

33 **PART 4.** City Code Section 25-9-412 (*Reclaimed Water Connection*
34 *Requirements*) is amended to read:

35 **25-9-412 Reclaimed Water Connection Requirements.**

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

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

67 **§ 25-9-414 Onsite Water Reuse System Requirement.**

- 68 (A) Except as provided in Subsection (B), an [~~A~~] onsite water reuse system
69 is required for a large development project for which a site plan
70 application is submitted under Chapter 25-5 (*Site Plans*) as specified in
71 Chapter 15-13 (*Regulation of Onsite Water Reuse Systems*).
- 72 (B) A development is not required to have an onsite water reuse system
73 when:
- 74 (1) the director of the Housing Department certifies the development is
75 participating in the City’s Affordability Unlocked Bonus Program or
76 the Low-Income Housing Tax Credit Program; or
- 77 (2) the director approves a fee in lieu of providing an onsite water reuse
78 system under Subsection (C).
- 79 (C) Fee In Lieu of Providing Onsite Water Reuse System
- 80 (1) The director may approve the payment of a fee in lieu of providing an
81 onsite water reuse system if:
- 82 (a) the applicant submits a written request in a manner prescribed
83 by the director at the time of site plan submittal;
- 84 (b) the director determines that the qualifying multi-family building
85 is more than 500 feet from the centralized reclaimed system;
86 and
- 87 (c) the applicant installs separate distribution plumbing to all non-
88 potable fixtures within the project for a future centralized
89 connection in accordance with the Utilities Criteria Manual
90 before issuance of a certificate of occupancy.
- 91 (2) The amount of the fee in lieu shall be established by separate
92 ordinance.
- 93 (3) For a site plan application filed on or after April 1, 2024, the fee in
94 lieu shall be calculated using the rate set forth in the fee schedule in
95 effect at the time the site plan application was filed.

