Chapter 14.22

WATER CONSERVATION

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Section 14.22.010 Unreasonable uses of water.
(A) No person shall use or permit the use of water for residential, commercial, industrial, agricultural, or any other purpose, contrary to any provision of this ordinance.
(B) No person shall waste water or use it unreasonably. Unreasonable use of water includes, but is not limited to, the following:
   (1) Allowing water to leave the Person’s property by drainage onto adjacent properties or public or private roadways or streets due to excessive irrigation and/or uncorrected leaks
   (2) Failing to timely repair a water leak;
   (3) Using water to wash down sidewalks, driveways, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate safety or sanitation hazards;
   (4) Watering outdoor landscaped areas on rainy days and two days thereafter;
   (5) Failing to adjust sprinklers and irrigation systems to eliminate overspray and avoid run-off into streets, sidewalks, parking lots, alleys or other paved surfaces;
   (6) Operating a water fountain or other decorative water feature that does not use re-circulated water;
   (7) Installing single pass cooling systems in buildings requesting new water service;
   (8) Installing non-re-circulating water systems in new commercial conveyor car wash and new commercial laundry systems; and
   (9) Failing to install operational re-circulating water systems for commercial conveyor car wash systems and commercial laundry systems. (Ord. 7136 § 4, 2011)

Section 14.22.020 Water Conservation Program.
(A) This Chapter establishes a Water Conservation Program which uses four stages to address conditions and needs. The Water Conservation Stage shall be set by City Council action. All normal water efficiency programs and water conservation regulations shall remain in force during any stage, unless the City Council directs otherwise.
(B) Stage One represents normal conditions; Stages Two, Three and Four represent potential and actual shortages. Stages Two, Three and Four may be triggered by a local or regional water supply shortage; production, treatment, transmission, or delivery infrastructure problems; limited or unavailable alternative water supplies are; or other circumstances.
(C) Stage One conservation measures are voluntary, and will be enforced through public outreach, education, and awareness measures by the City.
(D) Stages Two, Three, and Four conservation measures are mandatory, and violations
may be subject to criminal, civil, and administrative enforcement. (Ord. 7254 § 1, 2014; Ord. 7136 § 4, 2011)

Section 14.22.030 Stage One - Normal Water Supply.
(A) Stage One applies when the City can meet all of its water demands, but declares, by resolution, that it has determined that certain conservation methods are warranted to preserve existing water supply in the event that the City will be unable to meet future water demands.
(B) Upon declaration of Stage One by the City Council, the following water conservation measures shall apply:
   (1) Watering lawns and/or ground cover and irrigating landscaping is prohibited from 10:00 a.m. to 6:00 p.m. Pop-up spray-type sprinklers are limited to 15 minute total run-time. Impact and rotor sprinklers are limited to 30 minutes total run-time. Irrigation water cannot leave the landscaped area.
   (2) All open hoses shall be equipped with automatic, positive shut-off nozzles.
   (3) Washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment, is permitted at any time with a hand-held bucket or a hand-held hose equipped with an automatic, positive shut-off nozzle for quick rinses. Washing may be done at any time at a commercial car wash or commercial service station, or by a mobile car wash or on-site car wash using high pressure washing equipment. Washings necessary for the health, safety, and welfare of the public, such as garbage trucks or vehicles used for food and perishables, are exempt from this section.
   (4) Construction operations shall not use water unnecessarily. Newly installed landscaping at construction sites requiring watering are subject to (1) and (2) above. (Ord. 7254 § 1, 2014; Ord. 7136 § 4, 2011)

