

CHAPTER 7

SECTION 6

Adequate Public Water Supply

Subsections:

- 7-6-1 Purpose.
- 7-6-2 Definitions And General Provisions.
- 7-6-3 Procedures.
- 7-6-4 Applicability.

(Section Enacted by Ord 13-2008)

7-6-1 PURPOSE.

The purpose of this Section is to provide procedures necessary to implement a program to insure adequate public water supplies similar, but not necessarily identical, to that called for by the provisions of Part 3 of Article 20 of Title 31, C.R.S. The provisions of said CRS 31-20-301 et seq, to the extent inconsistent with the provisions of this Section, are hereby superseded.

7-6-2 DEFINITIONS AND GENERAL PROVISIONS.

(A) As used in this Section, "Development Permit" means any preliminary or final approval of an application for rezoning, conditional use permit, subdivision, PUD, building permit, site plan, development plan or similar application for new construction; which includes new water use in an amount more than that used by fifty single family equivalents.

7-6-3 PROCEDURES.

(A) Unless the Town has authorized use of a water supply other than that of the Town, in a preannexation agreement or by other official action of the Town, a land owner desiring approval of a Development Permit shall submit with the application a report complying with CRS 29-20-304(1) with respect to the Town's water supply, until such time as the Town has adopted a water supply plan conforming with CRS 29-20-304(3).

(B) If the Town has previously authorized Tri County Water Conservation District water or other source of supply, the applicant shall submit, the report, letter, or plan complying with CRS 29-20-304(1). The Town shall have no obligation to approve any source of supply other than that of the Town.

(C) No development permit shall be approved until the Town has determined in its sole discretion that the documents required by subsections, (A) and (B) have been properly submitted and that the

water supply for the proposed development, as such may be modified, will be adequate to meet its water supply requirements.

7-6-4 APPLICABILITY.

The provisions of this Section 7-6 shall apply to all new and pending applications for a development permit submitted after May 29, 2008, except for pending subdivisions or PUD's with an unexpired and approved preliminary plat, unless materially changed to increase water supply requirements. The determination of the adequacy of water supply for subdivision's or PUD's shall be made at the sketch plan stage unless material changes occur after sketch plan approval, in which case the determinations shall be made at the next stage of review and approval. The determination for other applications shall be made prior to approval of the application.