

HOUSE BILL NO. HB0063

Subdivisions-water study.

Sponsored by: Representative(s) Madden and Senator(s)
Bebout and Case

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.

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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)(intro), (B)(III),
9 (IV), (C)(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

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

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

12

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

18

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

24

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

6
7 (C) Where individual on-lot wells are
8 proposed as the water supply system, a report submitted by
9 the subdivider demonstrating the safety and adequacy of the
10 water supply system shall address, at a minimum, the
11 following:

12
13 (IV) List of all surface and
14 groundwater rights which will be used or which ~~may~~ will be
15 affected, including state engineer application and permit
16 numbers, and description of expected effects identified by
17 the study; and

18
19 (V) Plans for the mitigation of water
20 right conflicts ~~resulting~~ which will result from the use of
21 water within the proposed subdivision, as identified by the
22 study, unless such conflicts are deemed not to exist to the
23 satisfaction of the board.

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

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(END)