

ORDINANCE 90B

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF STRATTON CONCERNING GRAYWATER TREATMENT SYSTEMS

WHEREAS, "graywater" is the portion of wastewater collected from bathroom and laundry room sinks, bathtubs, showers, and laundry machines (but excluding wastewater from toilets, urinals, kitchen sinks, dishwashers, or nonlaundry utility sinks) in residential, commercial or industrial buildings or institutional facilities before treatment or combination with other wastewater to be put to beneficial uses, as defined by Regulation 86 of the Colorado Water Quality Control Commission, Colorado Department of Public Health and Environment (5 CCR 1002-86, June 30, 2015);

WHEREAS, in 2013, House Bill 13-1044 authorized the use of graywater systems in municipalities only when authorized locally by ordinance, but pursuant to House Bill 24-1362, effective January 1, 2026, the collection, treatment, and use of graywater is authorized except where prohibited locally;

WHEREAS, the Town desires to prohibit the use of graywater and the installation of graywater treatment works within the Town based on concerns that include without limitation the effect of graywater on the Town's water rights and potential detrimental health consequences caused by the use of graywater; and

WHEREAS, this Ordinance is found to be supported and authorized by law and in the best interests of and necessary for the protection of the health, safety, and welfare of the public, and this Ordinance is enacted pursuant to C.R.S. § 31-15-601(1)(m)(l).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF STRATTON, KIT CARSON COUNTY, COLORADO:

Section 1. Prohibition of Graywater Use.

The installation of graywater treatment works and the use of graywater are prohibited within the Town. For purposes of this ordinance, *graywater* means the portion of wastewater collected from bathroom and laundry room sinks, bathtubs, showers, and laundry machines (but excluding wastewater from toilets, urinals, kitchen sinks, dishwashers, or nonlaundry utility sinks) in residential, commercial or industrial buildings or institutional facilities before treatment or combination with other wastewater to be put to beneficial uses, as defined by Regulation 86 of the Colorado Water Quality Control Commission, Colorado Department of Public Health and Environment (5 CCR 1002-86, June 30, 2015), as it may be amended and *graywater treatment works* means an arrangement of devices and structures used to: (a) collect graywater from within a building or a facility; and (b) treat, neutralize, or stabilize graywater within the same building or facility.

Section 2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such

decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any part or parts be declared unconstitutional or invalid.

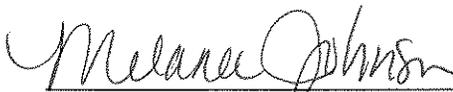
Section 3. Recording and Authentication. Immediately upon its passage, the Ordinance shall be recorded in the Town of Stratton Book of Ordinances kept for the purpose, authenticated by the signatures of the Mayor and attestation of the Clerk, and shall be published as required by law.

Adopted and Approved this 14th day of January, 2026.


Matt Brachtenbach, Mayor



Attest:


Melanee Johnson, Town Clerk