

ORDINANCE NO.

21-07  
Series of 2021

**TITLE: AN ORDINANCE AMENDING CHAPTER 13, ARTICLE 4  
OF THE HUDSON MUNICIPAL CODE RELATING TO THE  
TIME OF RAW WATER DEDICATION**

BE IT ORDAINED BY THE TOWN COUNCIL FOR THE TOWN OF HUDSON,  
COLORADO, THAT:

Section 1. The following portions of Chapter 13, Article 4 of the Hudson Municipal Code are amended to read as follows:

ARTICLE 4 – Water Rights Dedication at Time of Development

...

Sec. 13-63. – Basic dedication requirement.

(a) No land shall be developed within the town, and no water service shall be extended by the town to such land, until the town has received, by a good and sufficient conveyance, dedication, grant, assignment or decree, the perpetual right to use water sufficient to serve the anticipated use of the land being developed. The amount of water to be dedicated to the town may be identified in an agreement between the town and the owner of the land at the time of annexation. Dedication of such water shall be required prior to recording an approved final plat for such land, recording an approved site plan for such land, or issuance of a building permit for construction on such land, whichever first occurs. Nothing in this Section 13-63 shall preclude a property owner annexing property into the town to seek to dedicate water as part of the annexation of property into the town.

...

Sec. 13-64. – Exceptions to basic dedication requirements.

...

(c) For land for which the water dedication requirement is less than five (5) acre-feet, the town may accept a cash-in-lieu payment to be established by the council, which amount may be adjusted from time to time within the discretion of the council.

...

Section 2. Safety Clause. The Town Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the Town of Hudson, that it

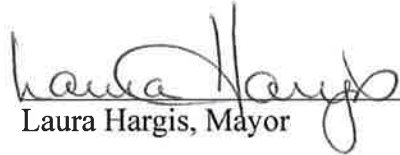
is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 3. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 4. Effective Date. This Ordinance shall become effective ten (10) days after final publication by title only.

INTRODUCED, READ BY TITLE, AND ADOPTED ON FIRST READING this 21<sup>st</sup> day of April, 2021.

TOWN OF HUDSON, COLORADO

  
Laura Hargis, Mayor

ATTEST:

  
Charity Campfield, CMC, Town Clerk

PASSED by a vote of 7 for and 0 against AND ORDERED PUBLISHED BY TITLE ONLY, with a complete copy available for public inspection and acquisition in the office of the town clerk this 5 day of May, 2021.

TOWN OF HUDSON, COLORADO


  
Laura Hargis, Mayor

ATTEST:

  
Charity Campfield, Town Clerk



APPROVED AS TO FORM:

  
Corey Y. Hoffmann, Town Attorney