Section 14.22.040 Stage Two – Minimum Water Shortage.
(A) Stage Two applies when the City Council declares, by resolution, a reasonable probability exists that the City will not be able to meet all of its water demands, other regional or statewide conditions warrant implementation, or the State of California orders implementation.
(B) Upon declaration of Stage Two by the City Council, and the following measures shall apply:
   (1) Except as otherwise provided in this Section, all Stage One measures remain in effect.
   (2) Customers will be asked to reduce their monthly water consumption up to 15 percent.
   (3) Non-agricultural irrigation, including construction meter irrigation, is limited as follows:
      (a) Properties may be irrigated only between the hours of 6:00 p.m. to 10:00 a.m.
      (b) Properties may not be irrigated more than four (4) times per week.
      (c) All automatic irrigation timers shall be adjusted according to changing weather patterns and shall completely eliminate run-off.
      (d) Irrigation of landscaping is prohibited on any day of the week from 10:00 a.m. to 6:00 p.m.
      (e) All irrigation timers shall be adjusted to comply with the above.
      (f) Recycled water may be used to irrigate fruit trees, lawns and ground covers, and ornamental trees and shrubs at any time and on any day of the week.
   (4) All plumbing leaks, improperly adjusted sprinklers, or other water appurtenances requiring repair or adjustment shall be corrected to the satisfaction of the City within 72 hours of notification by the City. The City will attempt to contact customers by phone, mail or printed “door-hanger” notice. All customers shall ensure that the City has current
telephone contact information.

(5) Eating or drinking establishments, or other public places where food or drinks are sold, served, or offered for sale, may only provide drinking water upon specific request.

(6) Hotels, motels and other commercial lodging establishments shall provide customers the option of not having towels and linen laundered daily. Commercial lodging establishments shall prominently display notice of this option in each bathroom using clear and easily understood language.

(7) Construction operations receiving water from a construction meter or water truck shall not use water unnecessarily for any purpose, other than those required by regulatory agencies. Construction projects requiring watering for new landscaping materials shall adhere to the designated non-agricultural irrigation requirements set forth in listed above. (Ord. 7254 § 1, 2014; Ord. 7136 § 4, 2011)

Section 14.22.050 Stage Three - Moderate Water Shortage.

(A) Stage Three applies when the City Council declares, by resolution, that the City will not be able to meet all of the water demands of its Customers.

(B) Upon declaration of Stage Three by the City Council, the following measures shall apply:

(1) Except as otherwise provided in this Section, all Stage One and Two measures remain in effect.

(2) Water customers will be asked to reduce their monthly water consumption by 15 to 20 percent for the duration of Stage Three.

(3) Non-agricultural irrigation is limited as follows:
   (a) Properties may be irrigated only on between the hours of 8:00 p.m. to 8:00 a.m.
   (b) Properties may not be irrigated more than three (3) times per week.
   (c) Pop-up spray-type sprinklers shall be limited to a maximum 15 minute total run-time on the allowed days of irrigation. Impact and rotor sprinklers shall be limited to a maximum 30 minute total run-time on the allowed days of irrigation. All automatic irrigation timers shall be adjusted according to changing weather patterns and to completely eliminate run-off.
   (d) Irrigation is prohibited on Mondays and Fridays and on any day of the week from 8:00 a.m. to 8:00 p.m.

(4) Use of recycled water for irrigation is permitted on any day and at any time notwithstanding.

(5) Washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment is permitted only during the hours of 6:00 a.m. to 6:00 p.m. on Fridays, Saturdays, Sundays, and Mondays with a hand-held bucket or a hand-held hose equipped with an automatic, positive shut-off nozzle for quick rinses. Washing is permitted at any time on the immediate premises of a commercial car wash. Commercial car washes not using partially reclaimed or recycled water shall reduce their water use as determined by the City Council. Washings necessary for the health, safety, and welfare of the public, such as garbage trucks or vehicles used for food and perishables, are exempt from this section.

(6) The overfilling of swimming pools and spas is prohibited.

(7) The filling or refilling of ponds, streams, and artificial lakes is prohibited.

(8) The operation of any ornamental fountain or similar structure is prohibited.

(9) Construction projects requiring water from a construction meter or a water truck shall not use water unnecessarily for any purposes, other than those required by
regulatory agencies. Construction projects requiring water for new landscapes shall adhere to the designated days and times as set forth above. (Ord. 7254 § 1, 2014; Ord. 7136 § 4, 2011)

Section 14.22.060 Stage Four - Severe Water Shortage.

