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Issue of the Week: Local 1041 Powers

March 24, 2023

What is the issue?

Cities across Colorado now have the ability, thanks to [State Statute 1041](#), to add a layer of regulation and approval to projects that have a “statewide interest.” Your Fort Collins City Council has taken several steps to enact these demands on projects, deemed 1041 powers.

Why is it important?

Implementing 1041 powers will subject water and sanitary sewer providers, including the City Water Utility, to heightened regulatory and approval oversight that will add time, cost, and complexity to a critical service. The Fort Collins City Council, in its effort to adopt these powers, has narrowed their purview to activities that encompass domestic water, wastewater, and transportation. Think pipelines, treatment plants, storage, and highways.

How does it affect business?

Adopting these powers will imperil the ability of water districts and others to serve residents and businesses within Fort Collins and surrounding communities. Effectively, the City is proposing to extend its functional jurisdiction beyond its established boundary.

Action: Request that City Council not pursue local 1041 powers and instead pursue Intergovernmental Agreements (IGAs) with major providers that allows the City to be a partner, not an impediment, to a successful project.

Learn More: https://fortcollinschamber.com/advocacy_resources/1041-regulations-overview/

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