RESOLUTION No. 2015-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRASS VALLEY APPROVING THE MANDATORY WATER CONSERVATION REGULATION

WHEREAS, on January 17, 2014, Governor Brown declared a state of emergency due to the current drought conditions in the State of California and called on all California residents to reduce water use by at least 20%; and

WHEREAS, on April 25, 2014, Governor Brown issued an executive order which required the State Water Resources Control Board to adopt emergency conservation regulations; and

WHEREAS, on July 15, 2014, the State Water Resources Control Board adopted emergency conservation regulations pursuant to Water Code section 1058.5 which take effect July 28, 2014. The regulations address the severe impacts on California's water supplies and its ability to meet all water demands in the State due to the current drought, to ensure that water suppliers limit outdoor irrigation and wasteful water practices; and

WHEREAS, on August 26, 2014, City Council adopted Resolution No. 2014-14 implementing mandatory water conservation as required by the State of California; and

WHEREAS, on March 27, 2015, SWRCB submitted an emergency readoption action to keep in effect the three emergency regulations, and to further amend two of the emergency regulations, in title 23 of the California Cade of Regulations pertaining to drought emergency water conservation; and

WHEREAS, in accordance with Water Code Section 350, the City as the governing body of public water supply may declare a water shortage emergency condition to prevail within the area served.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Grass Valley as follows:

1. That the foregoing statements are true and correct.
2. That to promote water conservation, each of the following actions is prohibited, except where necessary to address an immediate health and safety need or to comply with a term or condition in a permit issued by a state or federal agency:
    (a) The application of potable water to outdoor landscapes in a manner that causes runoff such that water flows onto adjacent property, non-irrigated areas, private and public walkways, roadways, parking lots, or structures;
    (b) The use of a hose that dispenses potable water to wash a motor vehicle, except where the hose is fitted with a shut-off nozzle or device attached to it that causes it to cease dispensing water immediately when not in use;
    (c) The application of potable water to driveways and sidewalks; and
    (d) The use of potable water in a fountain or other decorative water feature, except where the water is part of a recirculating system; and
    (e) The application of potable water to outdoor landscapes during and within 48 hours after measurable rainfall; and
    (f) The serving; of drinking water other than upon request in eating or drinking establishments, including but not limited to restaurants hotels cafes cafeterias bars or other public places where food or drink are served and/or purchased.

3. To promote water conservation operators of hotels and motels shall provide guests with the option of choosing not to have towels and linens laundered daily. The hotel or motel shall prominently display notice of this option in each guestroom using clear and easily understood language.

4. That outdoor irrigation of ornamental landscapes or turf with potable water to City customers shall be limited to two days per week.

5. That to encourage water conservation, each of the following actions are recommended, except where necessary to address an immediate health and safety need or to comply with a term or condition in a permit issued by a state or federal agency:

   (a) Repair of City's Water System leaks shall be a high priority.
   (b) Residential, garden, and landscape irrigation shall be prohibited during the hottest portion of the day (10:00 a.m. to 6:00 p.m.).
   (c) Encourage commercial, industrial, institutional properties, schools, and other local agencies to reduce water usage by 25 percent on all public grounds.

6. That any violation of this resolution is an infraction, punishable by a fine of up to five hundred dollars ($500) for each day in which the violation occurs in addition to any other applicable civil or criminal penalties.

7. The City Manager or his or her appointed designee is hereby authorized and empowered to enforce the provisions of this Resolution in addition to other applicable sections of the City's Municipal Code to promote water conservation.

8. That this Resolution shall remain in effect for 270 days after adoption, or for as long as the State Water Resources Control Board's emergency regulations remain in effect.

ADOPTED as a Resolution by the City Council of the City of Grass Valley at a regular meeting thereof held on the 14th day of April, 2015, by the following vote:

AYES: Council Members Aguilar, Arbuckle, Levine, Swarthout + Mayor Fouyer

NOES: NONE

ABSTAINS: NONE

ABSENT: NONE

By: _____
Jason Fouyer, Mayor

Attest
By: _____
Kristi K. Bashor, City Clerk

Approved as to Form

By: _____ 4/14/15
Michael G. Colantuono, City Attorney