



34 § 25-9-412 Reclaimed Water Connection Requirements.

- 35 (A) A small development project with a property boundary located within  
36 250 feet in horizontal distance of a reclaimed water line, measured based  
37 on the closest practicable access route, shall connect to a reclaimed water  
38 line and use reclaimed water for irrigation, cooling, toilet flushing, and  
39 other significant non-potable water uses identified in the water balance  
40 calculator.
- 41 (B) A large development project with a property boundary located within  
42 500 feet in horizontal distance of a reclaimed water line, measured based  
43 on the closest practicable access route, shall connect to a reclaimed water  
44 line and use reclaimed water for irrigation, cooling, toilet flushing and  
45 other significant non-potable water uses identified in the water balance  
46 calculator.
- 47 (C) The director may grant a variance for the requirements of this section for  
48 [÷
- 49 (1) small development projects if site conditions are such that  
50 compliance would represent a significant financial hardship [~~or~~  
51 ~~health risk~~] to the applicant. [~~or the public;~~
- 52 (2) ~~large development projects if site conditions are such that compliance~~  
53 ~~would represent a health risk to the applicant or the public; or~~
- 54 (3) ~~municipal uses associated with law enforcement or public health and~~  
55 ~~safety.]~~
- 56 (D) The director shall grant a variance for the requirements of this section for  
57 a large development with a multifamily component that is more than 250  
58 feet from and within 500 feet of a reclaimed water line until April 1,  
59 2024.
- 60 (E) A qualifying development is not required to connect to a reclaimed water  
61 line or use reclaimed water if the development is:
- 62 (1) approved for Low Income Housing Tax Credits for affordable housing  
63 as verified by the director of the Housing Department; or
- 64 (2) a qualifying development that is certified under Section 25-1-724  
65 (Certification) and participating in the Affordability Unlocked Bonus  
66 Program.

67 **PART 5.** City Code Section 25-9-414 (*Onsite Water Reuse System*  
68 *Requirement*) is amended to read:

69 **§ 25-9-414 Onsite Water Reuse System Requirement.**

70 (A) Except as provided in Subsection (B), an [An] onsite water reuse system  
71 is required for a large development project for which a site plan  
72 application is submitted under Chapter 25-5 (*Site Plans*) as specified in  
73 Chapter 15-13 (*Regulation of Onsite Water Reuse Systems*).

74 (B) A qualifying development is not required to have an onsite water reuse  
75 system if the development is:

76 (1) approved for Low Income Housing Tax Credits for affordable housing  
77 as verified by the director of the Housing Department; or

78 (2) a qualifying development that is certified under Section 25-1-724  
79 (*Certification*) and participating in the Affordability Unlocked Bonus  
80 Program.

81 **PART 6.** Subsection (15) of City Code Section 25-9-32 (*Definitions*) is amended to  
82 read:

83 (15) WATER TRANSMISSION MAIN means a potable water main generally  
84 considered to be 24-inches in diameter or larger and to which direct  
85 connections for retail service to a property are not allowed, unless an  
86 exception is approved by the Director.

87 **PART 7.** This ordinance takes effect on \_\_\_\_\_, 2024.

88 **PASSED AND APPROVED**

89 §  
90 §  
91 \_\_\_\_\_, 2024 § \_\_\_\_\_

92 Kirk Watson  
93 Mayor

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96 **APPROVED:** \_\_\_\_\_  
97 Anne L. Morgan  
98 City Attorney

96 **ATTEST:** \_\_\_\_\_  
97 Myrna Rios  
98 City Clerk

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