

**First Regular Session
Sixty-fourth General Assembly
STATE OF COLORADO**

ENGROSSED

LLS NO. R03-0874.01 Thomas Morris

HJR03-1015

HOUSE SPONSORSHIP

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HOUSE JOINT RESOLUTION 03-1015

101 **CONCERNING THE ELIMINATION OF LEGAL IMPEDIMENTS REGARDING**
102 **THE USE OF WATER CONSERVATION MEASURES.**

1 WHEREAS, The state of Colorado is subject to drought cycles
2 that result in water shortages; and

3 WHEREAS, These drought cycles and water shortages present
4 hardships to current water users; and

5 WHEREAS, Water demands imposed by traditional landscaping
6 using nonnative plant species may result in an unreasonable and
7 unnecessary burden on future water resources; and

8 WHEREAS, Restrictive covenants, municipal ordinances, and
9 county resolutions that prohibit or limit the use of xeriscape or that
10 require cultivated vegetation to include turf grass may be contrary to the
11 public good; and

12 WHEREAS, Individual homeowners, homeowners' associations,
13 municipalities, and other local governmental entities should be
14 encouraged to save water through the use of water-saving techniques such

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
Final Reading
February 13, 2003

1 as landscaping plants, the use of soil enhancements, plumbing fixtures,
2 and appliances when the use of such devices is a reasonable alternative
3 as determined by such entities; and

4 WHEREAS, Water retailers and wholesalers should be encouraged
5 to promote the sale and use of such water-saving devices through more
6 prominent advertising, in-store displays, and sales; and

7 WHEREAS, Wise water policies are necessary to extend the
8 existing supplies of water within this state; now, therefore,

9 *Be It Resolved by the House of Representatives of the Sixty-fourth*
10 *General Assembly of the State of Colorado, the Senate concurring*
11 *herein:*

12 That the General Assembly call upon homeowners' associations,
13 municipalities, and counties:

14 (1) Within the next 90 days, to review their covenants,
15 ordinances, resolutions, and procurement codes and contracts to evaluate
16 their effects on landscaping and other activities that place a burden on the
17 state's water resources; and

18 (2) Within the next 90 days, to revise and implement covenants,
19 ordinances, resolutions, or procurement codes and contracts that
20 encourage and promote responsible water conservation measures,
21 including specifically the use of soil enhancements and xeriscaping.

22 *Be It Further Resolved,* That copies of this Joint Resolution be
23 sent to the Colorado Municipal League, Colorado Counties, Inc., the
24 Colorado Association of Commerce and Industry, and the Rocky
25 Mountain and the Southern Colorado chapters of the Community
26 Associations Institute.