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Colorado Secretary of State

S-WARD 2:25P.M.

Amended Version
#123

Be it enacted by the People of the State of Colorado:

ARTICLE XXX
Local Regulation of Oil and Gas Development

SECTION 1. DECLARATION. THE PEOPLE OF THE STATE OF COLORADO FIND AND DECLARE THAT RESPONSIBLE OIL AND GAS DEVELOPMENT IS CRITICAL TO THE STATE ECONOMY, NECESSARY TO ESTABLISH ENERGY INDEPENDENCE, AND THEREFORE A MATTER OF STATEWIDE CONCERN.

SECTION 2. LOCAL REGULATION OF OIL AND GAS DEVELOPMENT – NO MORE RESTRICTIVE. ~~THE PEOPLE OF THE STATE OF COLORADO FIND AND DECLARE THAT RESPONSIBLE OIL AND GAS DEVELOPMENT IS CRITICAL TO THE STATE ECONOMY AND NECESSARY TO ESTABLISH ENERGY INDEPENDENCE; THAT REGULATION OF OIL AND GAS DEVELOPMENT IS A MATTER OF STATEWIDE CONCERN; AND THAT CITIES, TOWNS AND COUNTIES ARE ENTITLED TO REGULATE LAND USE AND PLANNING WITHIN THEIR JURISDICTION, AND SO AS TO PROVIDE ORDERLY USE OF LAND AND PROTECTION OF THE ENVIRONMENT IN A MANNER CONSISTENT WITH CONSTITUTIONAL RIGHTS, CITIES, TOWNS AND COUNTIES MUNICIPALITIES, COUNTIES, AND CITIES AND COUNTIES SHALL BE PERMITTED TO~~ **MAY** ENACT AND ENFORCE LOCAL LAWS, REGULATIONS, ORDINANCES, OR CHARTER PROVISIONS REGULATING OIL AND GAS DEVELOPMENT OR OPERATIONS, ~~INCLUDING BUT NOT LIMITED TO ZONING AND SETBACKS,~~ THAT ARE NO MORE RESTRICTIVE **THAN AND DO NOT** OTHERWISE EXCEED OR CONFLICT WITH REGULATIONS ADOPTED BY THE COLORADO OIL AND GAS CONSERVATION COMMISSION OR ANY EXECUTIVE DEPARTMENT OF THE STATE, OR STATE LAWS ENACTED BY THE COLORADO GENERAL ASSEMBLY, EXCEPT THAT MUNICIPALITIES, COUNTIES, AND CITIES AND COUNTIES ~~SHALL BE PERMITTED TO~~ **MAY** ASSESS AN OIL AND GAS IMPACT FEE TO MITIGATE THE DIRECT COSTS ASSOCIATED WITH OIL AND GAS DEVELOPMENT AND OPERATIONS WITHIN THEIR JURISDICTIONAL BOUNDARIES.