(A) Stage Four applies when the City Council declares, by resolution, that the City's ability to meet its water demands is seriously impaired.

(B) Upon declaration of Stage Four by the City Council, the following water conservation measures shall apply:

1. Except as otherwise provided in this Section, all Stage One, Two, and Three conservation measures shall be in full force and effect during Stage Four.

2. Water customers will reduce their monthly water consumption by twenty to fifty percent (20 – 50 %) for the duration of Water Conservation Stage Four.

3. Non-agricultural irrigation shall be limited to supporting minimal survival of trees and shrubs. Trees and shrubs may be irrigated, only during the following designated hours and designated days:
   (a) Properties with odd number street addresses, parks, and public right of ways may irrigate only on Saturdays between the hours of 8:00 p.m. and 8:00 a.m.
   (b) Properties with even number street addresses may irrigate only on Sundays between the hours of 8:00 p.m. and 8:00 a.m.
   (c) Irrigation is prohibited on Mondays, Tuesdays, Wednesdays, Thursdays, and Fridays and on any day of the week from 8:00 a.m. to 8:00 p.m.

4. Use of recycled water for irrigation is permitted on any day and at any time notwithstanding (3)(a) – (2)(e) above.

5. All outdoor watering and irrigation of lawns and similar ground covers is prohibited with the exception of plant materials determined by the General Manager to be rare, exceptionally valuable, or essential to the well being of the public or threatened or endangered animals.

6. Washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment is prohibited except at a commercial car wash. Commercial car washes shall only use wholly- or partially-recycled water for washing automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment. Washings necessary for the health, safety, and welfare of the public, such as garbage trucks or vehicles used for food and perishables, are exempt from this section.

7. Filling, refilling, or replenishing swimming pools, spas, ponds, streams, and artificial lakes is prohibited.

8. Operation of any ornamental fountain, pond, or similar structure is prohibited.

9. Use of water for cooling mists is prohibited.

10. Water used for commercial, manufacturing, or processing purposes shall be reduced as determined by the City Council. (Ord. 7136 § 4, 2011)

Section 14.22.070 Water Shortage Emergency.

(A) If the City Council has declared either Stage Three or Stage Four conservation, it may also, by resolution, declare a Water Shortage Emergency. A Water Shortage Emergency may be an immediate emergency, or a threatened future water shortage, or both; and

(B) Upon declaration of a Water Shortage Emergency:

1. No new construction meters will be issued.

2. No construction water may be used for earth work such as road construction purposes, dust control, compaction, or trench jetting.

3. No new building permit(s) shall be issued, except:
   (a) Projects found by the City Council to be necessary for public health,
(b) Projects using recycled water for construction.

(c) Projects which will not result in a net increase in non-recycled water use.

(d) Projects with adequate Conservation Offsets, if available. The City, in its sole discretion, may choose to make Conservation Offsets available. Conservation Offset costs shall be based on the cost of conserving the water elsewhere to provide the water needed for a project, the cost of providing an alternative water supply deemed acceptable by the City, or other measures as may be found in the City’s Water Use Efficiency Master Plan. Conservation Offset fees will be set forth in the Water Rules and Rate Schedules. (Ord. 7136 § 4, 2011)

Section 14.22.080 Enforcement and Severability.

(A) Any violation of this article shall be subject to enforcement by issuance of an administrative citation pursuant to Chapter 1.17 of this Code. Prior to issuance of an administrative citation, the City shall give one courtesy notice requesting voluntary correction of the violation. The City Manager, or his or her designee, may enter into a written agreement with a customer to resolve any violation provided that such agreement is consistent with the purpose and intent of this Chapter.

(B) If any phrase, section, sentence, or word of this Ordinance is held invalid by a court of competent jurisdiction, such invalidity shall not affect any other phrase, section, sentence, or word of the Ordinance that can be given effect without the invalid phrase, section, sentence, or word, and to this end each phrase, section, sentence, or word of this Ordinance is declared to be severable. (Ord. 7136 § 4, 2011)