section R401.2** IRC Section R401.2 (Requirements) is amended by the addition of the following after the first paragraph:

“Foundations shall be designed, and the construction drawings stamped by a Colorado registered design professional. The foundation design must be based on an engineer’s soils report. The drawings must be noted with the engineering firm name, specific location for design and soils report number. A site certification prepared by State of Colorado registered design professional is required for setback verification on all new Group R Division 3 occupancies.”

**IRC Section R405.1** IRC Section R405.1 (Concrete or masonry foundations) is amended with the addition of the following after the first sentence: All foundation drains shall be designed and inspected by a State of Colorado registered design professional.

**IRC Chapter 11** IRC Chapter 11 (Energy Efficiency) is amended by the deletion of this chapter in its entirety and replaced with the 2012 International Energy Conservation Code.

**IRC Section M1502.4.5.2** IRC Section M1502.4.5.2 (Manufactures instructions) is amended by the deletion of this section in its entirety.

**IRC Section G2415.12** IRC Section G2415.12 (Minimum burial depth) is amended by the addition of the following: All plastic fuel gas piping shall be installed a minimum of 18 inches (457 mm) below grade.

**IRC Section G2415.12.1** IRC Section G2415.12.1 (Individual outdoor appliances) is amended by the deletion of this section in its entirety.

**IRC Section G2417.4.1** IRC Section G2417.4.1 (Test pressure) is amended by replacing 3 psig with 10 psig.

**IRC Section G2417.4.2** IRC Section G2417.4.2 (Test Duration) is amended by replacing “10 Minutes” with “15 Minutes”.

**IRC Section P2503.5.1** IRC Section P2503.5.1 (Rough plumbing) is amended by the deletion of the first sentence and replaced with “DWV systems shall be tested on completion of the rough piping installation by water or air without evidence of leakage.”

**IRC Section P2603.5.1** IRC Section P2603.5.1 (Sewer depth) is amended by filling in both areas where indicated to read “12 inches (305 mm)”.

**IRC Section P2913** IRC Section P2913 (Reclaimed water systems) is amended by the deletion of this section in its entirety.

**IRC Section P3103.1.1** IRC Section P3103.1.1 (Roof extension) is amended by replacing “6 inches” with “12 inches”.

**IRC Section AM102** IRC Section AM102 (Definition) is amended by the addition of “Home Care Facilities”.

HOME CARE FACILITIES. A home wherein care is given to up to eight care recipients with a maximum number of nine occupants located in the primary residence of the care giver. A Home Care Facility is considered a home occupation.

**IRC Section AM103.1** IRC Section AM103.1 (Exits required) is deleted in its entirety and replaced with the following: During the time of operation of the day care, two exits are required from the ground-level story. Two exits are required from a home day care operated in a manufactured home regardless of the occupant load. Exits shall comply with Section R311.

**IRC Section AM103.1.3** IRC Section AM103.1.2 (Basements) is amended by the addition of the following paragraph; An emergency and escape window used as the second means of

egress from a basement shall comply with Sections R310 and AM 103.1. 1 and be located in the area or room used for home care purposes.

**IRC Section AM103.1.3** IRC Section AM103.1.3.1 (Type of fence and hardware) is deleted in its entirety and replaced with the following; The fence shall be of durable materials and be not less than 4 feet (1219 mm) tall, completely enclosing the area used for the day care operations. Each opening shall be a gate or door equipped with a self-closing and self-latching device to be installed at not less than 42 inches (1067 mm) above the ground.

**IRC Section AM103.1.3.2** IRC Section AM103.1.3.2 (Construction of fence) is amended by the deletion of exception #3 in its entirety.

**Section \_\_\_\_\_ International Mechanical Code**

The International Mechanical Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 15 inclusive, is hereby adopted by reference as the Town of Severance Mechanical Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**IMC Section 101.1** IMC Section 101.1 (Title) is amended by the addition of the term “Town of Severance” where indicated.

**IMC Section 504.8.4.2** IMC Section 504.6.4.2 (Manufactures Instructions) is amended by the deletion of this section in its entirety.

**Section \_\_\_\_\_ International Fuel Gas Code**

The International Fuel Gas Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478 , Chapters 1 through 8 inclusive, is hereby adopted by reference as the Town of Severance Fuel Gas Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**IFGC Section 101.1** IFGC Section 101.1 (Title) is amended by the addition of the term “Town of Severance” where indicated.

