

**Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 14-0281.01 Thomas Morris x4218

SENATE BILL 14-017

SENATE SPONSORSHIP

Roberts and Hodge,

HOUSE SPONSORSHIP

Vigil and Coram, Fischer

Senate Committees

Agriculture, Natural Resources, & Energy

House Committees

A BILL FOR AN ACT

101 **CONCERNING A LIMITATION ON THE APPROVAL OF REAL ESTATE**
102 **DEVELOPMENTS THAT USE WATER RIGHTS DECREED FOR**
103 **AGRICULTURAL PURPOSES TO IRRIGATE LAWN GRASS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill prohibits a local government from approving an application for a development permit unless the local government has adopted an enforceable resolution or ordinance that limits, as a prerequisite for approval of the development permit, the amount of

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.

SENATE
Amended 2nd Reading
February 21, 2014

irrigated grass on residential lots in the development to no more than 15% of the total aggregate area of all residential lots in the development. "Irrigated" means supplied with water for lawn grass and does not include the use of raw water for irrigation. The 15% limit applies only if any part of the water supply for the development is changed from agricultural irrigation purposes to municipal or domestic use on or after January 1, 2016.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby:

4 (a) Finds that:

5 (I) As part of the Colorado water conservation board's statewide
6 water supply initiative and the interbasin compact committee and basin
7 roundtable process, a "No/Low Regrets Action Plan" has been developed,
8 an important element of which is to establish and implement conservation
9 strategies to extend the ability of existing water supplies to meet
10 increasing needs and thereby minimize agricultural dry-up; and

11 (II) Demand projections by the state include significant growth in
12 municipal water demands and attendant pressure on irrigated agriculture
13 as a principal source of supply to meet that demand, and statewide efforts
14 to ease some of the pressure from agricultural water supplies would
15 benefit greatly from reductions in municipal consumptive water uses.

16 (b) Determines that while the amount of municipal water used is
17 relatively evenly split between indoor and outdoor use, indoor water use
18 is about five percent consumptive, while outdoor water use, primarily for
19 landscape irrigation, consumes about seventy to eighty-five percent of the
20 water used; and

21 (c) Declares that it is critical to identify and quantify the best
22 practices that limit municipal outdoor water consumption, as this holds

1 great potential for reducing Colorado's projected water supply gap.

2 **SECTION 2.** In Colorado Revised Statutes, 37-98-103, add (5)
3 as follows:

4 **37-98-103. Annual recommendations - bill limitation -**
5 **deadlines for introduction - repeal.** (5) (a) DURING THE 2014 INTERIM,
6 THE COMMITTEE SHALL INVESTIGATE THE ISSUES RAISED BY THE VERSION
7 OF SENATE BILL 14-017 REPORTED OUT OF COMMITTEE IN THE SENATE,
8 INCLUDING AT LEAST THE FOLLOWING:

9 (I) IDENTIFICATION AND QUANTIFICATION OF THE BEST PRACTICES
10 TO LIMIT MUNICIPAL OUTDOOR WATER CONSUMPTION THAT CAN BE USED,
11 INCLUDING BY LOCAL GOVERNMENTS, WATER SUPPLIERS, HOMEOWNERS,
12 REAL ESTATE DEVELOPERS, AND LANDSCAPING CONTRACTORS; AND

13 (II) PROPOSED LEGISLATION, IF APPROPRIATE, TO FACILITATE THE
14 IMPLEMENTATION OF THOSE PRACTICES THAT ARE BOTH REASONABLE AND
15 LIKELY TO RESULT IN THE MEASURABLE CONSERVATION OF MUNICIPAL
16 WATER USED FOR OUTDOOR PURPOSES.

17 (b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE SEPTEMBER 1,
18 2015.

19 **SECTION 3. Safety clause.** The general assembly hereby finds,
20 determines, and declares that this act is necessary for the immediate
21 preservation of the public peace, health, and safety.