AN ORDINANCE PROHIBITING THE USE OF GRAYWATER AND THE INSTALLATION OF GRAYWATER TREATMENT WORKS WITHIN THE [CITY/TOWN] OF [CITY/TOWN NAME][[1]](#footnote-1)

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); and

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;

BE IT ORDAINED BY THE [CITY COUNCIL/BOARD OF TRUSTEES] OF [CITY/TOWN NAME], COLORADO, AS FOLLOWS:

**SECTION 1. Findings.** 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. This ordinance is enacted pursuant to C.R.S. § 31-15-601(1)(m)(I) [if applicable: and the city/town’s home rule charter]. The [city manager/town administrator/town clerk] will send notice of this ordinance to the Division of Administration, Department of Public Health and Environment pursuant to C.R.S. § 31-15-601(1)(m)(I)(B)

**SECTION 2. Prohibition.** Except for any systems permitted before the effective date of this ordinance, the installation of graywater treatment works and the use of graywater are prohibited within the [City/Town] of [City/Town Name].

**SECTION 3. Repealer.** All ordinances and resolutions or portions thereof inconsistent or conflicting with this ordinance or any portion hereof, are hereby repealed to the extent of such inconsistency.

**SECTION 4. Effective Date.** This ordinance shall be effective December 31, 2025.

1. This model ordinance is intended to assist municipalities with the shift from statewide prohibition to statewide permission of graywater use and treatment established by HB24-1362. Please contact CML for examples of municipal ordinances establishing codes for graywater use and treatment, partial authorization for specific uses, or authorization for the construction of treatment works in existing buildings. **This model ordinance is not legal advice. Consultation with your city or town attorney, water and wastewater providers, and building officials is advised.**  [↑](#footnote-ref-1)