**IFGC Section 404.12** IFGC Section 404.12 (Minimum burial depth) is amended by the addition of the following: All plastic fuel gas piping shall be installed a minimum of 18 inches (457 mm) below grade.

**IFGC Section 404.12.1** IFGC Section 404.12.1 (Individual outside appliances) is amended by the deletion of this section in its entirety.

**IFGC Section 406.4.1** IFGC Section 406.4.1 (Test pressure) is amended by replacing 3 psig with 10 psig.

**IFGC Section 406.4.2** IFGC Section 406.4.2 (Test duration) is amended by changing the second paragraph to read; “When testing a system having a volume less than 10 cubic feet or a system in a single-family dwelling, the test duration shall be not less than 15 minutes”.

**IFGC Section 614.8.4.2** IFGC Section 614.8.4.2 (Manufactures instructions) is amended by the deletion of this section in its entirety.

**Section \_\_\_\_\_ International Plumbing Code**

The International Plumbing Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478 Chapters 1 through 13 inclusive is hereby adopted by reference as the Town of Severance Plumbing Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**IPC Section 101.1** IPC Section 101.1 (Title) is amended by the addition of the term “Town of Severance” where indicated.

**IPC Section 305.4.1** IPC Section 305.4.1 (Sewer depth) is amended by filling in both areas where indicated to read “12 inches (305 mm)”.

**IPC Section 312.3** IPC Section 312.3 (Drainage and vent air test) is amended by the deletion of the first sentence.

**IPC Section 903.1** IPC Section 903.1 (Roof extension) is amended by inserting the number “12” (152.4 mm) where indicated in the second sentence.

**IPC Section 1304** IPC Section 1304 (Reclaimed water systems) is amended by the deletion of this section in its entirety.

**Section \_\_\_\_\_ International Energy Conservation Code**

The International Energy Conservation Code, 2012 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 5 inclusive, is hereby adopted by reference as the Town of Severance Energy Conservation Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**IECC Section C101.1** IECC Section C101.1 (Title) is amended by the addition of the term “Town of Severance” where indicated.

**IECC Section 101.5.2** IECC Section 101.5.1 (Low energy buildings) is amended by adding Exception #3 that reads as follows; Commercial structures that lack one or more of the basic amenities or utilities required for year-round occupancy or use such as a permanent heating system, insulation, and/or year-round usable plumbing.

**IECC Section C109.1** IECC Section 109.1 (General) is amended by the deletion of the last three sentences and replaced with the following:

“The members of the Board of Appeals shall be comprised of the members of the Town Board.”

**IECC Section C109.3** IECC Section 109.3 (Qualifications) is amended by the deletion of this section in its entirety.

**IECC Section R402.4.1.2** IECC Section R402.4.1.2 (Testing) is amended by the deletion of this section in its entirety.

**IECC Section C408** IECC Section C408 (System commissioning) is amended by the deletion of this section in its entirety.

**Section \_\_\_\_\_ International Property Maintenance Code**

The International Property Maintenance Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 8 inclusive, is hereby adopted by reference as the Town of Severance Property Maintenance Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**IPMC Section 101.1** IPMC Section 101.1 (Title) is amended by the addition of the term “Town of Severance” where indicated.

**IPMC Section 102.3** IPMC Section 102.3 (Application of Other Codes) is amended by the deletion of the last paragraph.

**IPMC Section 103.5** IPMC Section 103.5 (Fees) is amended by the deletion of this section in its entirety.

**IPMC Section 111.2** IPMC Section 111.2 (Membership of board) is amended by the deletion this section in its entirety and replaced with the following:

“The members of the Board of Appeals shall be comprised of the members of the Town Board.”

**IPMC Section 111.2.1** IPMC Section 111.2.1 (Alternate Members) is amended by the deletion of this section in its entirety.



**IPMC Section 111.2.2** IPMC Section 111.2.2 (Chairman) is amended by the deletion of this section in its entirety.

**IPMC Section 111.2.3** IPMC Section 111.2.3 (Disqualification of member) is amended by the deletion of this section in its entirety.

