

ORDINANCE NO. 2014-55

ORDINANCE OF THE HIDDEN VALLEY LAKE COMMUNITY SERVICES DISTRICT ESTABLISHING MANDATORY WATER CONSERVATION MEASURES

WHEREAS, California is experiencing one of the most severe droughts on record; and

WHEREAS, on January 17, 2014 Governor Edmund G. Brown Jr. declared a drought state of emergency due to severe drought conditions in California and, among other things, called on all Californians to reduce their water usage by twenty percent; and

WHEREAS, on April 25, 2014 Governor Edmund G. Brown Jr. issued an executive order to strengthen the state's ability to manage water and habitat effectively in drought conditions and called on all Californians to redouble their efforts to conserve water; and

WHEREAS, California Water Code section 1058.5 grants the State Water Resources Control Board the authority to adopt emergency regulations in certain drought years in order "to prevent the waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of water, to promote water recycling or water conservation, to require curtailment of diversions when water is not available under the diverter's priority of right, or in furtherance of any of the foregoing, to require reporting of diversion or use or the preparation of monitoring reports"; and

WHEREAS, on July 15, 2014 and pursuant to California Water Code section 1058.5 the State Water Resources Control Board adopted California Code of Regulations, title 23, sections 863, 864, and 865 to reduce urban water usage; and

WHEREAS, on July 28, 2014, California Code of Regulations, title 23, sections 863, 864, and 865 became effective upon approval by the California Office of Administrative Law and filing with the California Secretary of State's Office; and

WHEREAS, California Code of Regulations, title 23, section 865(e) requires each distributor of a public water supply, as defined in California Water Code section 350, that is not an urban water supplier, to take one or more of the following actions within thirty (30) days after the effective date of the emergency regulations:

- (1) Limit outdoor irrigation of ornamental landscapes or turf with potable water by the persons it serves to no more than two days per week; or
- (2) Implement another mandatory conservation measure or measures intended to achieve a comparable reduction in water consumption by the persons it serves relative to the amount consumed in 2013.

WHEREAS, Hidden Valley Lake Community Services District is not an urban water supplier, as defined by California Water Code section 10617, but is a distributor of a public water supply, as defined by California Water Code section 350, and is therefore subject to the requirements set forth in California Code of Regulation, title 23, section 865(e); and

WHEREAS, pursuant to California Water Code sections 31026 and 31027, Hidden Valley Lake Community Services District may restrict water use during any emergency caused by drought and may prescribe and define by ordinance the restrictions, prohibitions and exclusions.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of Hidden Valley Lake Community Services District that:

1. Outdoor irrigation of ornamental landscapes or turf with potable water shall be limited to no more than two days per week, with the following "irrigation day" restrictions:
 - a). All properties with even-numbered street addresses shall limit outdoor irrigation of ornamental landscapes or turf to no more than two of the following days: Sunday, Tuesday, Thursday and Saturday.
 - b). All properties with odd-numbered street addresses shall limit outdoor irrigation of ornamental landscapes or turf to no more than two of the following days: Monday, Wednesday, Friday and Saturday.
2. The above outdoor irrigation restrictions shall become effective immediately upon adoption of this Ordinance and shall remain in effect until rescinded.
3. The provisions of this Ordinance shall prevail and control in the event of inconsistency between this Ordinance and any other rules and regulations of the Hidden Valley Lake Community Services District.


PASSED AND ADOPTED on August 19, 2014 by the following vote:

AYES: Directors Freeman, Herndon, Lieberman and Mirbegian

NOES: None

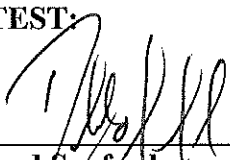
ABSENT: Director Graham

ABSTAIN: None



Judy Mirbegian
President of the Board of Directors

ATTEST:



Roland Sanford
Secretary to the Board of Directors