

KREMMLING SANITATION DISTRICT

RESOLUTION 2026-06-01

RESOLUTION ADOPTING RULES AND REGULATIONS FOR THE SEPTIC RECEIVING STATION AND FIXING RATES, FEES, TOLLS, PENALTIES, AND CHARGES FOR THE USE THEREOF

WHEREAS, the Kremmling Sanitation District (the “District”) is a quasi-municipal corporation and political subdivision of the State of Colorado, located in Grand County, Colorado, and is a duly organized and existing special district pursuant to C.R.S. § 32-1-101 *et seq.*

WHEREAS, the Board of Directors (the “Board”) has the management, control, and supervision of all the business and affairs of the District, pursuant to C.R.S. § 32-1-1001(1)(h).

WHEREAS, pursuant to C.R.S. § 32-1-1001(1)(j)(I), the Board is authorized to fix and from time to time increase or decrease fees, rates, tolls, penalties, or charges for services, programs, or facilities furnished by the District.

WHEREAS, pursuant to C.R.S. § 32-1-1001(1)(m), the Board has the authority to adopt, amend, and enforce bylaws and rules and regulations for carrying on the business, objects, and affairs of the District;

WHEREAS, the District owns and operates a wastewater treatment system and septic receiving station for the protection of public health, safety, and welfare.

WHEREAS, the Board has determined that it is necessary and appropriate to adopt rules and regulations governing the use of the District’s septic receiving station in order to protect the integrity, operational capacity, and regulatory compliance of the District’s wastewater treatment facilities.

WHEREAS, notice of a public hearing regarding the adoption of these Rules and Regulations and the fixing of rates, fees, tolls, penalties, and charges for the use of the District’s septic receiving station was publicly posted not less than thirty (30) days prior to the hearing date in accordance with applicable law.

WHEREAS, the Board conducted a duly noticed public hearing on June 22, 2026, at which interested persons were afforded the opportunity to be heard regarding the proposed rates, fees, tolls, penalties, and charges and corresponding rules and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Kremmling Sanitation District as follows:

1. Purpose and Applicability. This Resolution Adopting Rules and Regulations for the Septic Receiving Station and Fixing Rates, Fees, Tolls, Penalties, and Charges for the Use Thereof (this "Resolution") is adopted for the purpose of governing the use of the District's septic receiving station and shall apply to all persons, entities, and waste haulers utilizing or seeking to utilize the station.
2. Permit Required.
 - a. No person or entity shall discharge or deposit wastewater into the District's septic receiving station without first obtaining a permit issued by the District.
 - b. Any permit issued by the District shall constitute a revocable license only and shall not create any vested property right or entitlement to continued use of the septic receiving station.
 - c. The District may revoke, suspend, or deny any permit for violation of these Rules and Regulations or for any other reason deemed necessary by the District to protect the public health, safety, welfare, or operational integrity of the District's wastewater system.
 - d. The District Superintendent shall have the authority to issue a maximum of four (4) permits at any given time. The District Superintendent may issue fewer permits in their discretion based upon treatment plant capacity, system volume, operational considerations, or other factors affecting the District's wastewater facilities.
 - e. Applications for permits shall be submitted in such form and format as prescribed by the District and shall contain such information as the District may require, including but not limited to applicant identification information, vehicle information, proof of licensing, insurance information, and acknowledgment of these Rules and Regulations.
 - f. The District may deny any permit application based upon lack of available treatment or receiving capacity, operational limitations, prior violations of these Rules and Regulations, prior damage to District facilities, submission of false or misleading information, failure to provide required information, or any other reason reasonably related to the protection of the District's wastewater system and facilities.

3. Permitted Waste.

- a. Only household septic waste originating from residential septic systems located within Grand County, Colorado, shall be permitted for discharge at the District's septic receiving station.
- b. All wastewater discharged into the septic receiving station must originate solely from residential septic tanks.
- c. No permit holder shall discharge more than 50,000 gallons of waste in any given month.