**IPMC Section 111.2.4** IPMC Section 111.2.4 (Secretary) is amended by the deletion of this section in its entirety.

**IPMC Section 111.2.5** IPMC Section 111.2.5 (Compensation of members) is amended by the deletion of this section in its entirety.

**IPMC Section 111.3** IPMC Section 111.3 (Notice of Meeting) is amended by the deletion of this section in its entirety.

**IPMC Section 111.4** IPMC Section 111.4 (Open Hearing) is amended by the deletion of this section in its entirety.

**IPMC Section 302.3** IPMC Section 302.3 (Sidewalks and Driveways) is amended by the deletion of this section in its entirety.

**IPMC Section 302.4** IPMC Section 302.4 (Weeds) is amended by the deletion of this section in its entirety.

**IPMC Section 302.8** IPMC Section 302.8 (Motor Vehicles) is amended by the deletion of this section in its entirety.

**IPMC Section 304.14** IPMC Section 304.14 (Insect Screens) is amended by the deletion of this section in its entirety.

**IPMC Section 308** IPMC Section 308 (Rubbish and Garbage) is amended by the deletion of this section in its entirety.

**IPMC Section 309** IPMC Section 309 (Pest Elimination) is amended by the deletion of this section in its entirety.

**IPMC Section 604.2** IPMC Section 604.2 (Service) is amended by replacing “NFPA 70” with “Electrical Code adopted by the state of Colorado.”

**Section \_\_\_\_\_ International Existing Building Code**

The International Existing Building Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 16 inclusive, is hereby adopted by reference as the Town of Severance Existing Building Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**International Existing Building Code** is amended by replacing all references to “International Fire Code” with “Adopted Fire Code”.

**IEBC Section 101.1** IEBC Section 101.1 (Title) is amended by the addition of the term “Town of Severance” where indicated.

**IEBC Section 1401.2** IEBC Section 1401.2 (Conformance) is amended by the deletion of this section in its entirety and replaced with the following: “Structures moved into or within the jurisdiction shall comply with the provision of this code for new structures.”

**Section \_\_\_\_\_ International Swimming Pool and Spa Code**

The International Swimming Pool and Spa Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 11 inclusive, is hereby adopted by reference as the Town of Severance Swimming Pool and Spa Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**Section \_\_\_\_. Severability.** Should any one or more sections or provisions of this Ordinance or of any of the primary or secondary codes adopted by reference be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance or the codes adopted by reference hereby, the intention being that the various sections and provisions are severable.

**Section \_\_\_\_. Repeal.** Any and all ordinances or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance or code or part thereof shall not revive any other section or part of any ordinance or code heretofore repealed or superseded and this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this Ordinance.

**Section \_\_\_\_. Effective Date.** Except as otherwise expressly provided herein, the provisions enacted by this Ordinance shall become effective at 12:01 a.m. of \_\_\_\_\_.

**PASSED AND ADOPTED, SIGNED AND APPROVED,** following public hearing this  
\_\_day of \_\_\_\_\_, 2019.

TOWN OF SEVERANCE

By: \_\_\_\_\_  
Donald M. McLeod, Mayor

ATTEST:

By: \_\_\_\_\_  
Michael Jenner, Town Clerk

Without the help of Wild Bill child care, I Steven J Martin would not have been able to continue my schooling for my degree to provide a better future for my son. I called Colorado shines child care referral service five different times to try and find a daycare provider that would watch my son for my late night phlebotomy class. My class runs from 5:25 p.m. to 9:40 p.m. Tuesdays and Thursday nights. I talked to 15 to 20 different child care providers as far as Brighton to try to find the child care services that I am I need, only after a call to DHS was I referred to Wild Bill child care services. Without them helping me out I would not have been able to continue my schooling and therefore I would have had to have dropped out of school and not be able to finish my degree of which I am less than a year away from.

Please allow them to continue a much-needed and valuable service for other single parents like me and other parents as well.

