

**BOARD OF COUNTY COMMISSIONERS  
OF GUNNISON COUNTY**

**ORDINANCE NO. 6**

**AN ORDINANCE ESTABLISHING A MOSQUITO CONTROL AREA  
AND ASSESSING THE WHOLE COST THEREOF AGAINST THOSE  
PERSONS ESPECIALLY BENEFITTED BY THE SERVICE.**

WHEREAS, pursuant to C.R.S. 30-15-401 (1)(a)(V)(D), the Board of County Commissioners of Gunnison County, Colorado (hereinafter "Board") has the authority to establish mosquito control areas and to assess the whole cost thereof against those persons especially benefitted by the service; and

WHEREAS, the Board has determined that control of mosquitos in a particular area of Gunnison County as set forth below is necessary and expedient for the promotion of public health; and

WHEREAS, the Board desires to assess the whole cost of such control, to the greatest degree possible, against those persons especially benefitted by the service; and

WHEREAS, the Board has obtained the consent of all municipalities within that particular area of Gunnison County pursuant to C.R.S. 30-15-401(8);

THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY, COLORADO:

**SECTION 1**

That there is hereby created the Gunnison County Mosquito Control Area (hereinafter "Area") which is that portion of Gunnison County lying inside of a line:

commencing at the southwestern corner of Section 6, Township 49 North, Range 1 East of the New Mexico Principal Meridian;

thence running east to the southeastern corner of Section 4, Township 49 North, Range 1 East;

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thence running north to the northeastern corner of Section 33, Township 50 North, Range 1 East;

thence running west to the northwestern corner of Section 32, Township 50 North, Range 1 East;

thence running north to the northwestern corner of Section 29, Township 50 North, Range 1 East;

thence running east to the northeastern corner of Section 29, Township 50 North, Range 1 East;

thence running north to the northeastern corner of Section 8, Township 50 North, Range 1 East;

thence running west to the south quarter corner of Section 1, Township 50 North, Range 1 West;

thence running north to the northeastern corner of the southwestern quarter of Section 1, Township 50 North, Range 1 West;

thence running west to the northwestern corner of the southwestern quarter of Section 2, Township 50 North, Range 1 West;

thence running south to the southwestern corner of Section 35, Township 50 North, Range 1 West;

thence running west to the northwest corner of Section 3, Township 49 North, Range 1 West;

thence running south to the northeastern corner of Section 9, Township 49 North, Range 1 West;

thence running west to the northwestern corner of Section 7, Township 49 North, Range 1 West;

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thence running south to the southwestern corner of Section 18, Township 49 North, Range 1 West;

thence running east to the southeastern corner of Section 14, Township 49 North, Range 1 West;

thence running north to the northeastern corner of Section 14, Township 49 North, Range 1 West;

thence running east to the southeastern corner of Section 12, Township 49 North, Range 1 West

thence running north to the northeastern corner of Section 12, Township 49 North, Range 1 West, which is the point of beginning.

**SECTION 2**

The Board may provide for the control of mosquito in the Area in such manner as the Board in its sole discretion determines including but not limited to contract for materials and labor.

**SECTION 3**

A. That the whole cost (hereinafter "Cost") of controlling mosquitoes within the Area, including materials and labor, and ten percent of the cost of materials and labor for inspection, administration and all other incidental costs in connection therewith, shall be assessed against those especially benefitted by the services by an equal, annual assessment upon each single family residence, duplex, triplex, multiplex, condominium, mobile home, mobile home on agricultural land, agricultural residence, commercial property, and combination property as defined by the Gunnison County Assessor.

B. Such assessment shall be calculated by dividing the Cost by the total number of individual parcels of real property in the Area as set forth above except that:

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1. tax exempt properties, vacant land, agricultural land without residences, industrial, and state assessed properties, as defined by the Gunnison County Assessor, shall not be assessed; and
2. each undivided interest in the properties defined above shall be assessed its proportionate share of the entire property.

C. Such assessment shall be a lien against such property until paid and shall have priority over all other liens except general taxes and prior special assessments.

D. In case such assessment is not paid at the time due for the tax bill next due after the assessment is made, such assessment may be certified by the Clerk of Gunnison County to the Treasurer of Gunnison County, who shall collect the assessment, in the same manner as other taxes are collected. The laws of the State of Colorado for assessment and collection of general taxes, including the laws for the sale and redemption of property for taxes, shall apply to the collection of such assessments.

E. This Ordinance is repealed, effective January 1, 1995, without further action, except that assessments then owed and liens then in existence pursuant to this Ordinance shall continue in full force and effect including but not limited to collection by the County Treasurer as set forth herein.

INTRODUCED, FIRST READ and ORDERED PUBLISHED in full this 18<sup>th</sup> day of February, 1992.

BOARD OF COUNTY COMMISSIONERS  
OF GUNNISON COUNTY, COLORADO

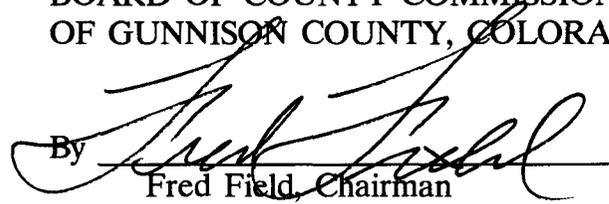
By Fred Field  
Fred Field, Chairman

Attest:

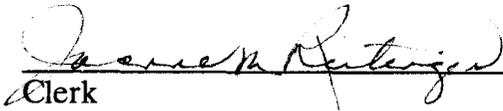
Joanne M. Kertgen  
Clerk

READ ON SECOND READING, ADOPTED AND ORDERED PUBLISHED  
in full this 3rd day of March, 1992.

BOARD OF COUNTY COMMISSIONERS  
OF GUNNISON COUNTY, COLORADO

By   
Fred Field, Chairman

Attest:

  
Clerk

CERTIFICATION

I hereby certify that the foregoing six pages constitute a complete and correct copy of an ordinance introduced and read in full at a regular meeting of the Board of County Commissioners of Gunnison on the 18th day of February, 1992. Said ordinance was thereafter published in full once at least ten days before the second reading in the Gunnison Country Times and the Crested Butte Chronicle Pilot, newspapers of general circulation in Gunnison Country on February 19 and February 20, 1992.

On the 3rd day of March, 1992, said ordinance was read in full, adopted by a majority vote of the Board of County Commissioners and was thereafter published in full in the Gunnison Country Times on 3/11/92 and the Crested Butte Chronicle Pilot on 3/13/92.

  
Clerk

EFFECTIVE DATE: April 13, 1992