

## HOUSE BILL NO. HB0063

Subdivisions-water study.

Sponsored by: Representative(s) Madden

A BILL

for

1 AN ACT relating to subdivisions; providing for submission  
 2 of report of study results involving water rights and plans  
 3 for resolution of water rights conflicts as specified; and  
 4 providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 18-5-306(a)(vi)(B)(intro), (III),  
 9 (IV), (C)(intro), (IV) and (V) is amended to read:

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11 **18-5-306. Minimum requirements for subdivision**  
 12 **permits.**

13

14 (a) The board shall require, and with respect to  
 15 paragraph (xii) of this subsection may require, the  
 16 following information to be submitted with each application  
 17 for a subdivision permit, provided the board may by rule

1 exempt from any of the following requirements of this  
2 subsection or subsection (c) of this section and may exempt  
3 from paragraph (xii) of this subsection the subdivision of  
4 one (1) or more units of land into not more than a total of  
5 five (5) units of land:

6

7           (vi) A study evaluating the water supply system  
8 proposed for the subdivision and the adequacy and safety of  
9 the system. The study shall, at a minimum, include the  
10 following:

11

12           (B) For all water supply systems except  
13 individual on-lot wells, a report submitted by the  
14 subdivider of study results demonstrating the adequacy and  
15 safety of the proposed water supply system. The report  
16 shall address, at a minimum, the following issues:

17

18           (III) List of all surface and  
19 groundwater rights which will be used or which ~~may~~will be  
20 affected, including state engineer application and permit  
21 numbers and description of expected effects identified by  
22 the study;

23

1 (IV) Plans for the mitigation  
2 resolution of water right conflicts ~~resulting~~ which will  
3 result from the use of water within the proposed  
4 subdivision, as identified by the study, unless such  
5 conflicts are subsequently deemed not to exist by a more  
6 thorough engineering analysis to the satisfaction of the  
7 board;

8  
9 (C) Where individual on-lot wells are  
10 proposed as the water supply system, a report submitted by  
11 the subdivider of study results demonstrating the safety  
12 and adequacy of the water supply system shall address, at a  
13 minimum, the following:

14  
15 (IV) List of all surface and  
16 groundwater rights which will be used or which ~~may~~ will be  
17 affected, including state engineer application and permit  
18 numbers, and description of expected effects identified by  
19 the study; and

20  
21 (V) Plans for the mitigation  
22 resolution of water right conflicts ~~resulting~~ which will  
23 result from the use of water within the proposed  
24 subdivision, as identified by the study, unless such

1 conflicts are subsequently deemed not to exist by a more  
2 thorough engineering analysis to the satisfaction of the  
3 board.

4

5 **Section 2.** This act is effective July 1, 2011.

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(END)