Sincerely  
Steven J Martin

Sunday, April 14, 2019

To Whom it May Concern,

My name is Kristin Niswender and I am writing this letter concerning the impending changes in childcare in Severance. Both my husband and I are local public servants and work hard to bring home very little pay. Having long hours and little income has made finding reliable and safe childcare a mere impossibility. It wasn't until we found Wild Bill Childcare that we discovered we can have our children in a safe and loving environment at an affordable rate. It has always been important for us to find a home-away-from-home for our children while we are working. We wanted to find an in-home childcare that would provide consistency in providers, unlike the more expensive counterpart of a center. However, upon our search for the perfect location, we were faced with some very concerning "in-home" providers. Due to the lack of flexibility for law enforcement schedules, we were forced to look for unlicensed providers who were willing to honor our schedule. We were disappointed in the safety and cleanliness of the homes we came in contact with. We never thought licensed providers would be a possibility. However, Rhonda and Erica welcome law enforcement and teacher schedules! They both provide a loving home-away-from-home for our children, as well as affordable and safe childcare. In addition to my teacher schedule, they have both been a very reliable option for my sporadic photography business. We have been more than happy with the care they provide for our children, especially knowing the other options that exist, or don't exist, near our home.

The Windsor/Severance area is significantly lacking in licensed providers. It is appalling that you would consider ripping this option from our hands, as well as the hands of other parents that rely on Rhonda and Erica for their childcare needs. As a hard-working family, it is an unfair expectation that we would be able to find replacement care with equal qualifications. I hope you personally are never faced with finding a loving and safe childcare with a tight budget. What you will find will have you choosing to reform childcare that meets the standards you find at Rhonda and Erica's home. Please reconsider making changes that will displace children from their loving and safe home-away-from-home. Please take into account the hard-working families that are contributing to the community and working hard to provide for their families. By making changes to childcare, you are potentially taking away the only thing that makes working possible for parents, as well as the only option they have.

I would love to discuss this with you further, so you can appropriately gather opinions from the community before making any drastic changes to existing policies.

Sincerely,

Kristin Niswender



Town of Severance  
3 Timber Ridge Pkwy.  
Severance, Co. 80550

April 11, 2019

To whom it may concern:

I am writing this letter after receiving notification from my children's daycare provider that the town of Severance is considering placing a new regulation on home based childcare facilities. My two sons, Noah Finch, age five, and Luke Finch, age four, attend daycare at Wild Bill Childcare, a home based program located at 1053 Mount Columbia Drive in Severance. Wild Bill Childcare is owned and operated by Erica and Rhonda Cooper, residents of Severance.

My husband Todd and I are residents of Severance, and are both employed by the City of Greeley Police Department. Our service to the citizens of Greeley means a great deal to us, however, that service often comes at a personal cost. As first responders, we do not have the luxury of working "banker's hours", therefore our need for flexible childcare is paramount. Being in law enforcement, having our sons in a licensed day care is also extremely important to us. Licensed daycare facilities are difficult to find in the Windsor/Severance area anyway, but licensed daycare with the flexible hours that we need to support us in our jobs is nearly impossible.

Wild Bill Childcare allows us the time flexibility we require, and having our sons under the attentive care of Erica and Rhonda Cooper gives us a peace of mind that is absolutely priceless. In addition, Noah and Luke have spent the last year in their care. They are comfortable in the Cooper home and are always happy to go there. It is our honor to serve and protect the citizens of Greeley, but that service would not be possible without the support and flexibility provided to our family by the Coopers at Wild Bill Childcare. Many of the other children who attend Wild Bill Childcare also have first responder parents, who were drawn to Wild Bill because of their flexible hours and licensing.

The regulation up for consideration severely and unnecessarily limits the number of children that Severance home based daycares are allowed to have in their home. If it is passed and placed into practice, there is a distinct possibility that Noah and Luke could lose their spots at Wild Bill Childcare. This would cause undue emotional stress on our children and be utterly devastating to our family. Even if it is not our sons who are cut from enrollment, the effect of this new regulation will most assuredly negatively impact families whose children attend daycare there; other families who serve the citizens of northern Colorado so selflessly, who fight every day to make Colorado a better and safer place to live.

Thank you for the opportunity to share our thoughts and concerns regarding this proposed regulation. We beg of you. Please don't take away our peace of mind for a regulation that would benefit so few, and negatively impact so many. We respectfully ask you to vote NO on the home daycare appendix.

Todd and Elizabeth Finch

To Whom it May Concern,

April 25, 2019

I write you in response to the proposed regulation changes the Town of Severance is trying to implement regarding In-Home Child-Care facilities in our community.