4. Prohibited Waste. The following substances and materials are strictly prohibited from discharge into the District's septic receiving station:

- a. Industrial waste.
- b. Commercial waste.
- c. Hazardous waste.
- d. Grease trap waste.
- e. Chemical waste.
- f. Petroleum products.
- g. Toxic substances.
- h. Medical or infectious waste.
- i. Any waste originating from any source other than a residential septic tank located within Grand County, Colorado.
- j. Any material which, in the judgment of the District, may damage, interfere with, disrupt, or adversely affect the District's wastewater treatment facilities or operations.

5. Manifest Requirement.

- a. All permitted waste haulers shall provide a manifest, in a form approved by the District, for each load discharged at the septic receiving station.

- b. The manifest shall identify the origin of the wastewater, including the physical address from which the waste was collected, and such additional information as may be required by the District.
- c. Failure to provide a complete and accurate manifest shall constitute grounds for denial of discharge privileges and suspension or revocation of the hauler's permit.

6. Rates, Fees, and Charges.

- a. The rate for discharge into the District's septic receiving station is hereby fixed at seventeen cents (\$0.17) per gallon discharged.
- b. The Board may, from time to time, increase, decrease, amend, or otherwise modify any rates, fees, tolls, penalties, or charges by subsequent resolution.
- c. All permit applications shall be accompanied by a non-refundable twenty-five-dollar (\$25) permit fee.

7. Station Operations and Closures.

- a. The septic receiving station shall operate on a seasonal basis as determined by the District in its sole discretion. The District reserves the right to establish periods of operation based upon weather conditions, operational considerations, maintenance needs, treatment capacity, regulatory requirements, or other District purposes.
- b. The septic receiving station shall be open to permit holders during the hours of 7:00 AM and 5:00 PM, Monday through Friday. The Superintendent may expand or reduce the operating hours in their discretion.
- c. When discharging into the septic receiving station, the permit holder must ensure that the flow is metered or controlled such that it runs directly into the flow channel and does not overflow the receiving point.
- d. The District reserves the right to close the septic receiving station at any time, with or without prior notice, as determined necessary by the District for operational, maintenance, emergency, regulatory, capacity, health, safety, or other District purposes.
- e. The District shall make reasonable efforts to communicate any closure of the septic receiving station to all permit holders by electronic mail; provided, however, failure to provide notice shall not create any liability on the part of the District or invalidate the closure.

8. Enforcement.

- a. The District Superintendent and such other persons designated by the District shall have authority to enforce this Resolution.
- b. The District may conduct random point-in-time sampling of any permit holder's waste prior to discharge to monitor for compliance with the District's regulatory obligations.
- c. The District Superintendent may summarily suspend any permit issued pursuant to this Resolution pending adjudication by the Board, any permit that the District Superintendent has objective and reasonable cause to believe has violated this Resolution
- d. The Board, after a full investigation and a hearing, where the permit holder has an opportunity to be heard and refute any allegations and finds by a preponderance of the evidence that a violation of this Resolution has occurred, may revoke or suspend a permit and may impose a civil penalty in an amount not to exceed one hundred dollars (\$100.00) for each violation. Each separate discharge, occurrence, day of noncompliance, or violation of a distinct provision of this Resolution may constitute a separate violation.

9. Severability. If any provision of this Resolution is determined to be invalid or unenforceable, such determination shall not affect the validity or enforceability of the remaining provisions.

10. Effective Date. This Resolution shall take effect immediately upon adoption.

APPROVED AND ADOPTED by the Board this 22nd day of June 2026.

KREMMLING SANITATION DISTRICT

By: *Noble Underbrink*
Noble Underbrink (Jun 24, 2026 09:51:47 MDT)
Noble Underbrink
President

ATTEST:

Alan N. Hassler
Alan N. Hassler (Jun 24, 2026 10:08:00 MDT)
Alan N. Hassler
Secretary