

**TOWN OF PAONIA, COLORADO  
RESOLUTION NO. 19-2025**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PAONIA, COLORADO, IMPLEMENTING STAGE ONE (1) WATER RESTRICTIONS DURING CRITICAL INFRASTRUCTURE MAINTENANCE FOR THE PROTECTION OF PUBLIC HEALTH, SAFETY AND WELFARE**

**WHEREAS**, the Town of Paonia ("The Town") may limit or prohibit the use by a user of Town-supplied water if it is necessary for the health, safety, and welfare of the public, including restricting the amount of water during water shortage emergencies pursuant to Paonia Municipal Code (P.M.C.) §13-1-80 (g); and

**WHEREAS**, the Town is involved in major improvements to its water infrastructure and will take the two-million (2,000,000) gallon finished water tank offline for major renovations, and replace it during renovations with a smaller seven-hundred and twenty-five thousand (725,000) gallon tank; and

**WHEREAS**, the average peak demand water consumption for the Town of Paonia and its twenty-four consecutive systems is two-hundred and fifty thousand (250,000) gallons of water a day, and the reduction in water tank capacity places a burden on the water treatment plant that needs to be mitigated through water conservation; and

**WHEREAS**, the Town of Paonia abides by priority of water uses in Colorado State Water Law, wherein the highest priority use is in-house residential uses, then industrial uses, then agricultural uses, then recreational uses; and

**WHEREAS**, if there is insufficient water to serve users within and without the corporate limits, the Town may reduce, curtail or ban watering lawns and other vegetation; and

**WHEREAS**, the Town of Paonia has one thousand four hundred and sixty-eight (1,468) services for customers both in Town and out of Town services, including twenty-four (24) consecutive systems, and one hundred (100) bulk water customers which includes commercial cistern filling operations; and

**WHEREAS**, it is necessary to place restrictions upon the use of water for in-house residential uses, industrial uses, agricultural uses and recreational uses during the timeframe in which the water storage tanks are being constructed and rehabilitated to ensure adequate water resources are available throughout the rehabilitation of the water tank to serve the population that relies upon this commodity; and

**WHEREAS**, multiple processes were considered, but ultimately, the Board of Trustees is taking the recommendation of Public Works Staff on the most straightforward way to implement water restrictions and the most readily enforceable since both in town and out of town services are considered.



**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PAONIA, COLORADO, THAT:**

**Section 1.** The foregoing recitals are incorporated herein as if set forth in full.

**Section 2.** The Board of Trustees of the Town of Paonia, Colorado, hereby imposes the following restrictions on water usage for all water users both within and outside of the Paonia municipal corporate boundaries, to continue to ensure water conservation during the Water Storage Tank Relining and Rehabilitation Project.

**Section 3.** The water restrictions also apply to the following consecutive water systems:

Apple Blossom Estates	Jumbo Mountain Water Company
Burgess Water Company	Lamborn Drive Water Association
Cedar Hill Water Company	Lamborn Mesa Water
Chapin Pipeline Association	Minnesota Domestic Pipeline
Creekside Domestic Water Association	North Fork Trailer Park
Eastgate Waterline	Rusty Pipe Association
Foothills Water Company	Shaft Water Company
German Creek West Water Association	South Lamborn Mesa Water
German Mesa Waterline	Stewart Mesa Waterline
Hammond Pipeline	West Paonia Domestic Water
Hawks Haven Drive	Western Extension Domestic
Hidden Valley HOA	Whistling Acres/Minnesota Creek

**Section 4.** All water users may water lawns and other vegetation on a restricted schedule as follows: Addresses ending in an even number may irrigate only on even numbered calendar days, and addresses ending in an odd number may irrigate only on odd numbered calendar days. There shall be no irrigation allowed on the 31<sup>st</sup> day of each month during the duration of the Stage One (1) Restrictions.

**For Example:**

*Street Address*

616 3<sup>rd</sup> St.

713 3<sup>rd</sup> St.

*Dates for Watering in August*

2,4,6,8,10,12,14,16,18,20,22,24,26,28,30

1,3,5,7,9,11,13,15,17,19,21,23,25,27,29

**Section 5.** These restrictions will be active beginning on August 1, 2025, and remain through the duration of the rehabilitation of the water tank, or until otherwise rescinded by a Resolution of the Board of Trustees.

**Section 6.** Both users within and without the corporate limits serviced by irrigation ditch companies may still operate according to each user's agreement with their respective ditch companies.



**Section 7.**

Any person that violates or fails to comply with any provision of this resolution, by doing any act prohibited or declared to be unlawful thereby shall be guilty of an offense, and upon conviction, shall be punished by fine not to exceed two hundred and fifty dollars (\$250.00). In addition, such person shall pay all costs and expenses in the case, including attorney fees. Each day such violation continues shall constitute a separate offense. The Town shall follow the procedures listed in P.M.C. §13-1-80 System Prohibitions for shutting off water to the property of any person that violates or fails to comply with any provision of this resolution.

**PASSED AND ADOPTED** this 22<sup>nd</sup> day of July, 2025.

Paige Smith  
Paige Smith, Mayor

Kathy Swartz  
Kathy Swartz, Mayor Pro-Tempore

Rick Stelter  
Rick Stelter, Trustee

Lucy Hunter  
Lucy Hunter, Trustee

ABSENT  
John Valentine, Trustee

Walter Czech  
Walter Czech, Trustee

Mike Heck  
Mike Heck, Trustee

ATTEST:

Samira M. Vetter  
Samira M. Vetter, Town Clerk



Approved as to form and contents:

Clayton Buchner, Town Attorney