First, I think the proposal of these regulations is ludicrous. Child care these days is hard enough to come by, let alone for families with more than one child. The expense alone is of concern for most, not to mention space availability at any given child care location.

Additionally, our town is small and quaint, and the option to use a Daycare facility is nonexistent; traveling to a neighboring town would be the only other option and that is not convenient for many families. For the Town of Severance to take away the availability that in-home providers have to offer is a true dis service to this ever-growing community.

My husband, Mike, and I have an 8-year-old and a 5-year-old. Over the last 8 years we have had many experiences in Daycare facilities and in-home Facilities from Windsor, to Loveland and Fort Collins, as career advancements and job locations have changed our needs, and affordability.

Our current desire for an in-home day care has come after my being out of the work force for 4 years to tend to our youngest child, born with a barrage of medical diagnosis'. Upon contemplating the return to the work force, child care was the biggest draw back for my finding a job outside of the home. While our son was doing better, there has still been looming concerns for his health and well-being. Daycare facilities could not operate within their ratios with "more than x number of special needs children in attendance per age group", so we were put on multiple waiting lists. Wild Bill Childcare was presented to us by our friends, and other attendees of the in-home providers. When we learned of the vast medical background and experience that Rhonda and Erica Cooper have between the two of them, we could not have felt more thrilled to meet with them for our initial interview.

When Rhonda and Erica learned of our sons hearing loss, the first question was "Can we learn Sign Language to facilitate communication?" This is just one example of a very attentive and encouraging child care provider. While our son is verbal and did not need them to learn ASL to communicate, Rhonda and Erica have stopped at nothing the last 15 months they have had our children in their care, to continue to support and love our children. Their willingness to look in to grants and bonds to provide our son with hearing equipment for their home, is so immeasurably heartwarming. They take a special interest in understanding more of his medical challenges, and doctoring. Our son had to wear a Heart monitor for a couple of days last fall, and they facilitated with his monitor without any hesitations or qualms. They are so flexible with our requests and our son's needs.

Mike and I both work in Fort Collins, a 35-minute commute to and from our respective places of employment. Rhonda and Erica are within walking distance to the school and a ¼ mile from our home. Our daughter is a 3<sup>rd</sup> grader at Rangeview Elementary, and our son attends preschool there, only 3 hours a day and receives Speech, OT and Hearing services in the school, due to his complex needs.

Their flexibility and willingness to drop off and pick up our children (along with other kiddos in their care) from school is such an unmatched convenience to what they offer, over other facilities. Rhonda and Erica are uniquely wonderful as they have selflessly chosen to operate their in-home facility on a



special 24/ 7 availability. Rhonda, having worked in emergency medicine, knows all too well the importance of stable, reliable child care for families with a more than “9-5 job”. Mike is a Part time fire fighter in our community, in addition to his very full-time career as a Golf Course Superintendent. Rhonda and Erica have been available to facilitate his shift changes and accommodate our families ever changing needs.

When we had a 4-month summer last year for the build out of the Weld RE 4 schools, our in-home facility was open, and ready every day to take in our kids, entertain them, feed them, keep them safe and having fun. When we had snow days this winter, they were open. When our district was shut down due to a state wide man hunt, they were open; vigilant, concerned and willing to love on our kids, whom may have been scared from the day’s events unfolding.

Rhonda and Erica operate their in-home facility with the utmost respect for the families they serve while abiding the State Laws and regulations; always astute to their ratios, the health/ wellness of the kids and schedules of their families. When kiddos have been ill, they tend to the cleanliness of their home promptly. When there was even a minute chance of exposure to bed bugs, they brought in an exterminator and the health department, only to find it wasn’t warranted. When our own son has needed medication for any reason, they provide the Medical Forms to be filled out by our doctor and provide his dosages accordingly. When our sons’ migraines strike with no warning, they have kept him from school; relaxed, comfortable and able to rest until we are able to get him.

As parents we know that they have our children’s best interests at heart; When any one of our kids cries, they are there to comfort them. When our kids are having less than a stellar morning, they are there to distract them from the parental ‘good byes’ and coax a smile or giggle out of them.

