

ORDINANCE NO. 16-01

**AN ORDINANCE OF THE BOARD OF DIRECTORS
OF LA HABRA HEIGHTS COUNTY WATER DISTRICT ("DISTRICT")
REVISING ORDINANCE NO. 15-01
AS IT PERTAINS TO WATER CONSERVATION MEASURES**

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE LA HABRA HEIGHTS COUNTY WATER DISTRICT as follows:

1. Purpose. This Ordinance revises ordinance no. 15-01, passed by this Board concerning water conservation on June 9, 2015. The District Board of Directors wishes to revise water conservation rules pursuant to the State Water Resources Control Board Resolution No. 2016-0520-01, which revises Article 22.5, sections 863, 864, 864.5, 865, and 866.

2. Adoption of Revised Water Conservation Measures. Ordinance no. 15-01 is hereby revised and re-adopted to read in its entirety as follows:

"TITLE 1. WATER CONSERVATION

PART 1. GENERAL

- 1.101** (a) The State Water Resources Control Board has found as follows:
- (1) On January 17, 2014, the Governor issued a proclamation of a state of emergency under the California Emergency Services Act based on drought conditions;
 - (2) On April 25, 2014, the Governor issued a proclamation of a continued state of emergency under the California Emergency Services Act based on continued drought conditions;
 - (3) On April 1, 2015, the Governor issued an Executive Order that, in part, directs the State Board to impose restrictions on water suppliers to achieve a statewide 25 percent reduction in potable urban usage through February, 2016; require commercial, industrial, and institutional users to implement water efficiency measures; prohibit irrigation with potable water of ornamental turf in public street medians; and prohibit irrigation with potable water outside newly constructed homes and buildings that is not delivered by drip or microspray systems;
 - (4) The drought conditions that formed the basis of the Governor's emergency proclamations continue to exist;
 - (5) On May 9, 2016, the Governor issued an Executive Order that directs the State Water Resources Control Board to adjust and extend its emergency water conservation regulations through the end of January 2017 in recognition of the differing water supply conditions for many communities;
 - (6) The present year is critically dry and has been immediately preceded by two or more consecutive below normal, dry, or critically dry years; and

(7) The drought conditions will likely continue for the foreseeable future and additional action by both the State Water Resources Control Board and local water suppliers will likely be necessary to further promote conservation.

1.102

REQUIREMENTS FOR ALL END-USERS IN PROMOTION OF WATER CONSERVATION

(a) To promote water conservation, and to comply with Article 22.5, Section 864, 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:

(1) 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;

(2) 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;

(3) The application of potable water to driveways and sidewalks; and

(4) The use of potable water in a fountain or other decorative water feature, except where the water is part of a recirculating system.

(5) The application of potable water to outdoor landscapes during and within 48 hours after measurable rainfall;

(6) 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;

(7) The irrigation with potable water of ornamental turf on public street medians; and

(8) The irrigation with potable water of landscapes outside of newly constructed homes and buildings in a manner inconsistent with regulations or other requirements established by the California Building Standards Commission and the Department of Housing and Community Development.

(b) The taking of any action prohibited in subdivision (a) of this section, in addition to any other applicable civil or criminal penalties, is an infraction, punishable by a fine of up to five hundred dollars (\$500) for each day in which the violation occurs.

(c) In addition to the mandatory water conservation requirements set forth in subsection (a), above, and in an additional effort to conserve water, District encourages each customer to voluntarily decrease water use by 20% compared to each customer's water use in the year 2013.

PASSED, APPROVED AND ADOPTED on July 12, 2016.

AYES: Directors Cooke, McVicar, Perumean and Wilson

NOES: None

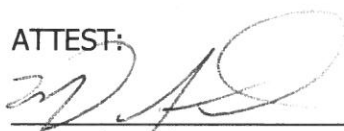
ABSTAIN: None

ABSENT: None



Mark Perumean, President
La Habra Heights County Water District

ATTEST:



Michael Gualtieri, Secretary
La Habra Heights County Water District

[SEAL]