

TOWN OF PIERCE, COLORADO

RESOLUTION NO. 2022-01

**A RESOLUTION OF THE TOWN OF PIERCE
BOARD OF TRUSTEES IMPOSING A TEMPORARY MORATORIUM
ON THE SALE OF NEW WATER TAPS WITHIN THE TOWN OF PIERCE**

WHEREAS, the Board of Trustees of the Town of Pierce (the “Town”), pursuant to Colorado statute and the Town of Pierce Municipal Code, is vested with the authority of administering the affairs of the Town; and

WHEREAS, the Water Department of the Town operates the management, maintenance, care and operation of the water works of the Town, with current and anticipated future users; and

WHEREAS, the Town Board of Trustees has become concerned with the status of the supply and potential demand on the Town’s water works and water supply, and the ability to serve its customers, due in large part to the North Weld County Water District’s moratorium on new plant investment taps through May 31, 2022; and

WHEREAS, in the absence of a moratorium, the acceptance and processing of applications for new water taps within the Town will erode the overall operation of the Town’s water system; and

WHEREAS, the Town needs sufficient time to properly evaluate the supply and demand on the Town’s water works in conjunction with anticipated future additional users on consultation with the Water Department and other Town Staff; and

WHEREAS, the Board of Trustees finds that a delay in selling water taps on the Town’s water system, said delay being temporary, for a finite and short period of time, unless sooner repealed, is necessary for the immediate preservation of the public health, safety and welfare of residents of the Town of Pierce; and

WHEREAS, the Board of Trustees has determined that the Town may, in its discretion give consideration for development of the following parcels, which have already approached the Town about possible water taps prior to enactment of this moratorium: (1) Parcel No. 055326210001; (2) Parcel No. 055326200011; and (3) Parcel No. 055326213002.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PIERCE, COLORADO, AS FOLLOWS:

Section 1: There is hereby established a temporary moratorium on the sale of water taps within the Town of Pierce, effective until May 31, 2022. The Town may, in its discretion give consideration for development of the following parcels, which have already approached the Town

about possible water taps prior to enactment of this moratorium: (1) Parcel No 055326210001; (2) Parcel No. 055326200011; and (3) Parcel No. 055326213002.

Section 2: If any article, section, paragraph, sentence, clause, or phrase of this Resolution 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 Resolution. The Board of Trustees hereby declares that it would have passed this Resolution and each part of parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 3: Existing resolutions or parts of resolutions covering the same matters embraced in this Resolution are hereby repealed and all resolutions or parts of resolutions inconsistent with the provisions of this Resolution are hereby repealed.

PASSED, ADOPTED AND APPROVED this 10th day of January, 2022.

TOWN OF PIERCE

By: _____
Nansi Crom, Mayor

ATTEST:

By _____
Kristina Duran, Town Clerk