In home facilities serve as a safe respite for our children from the hustle and bustle of the outside world around them. Their growth and development are nurtured and encouraged in ways a sterile Daycare facility cannot provide. In home facilities inspire creativity, learning, relationship and love. In home facilities are the perfect choice for many families needing child care, for their more reasonable prices, for the “home environment”, for the comfort and closeness the providers can establish.

Taking away the availability for our children to have more of these opportunities, while allowing more families the flexibility to work outside of the home and know their children are safe and well cared for, is a dis service to our community.

Please do not take away our children’s safe place. Please do not take away Rhonda and Erica’s place in our kids’ lives.

Thank you for taking the time to read our letter and understand that true nature and impact the proposed regulations have on every day working families.

Sincerely,

Michael and Erin Veile



To Whom It May Concern:

I am writing this letter to address the child care regulation being discussed by the Town of Severance. Upon hearing that there may be a new limitation to home child care facilities, I was appalled and to be honest, angered. As a working family, childcare is increasingly difficult to find. Not only does one look for a place they can afford but the most important credential we look for, is to have our children in a household that we trust and can rely upon. We have found that in Wild Bill Daycare.

We have had our three children in the same in-home child care since our first son was nine months old. He is now in preschool. Sage absolutely loves the days when he gets to go back to Wild Bill Daycare. He has made friends there and it has become a second home for him.

When considering the possibility that our child care option may be at risk, it causes much unwanted stress for my family. The idea of having to pull our kids out of a place they consider "home," breaks my heart. My four-year-old son still spends school holidays and summers at Wild Bill Daycare. His twin siblings have also been going since they were 3 months old, they are now 13 months. Wild Bill Daycare has become a routine they enjoy and it makes the constant struggle as a working mother and father bearable.

We have been nothing but pleased with our child care. We have been blessed to find a place that works for us. Wild Bill Daycare offers us the flexibility we need and constantly puts the needs of our children first.

I urge you to consider all the families that would be impacted with your proposal. Not only would it cause much unwanted stress for the families, it would also impact the children tremendously. As a Pediatric RN, I understand the way children work and develop. To pull them out of a place they consider safe and a part of their routine has the potential to cause unwanted and unwarranted detrimental effects. Please put the care of these children first.

The Ferris Family



Tyson and Christie Schalock

633 Shoshone Ct

Windsor, CO 80550

April 29, 2019

Dear Town of Severance:

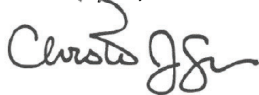
It has come to our attention that there is proposed regulation changes being reviewed to drastically decrease the number of children in-home facilities, such as Wild Bill Child Care ran by Rhonda and Erica Cooper, can have in attendance. I can tell you that change would have a significant impact on our family.

We moved to Colorado almost four years ago and were shocked at the lack of qualify childcare facilities available in the Windsor / Severance area. We were on the wait list for several places for years and actively followed up to see if there was any availability every couple months. The only place that we could get in at the time was a national chain that was not only very expensive, but had awful teacher turnover and care. It was gut wrenching to drop our son off there each day feeling like that was not the best place for him yet we had no other options.

We were so thankful when we found Wild Bill Daycare. They treat our children like they are their own. Our 6 year old is disappointed on days that we pick him up from school vs Rhonda or Erica Cooper because he loves going there so much. He is on an IEP at Range View Elementary and his Special Education Teachers recommended a summer program to help him prepare for Kindergarten. Thankfully our daycare is amazing and they were willing to take him there and pick him up each day. We certainly wanted him have the opportunity to attend, but it would have been impossible for us to leave work each day and take him there at 9AM and then pick him up at 12PM to take him back to daycare.

We really hope that you will consider the impact this new regulation would have on so many families. There really should be more initiatives being focused on that encourage more childcare facilities vs limiting them.

