



### **HOUSE JOINT RESOLUTION 03-1015**

**BY REPRESENTATIVES** Wiens, May M., Cadman, Harvey, Lee, McCluskey, Rhodes, Rippey, White, Berry, Boyd, Briggs, Brophy, Cloer, Crane, Decker, Fairbank, Frangas, Fritz, Garcia, Groff, Hall, Hefley, Hoppe, Jahn, Johnson R., King, Larson, Lundberg, Madden, Marshall, Merrifield, Miller, Mitchell, Paccione, Romanoff, Rose, Salazar, Schultheis, Sinclair, Smith, Spence, Spradley, Stafford, Tochtrop, Veiga, Vigil, Weddig, Williams S., Williams T., Witwer, and Young; also **SENATORS** Evans, Hillman, Andrews, Dyer, Entz, Isgar, Johnson S., Anderson, Fitz-Gerald, Hanna, Keller, Linkhart, Phillips, Sandoval, Tapia, Taylor, Tupa, and Windels.

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

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

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

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

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

WHEREAS, Individual homeowners, homeowners' associations, municipalities, and other local governmental entities should be encouraged to save water through the use of water-saving techniques such as landscaping plants, the use of soil enhancements, plumbing fixtures, and appliances when the use of such devices is a reasonable alternative as determined by such entities; and

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

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

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

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

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

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

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

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Lola Spradley  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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John Andrews  
PRESIDENT OF  
THE SENATE

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Judith Rodrigue  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Mona Heustis  
SECRETARY OF  
THE SENATE