

**BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO: 24-52**

A RESOLUTION OPTING OUT OF ADOPTING GRAYWATER REGULATIONS

WHEREAS, on May 16, 2024, the Colorado General Assembly passed House Bill 24-1362 which requires that a Board of County Commissioners either pass a Resolution authorizing the use of graywater in compliance Colorado Revised Statute Section 25-8-205 (1)(g) and rules adopted pursuant to Colorado Revised Statute Section 25-8-205 (1)(g) or pass a Resolution prohibiting the installation of graywater treatment works, as defined in Colorado Revised Statute Section 25-8-103 (8.4), and the use of all graywater or prohibiting one or more categories of graywater use that the Water Quality Control Commission establishes in rules adopted pursuant to Colorado Revised Statute Section 25-8-205 (1)(g); and

WHEREAS, the Colorado Governor signed House Bill 24-1362 into law on May 29, 2024; and

WHEREAS, the rules promulgated pursuant to Colorado Revised Statute Section 25-8-205 (1)(g) is Regulation No. 86 Graywater Control Regulation, 5 CCR 1002-86, which has an effective date of January 14, 2024; and

WHEREAS, Regulation No. 86 Graywater Control is complicated and limiting on the sources and uses of graywater and implementation would require the development of an oversight program including permitting, inspection, and enforcement; and

WHEREAS, pursuant to Colorado Revised Statute Section 30-11-17 (1)(kk), the Board has the authority to adopt a resolution prohibiting the installation of graywater treatment works, as defined in Colorado Revised Statute Section 25-8-103 (8.4), and the use of all graywater OR prohibiting one or more categories of graywater use that the water quality control commission establishes in rules adopted pursuant to Colorado Revised Statute Section 25-8-205 (1)(g) OR adopt a resolution regarding the use of graywater, as defined in Colorado Revised Statute Section 25-8-103 (8.3), in compliance with any regulation adopted pursuant to Colorado Revised Statute Section 25-8-205 (1)(g), and to enforce compliance with the board's resolution; and

NOW THEREFORE, BE IT RESOLVED THAT:

1. The installation of graywater treatment works, as defined in Colorado Revised Statute Section 25-8-103, and the use of all graywater is prohibited.
2. This Resolution shall take effect immediately upon its passage and approval, and shall remain in effect unless and until repealed or amended by subsequent Resolution.



INTRODUCED by Commissioner Smith, seconded by Commissioner Puckett Daniels, and adopted on this 17th day of December, 2024.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

By [Signature]
Jonathan Hrouck, Chairperson

By [Signature]
Elizabeth Smith, Vice Chairperson

By [Signature]
Laura Puckett Daniels, Commissioner



ATTEST:

[Signature]
Deputy County Clerk

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