Thank you,



Christie Schalock

# AGENDA ITEM SUMMARY



AGENDA ITEM	SUBMITTED BY	PRESENTED BY
Ordinance 2019-09	Nicholas J. Wharton, MPA	Nicholas J. Wharton, MPA
<b>ACTION REQUESTED</b>		
<p>The Town Administrator asks that the Board of Trustees review and discuss the below summary.</p>	<input type="checkbox"/> Annexation <input type="checkbox"/> Zoning <input type="checkbox"/> Concept Plan <input type="checkbox"/> Final Plat <input checked="" type="checkbox"/> <b>Report</b> <input type="checkbox"/> Action Requested	
<b>BRIEF SUMMARY</b>		
<p>Administration is requesting that the Town Board consider revising Sec. 2-4-110 of the Town of Severance Municipal Code to reflect the following:</p> <ul style="list-style-type: none"> <li>• After determining the appropriate fine for each person who is convicted of violating an ordinance of the Town, the Municipal Judge shall add thereto a surcharge in the amount set annually by the Town of Severance Fee Schedule. Such surcharge shall apply regardless of whether the fine is suspended or whether the fine is imposed as part of a deferred sentence in which the plea is later withdrawn. The total fine, including the amount of the additional surcharge, shall not exceed the penalty established in Section 1-4-20 of this Code</li> </ul>		
<b>PUBLIC SUPPORT/CONCERN</b>		
None at this time.		
<b>RECOMMENDATION</b>		
If there is a consensus among the Board of Trustees, Administration will move forward with placing Ordinance No. 2019-04 as a consent calendar item.		
<b>MATERIALS SUBMITTED</b>		
<p>The following materials were additionally submitted:</p> <ul style="list-style-type: none"> <li>• Ordinance No. 2019-08: An ordinance repealing and reenacting section 2-4-110 of the town of severance municipal code regarding municipal court surcharges</li> <li>• Current Sec. 2-4-110 of the Severance Municipal Code</li> </ul>		

**TOWN OF SEVERANCE  
ORDINANCE NO. 2019-08**

**AN ORDINANCE REPEALING AND REENACTING SECTION 2-4-110 OF THE TOWN OF SEVERANCE MUNICIPAL CODE REGARDING MUNICIPAL COURT SURCHARGES**

**WHEREAS**, the Town of Severance Municipal Code provides regulations regarding surcharges for Municipal Court; and

**WHEREAS**, the Town of Severance has established a municipal police department; and

**WHEREAS**, the Board of Trustees of the Town of Severance intends to set the amount of the Municipal Court surcharge on an annual basis and to apply all proceeds of such surcharge to the cost of Police enforcement and Court administration;

**NOW THEREFORE**, BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF SEVERANCE, COLORADO, THAT:

1. Section 2-4-110 of the Town of Severance Municipal Code is hereby repealed and re-enacted to read as follows:
  - a) After determining the appropriate fine for each person who is convicted of violating an ordinance of the Town, the Municipal Judge shall add thereto a surcharge in the amount set annually by the Town of Severance Fee Schedule. Such surcharge shall apply regardless of whether the fine is suspended or whether the fine is imposed as part of a deferred sentence in which the plea is later withdrawn. The total fine, including the amount of the additional surcharge, shall not exceed the penalty established in Section 1-4-20 of this Code.

The Town Board finds and concludes that this ordinance is necessary for the immediate preservation of the peace, health, welfare, safety and economic well-being of the TOWN OF SEVERANCE, and shall take effect immediately upon passage by the Board of Trustees.

**PASSED AND APPROVED this 28<sup>th</sup> day of MAY, 2019.**

**TOWN OF SEVERANCE**

\_\_\_\_\_  
Donald M. McLeod, Mayor

**ATTEST:**

\_\_\_\_\_  
Michael Jenner, Town Clerk

## Sec. 2-4-110. - Surcharge.

- (a) After determining the appropriate fine for each person who is convicted of violating an ordinance of the Town, the Municipal Judge shall add thereto a surcharge in the amount of ten dollars (\$10.00). The total fine, including the amount of the additional surcharge, shall not exceed the penalty established in Section 1-4-20 of this Code.
- (b) All proceeds generated by the surcharge shall be distributed as follows:
  - (1) One-half ( $\frac{1}{2}$ ) of the total surcharge funds collected shall be deposited in the Town's general fund and used primarily to pay the cost of providing jail services for persons sentenced to terms in the Weld County Jail or other detention facility. Such funds shall not be restricted funds, and may be used for other general fund purposes.
  - (2) One-half ( $\frac{1}{2}$ ) of the surcharge collected will be used to support the Weld County Drug Task Force in its drug prevention and interception program.

(Ord. 08-1997 §1; Ord. 2007-07 §1; Ord. 2012-08 §2; Ord. 2012-09 §1)