1	ORDINANCE O-2021-		
2	A BILL FOR AN ORDINANCE AUTHORIZING A TEMPORARY MINING WATER		
3	SUPPLY AGREEMENT BETWEEN THE CITY OF LONGMONT, ACTING BY AND		
4	THROUGH ITS WATER UTILITY ENTERPRISE, GOLDEN FARM, LLLP, AND		
5	AGGREGATE INDUSTRIES-WCR, INC. FOR THE IRWIN-THOMAS RECLAMATION		
6	PROJECT		
7			
8	THE COUNCIL OF THE CITY OF LONGMONT, COLORADO, ORDAINS:		
9	Section 1		
10	The City Council finds:		
11	A. That the City, a home rule municipality, duly organized and existing as a home-rule		
12	city under Article XX of the State of Colorado Constitution, by and through its water		
13	utility enterprise, is authorized pursuant to sections 1.2, 1.3, and 11.1 of Longmont'		
14	Home Rule Charter and section 31-15-101, et. seq., C.R.S., as amended, to acquire		
15	hold, lease, and dispose of real and personal property, including water and water rights.		
16	B. That Golden Farm, LLLP ("Golden") and Aggregate Industries-WCR, Inc.		
17	("Aggregate") are parties to a certain mining lease ("Mining Lease"), whereby		
18	Aggregate holds rights to mine sand, gravel, and other resources on the mining property		
19	("Property"), and that pursuant to the Mining Lease, Golden shall supply water for		
20	Aggregate's mining operations.		
21	C. That the City owns water, water rights, or water credits in the St. Vrain Creek basin		
22	that are fully consumable.		

	D. That Golden and Aggregate require a supply of fully consumable water for use		
	associated with mining operations pursuant to a substitute water supply plan.		
	E. That the City, Golden, and Aggregate desire to enter into a Temporary Water Supply		
	Agreement for the Irwin-Thomas Project ("Agreement") to provide fully-consumable		
	water to be supplied by the City for uses associated with mining operations pursuant to		
	a substitute water supply plan and any other necessary approvals that may be required		
	by the Agreement.		
	Section 2		
The Mayor, acting on behalf of the City, is hereby authorized to execute and deliver the			
Agreement, in substantially the form now before the City Council.			
Section 3			
To the extent only that they conflict with this ordinance, the Council repeals any conflicting			
ordinances or parts of ordinances. The provisions of this ordinance are severable, and invalidity of			
	any part shall not affect the validity or effectiveness of the rest of this ordinance.		
	Introduced this day of, 2021.		
	Passed and adopted this day of, 2021.		
	MAYOR		
	ATTEST:		
	CITY CLERK		

1 2	APPROVED AS TO FORM:	
3		
4		
5	CITY ATTORNEY	DATE
6		
7		
8		
9	PROOFREAD	DATE
10		
11		
12	APPROVED AS TO FORM AND SUBSTANCE:	
13		
14		
15		DATE
16	ORIGINATING DEPARTMENT	DATE
17 18	CA File: 10535	