

CHAPTER 373

GOVERNMENT - LOCAL

SENATE BILL 10-181

BY SENATOR(S) Kester, Schwartz, Whitehead;
also REPRESENTATIVE(S) McKinley, Kerr J., Labuda, Nikkel, Pace, Soper.

AN ACT

CONCERNING THE AUTHORITY OF A MUNICIPALITY IN THE STATE TO LEASE LANDS OWNED BY THE MUNICIPALITY.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 31-35-101 (1) (e), Colorado Revised Statutes, is amended to read:

31-35-101. Powers - canals - water rights - diversion - ratification of prior rights. (1) Any municipality in this state, for the purpose of supplying said municipality and the inhabitants thereof with water, has the power under this part 1:

(e) To purchase and hold the lands with which said water right is connected when deemed necessary and proper by the governing body, whether the same are within or beyond the municipal limits, or to LEASE OR sell such lands when deemed advisable by said governing body.

SECTION 2. Act subject to petition - effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part shall not take effect unless approved by the people at the general election to be held in November 2010 and shall take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 7, 2010

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

