

1 BE IT ENACTED BY THE PEOPLE OF THE STATE OF COLORADO:  
2 **SECTION 1.** ARTICLE XVI OF THE CONSTITUTION OF THE STATE OF COLORADO IS  
3 AMENDED BY THE ADDITION OF A NEW SECTION TO READ:  
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5 **SECTION 9. AGRICULTURE WATER PRIORITIES AND PROTECTION ACT** (1) WHEN THE  
6 WATERS OF ANY NATURAL STREAM ARE NOT SUFFICIENT TO SUPPLY ALL APPROPRIATORS,  
7 INCLUDING BUT NOT LIMITED TO, WELLS WITH AN AGRICULTURAL PURPOSE IN THE  
8 AMOUNT TO FULLY OPERATE AN INTENDED FOOD PRODUCTION, THE ISSUANCE OF  
9 BUILDING PERMITS FOR THE CONSTRUCTION OF NEW PRIVATELY OWNED RESIDENTIAL  
10 HOUSING UNITS SHALL BE LIMITED OR CEASED UNTIL SUCH INSUFFICIENCY ABATES.

11 (2) PUBLICLY FUNDED WATER PROJECTS WITH THE PRIMARY PURPOSE OF PROCURING  
12 WATER FOR THE CONSTRUCTION OF NEW PRIVATELY OWNED RESIDENTIAL HOUSING UNITS,  
13 INCLUDING BUT NOT LIMITED TO, STORAGE, DIVERSION, TRANSPORTATION, AND  
14 PURIFICATION OF WATER, ESTIMATED TO COST MORE THAN FIVE MILLION DOLLARS IN A  
15 LOCAL GOVERNMENT OR TWENTY-FIVE MILLION DOLLARS AT THE STATE LEVEL SHALL  
16 REQUIRE APPROVAL BY VOTERS OF SUCH LOCAL GOVERNMENT OR STATEWIDE  
17 RESPECTIVELY AT A GENERAL ELECTION. COST ESTIMATES OF SUCH PROJECTS SHALL BE  
18 OPEN TO THE PUBLIC AND TOTAL PROJECT EXPENDITURES SHALL BE LIMITED TO THAT  
19 APPROVED BY VOTERS.

20 (3) LEGISLATION MAY BE ENACTED TO FACILITATE THE OPERATION OF THIS SECTION,  
21 BUT IN NO WAY SHALL SUCH LEGISLATION LIMIT OR RESTRICT THE PROVISIONS OF THIS  
22 SECTION OR THE POWERS HEREIN GRANTED.

23 (4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

24 (a) "AGRICULTURAL PURPOSE" MEANS SUCH USE IS FOR THE CULTIVATION, FEEDING,  
25 OR RAISING FOOD PRODUCTS LOCATED ON AN AGRICULTURAL LAND PARCEL OR PARCELS.

26 (b) "HOUSING UNIT" MEANS A BUILDING OR ANY PORTION OF A BUILDING DESIGNED  
27 FOR OCCUPANCY AS COMPLETE, INDEPENDENT LIVING QUARTERS FOR ONE OR MORE  
28 PERSONS, HAVING DIRECT ACCESS FROM THE OUTSIDE OF THE BUILDING OR THROUGH A  
29 COMMON HALL AND HAVING LIVING, SLEEPING, KITCHEN, AND SANITARY FACILITIES FOR  
30 THE EXCLUSIVE USE OF THE OCCUPANTS.

31 (c) "PRIVATELY OWNED RESIDENTIAL HOUSING" MEANS A SUMMATION OF HOUSING  
32 UNITS THAT ARE RESIDENTIALLY ZONED OR OTHERWISE INTENDED FOR PRIVATE  
33 RESIDENTIAL USE. THOSE OWNED BY A FEDERAL, STATE, OR LOCAL GOVERNMENT ENTITY  
34 OR AN EDUCATIONAL OR MEDICAL FACILITY SHALL NOT BE DEEMED PRIVATELY OWNED.  
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