

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2016

COUNCIL BILL NO. CB16-0177
COMMITTEE OF REFERENCE:
4 Safety & Well-being

5 **A BILL**

6 **For an ordinance adding a new Article XIII of Chapter 24 of the Revised**
7 **Municipal Code of the City and County of Denver regarding use of graywater.**

8
9 **WHEREAS**, the City and County of Denver has developed a goal of reducing per capita use
10 of potable water in Denver by twenty-two percent over a 2001 baseline; and

11 **WHEREAS**, section 25-8-205 of the Colorado Revised Statutes and its implementing
12 regulations authorize local governments to approve the beneficial use of graywater within their
13 jurisdictions; and

14 **WHEREAS**, allowing the beneficial use of graywater within the City and County of Denver
15 creates opportunities to conserve water.

16 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY**
17 **OF DENVER:**

18 **Section 1.** That a new Article XIII, entitled “Use of Graywater”, of Chapter 24 of the Denver
19 Municipal Revised Code is added to read and be read as follows:

20
21 **Sec. 24-601. Purpose.**

22 The purpose of this article is to allow the beneficial reuse of graywater within the City and County
23 of Denver.

24
25 **Sec. 24-602. Definitions**

26 The following words and phrases, when used in this article, have the meanings defined in this
27 section unless the context clearly requires otherwise:

28 (a) “Board” means the board of environmental health of the City and County of Denver.

29 (b) “Graywater” means that portion of wastewater that, before being treated or combined
30 with other wastewater, is collected from fixtures within residential, commercial, or
31 industrial buildings or institutional facilities for the purpose of being put to beneficial
32 uses.

33 (c) “Graywater Treatment Works” means an arrangement of devices and structures used
34 to: (a) collect graywater from within a building or a facility; and (b) treat, neutralize, or

1 stabilize graywater within the same building or facility to the level necessary for its
2 authorized uses.

3 (d) “Graywater Use Program” means the administrative program implemented by the
4 Department of Environmental Health, in coordination with the Department of Community
5 Planning and Development, to facilitate and regulate graywater use within the City and
6 County of Denver.

7 (e) “Manager” means the manager of the Department of Environmental Health of the City
8 and County of Denver.

9
10 **Sec. 24-603. Compliance with All Applicable Laws.**

11 Graywater Treatment Works shall comply with all applicable federal, state, and local requirements.

12
13 **Sec. 24-604. Legal Boundary of Program.**

14 The Graywater Use Program shall extend to the legal boundaries of the City and County of
15 Denver.

16
17 **Sec. 24-605. Rules and Regulations.**

18 The Board is empowered to prescribe such rules and regulations as the Board deems proper and
19 not inconsistent with all applicable federal, state, and local laws, to govern graywater activities,
20 including but not limited to, design review, inspection, enforcement, tracking, and review of
21 complaints.

22
23 **Sec. 24-606. Implementation.**

24 The Department of Environmental Health, in coordination with the Department of Community
25 Planning and Development, shall implement the Graywater Use Program which shall include, but
26 not be limited to, design review, inspection, enforcement, tracking, and review of complaints.

27
28 **Sec. 24-607. Enforcement.**

29 The Manager, or the Manager’s designee, is empowered to enforce the provisions of this article
30 and any rules and regulations adopted by the Board pursuant to this article.

31
32 **Sec. 24-608. Fees.**

33 The City and County of Denver shall not impose fees for the Graywater Use Program, but
34 Plumbing Permit and Plan Review fees may be applicable as determined by the Building Official.

1 **Sec. 24-609. Searchable Tracking Mechanism.**

2 Upon implementation of the Graywater Use Program, the Department of Environmental Health will
3 establish a searchable tracking mechanism which will include:

4 (a) The legal address of each facility with Graywater Treatment Works, allowed graywater
5 uses at each facility, and a Graywater Treatment Works description;

6 (b) The legally responsible party associated with every Graywater Treatment Works;

7 (c) Where required, the certified operator associated with every Graywater Treatment
8 Works; and

9 (d) Any changes to the legally responsible party, certified operator, and status of the
10 Graywater Treatment Works will be updated within 60 days.

11
12 COMMITTEE APPROVAL DATE: April 12, 2016, 2016

13 MAYOR-COUNCIL DATE: April 19, 2016

14 PASSED BY THE COUNCIL: _____, 2016
15 _____ - PRESIDENT

16 APPROVED: _____ - MAYOR _____, 2016

17 ATTEST: _____ - CLERK AND RECORDER,
18 EX-OFFICIO CLERK OF THE
19 CITY AND COUNTY OF DENVER

20 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2016; _____, 2016

21 PREPARED BY: Lindsay Carder, Assistant City Attorney DATE: April 21, 2016

22 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
23 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
24 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
25 § 3.2.6 of the Charter.

26 D. Scott Martinez, Denver City Attorney

27 BY: _____, Assistant City Attorney DATE: _____, 2016