



## ORDINANCE 05-15-127

### AN ORDINANCE OF THE BOARD OF DIRECTORS OF VALLEY COUNTY WATER DISTRICT DECLARING WATER USE EFFICIENCY PRACTICES AND WATER CONSERVATION MEASURES AND REPEALING ORDINANCE 04-14-126

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF VALLEY COUNTY WATER DISTRICT AS FOLLOWS:

**Section 1. Purpose**

The purpose of this Ordinance is to establish guidelines for water use efficiency practices and water conservation measures that will reduce the overall water consumption within the service boundaries of Valley County Water District ("District"). These guidelines will enable effective water supply planning and budgeting to ensure the reasonable, reliable, and beneficial use of available water resources by all District customers, with all intents and purposes concentrated on minimizing the hardships of limited water supplies, maximizing the efficient use of available water supplies, and preventing the overall waste of available water supplies.

**Section 2. Authorization**

Ordinance 04-14-126 is repealed. Ordinance 05-15-127 is adopted by the Board of Directors and will become effective 30-days after its publication and no later than July 9, 2015. The officers and representatives of the District are hereby authorized and directed to immediately implement the applicable provisions of this Ordinance upon the effective date thereof.

**Section 3. Application**

The provisions of this Ordinance shall apply to all customers, consumers, persons, and properties in use of any potable water resources within the defined service boundaries of the District.

**Section 4. Water Use Efficiency Practices and Water Conservation Measures**

- **Chapter 1 – General Provisions**

- 1.01. The District will continue to offer educational materials, to promote best practices for water conservation, and to support the use of water conserving household fixtures to its users and customers in efforts of encouraging water use efficiency practices and preventing the waste of available water resources. This Ordinance sets forth water use efficiency practices and water conservation measures that shall be implemented and followed by all applicable users within the service boundaries of the District.

- **Chapter 2 – Permanent Water Use Efficiency Practices and Water Conservation Measures**

- 2.01. The following water use efficiency practices and water conservation measures will be in effect at all times and are considered permanent upon adoption of this Ordinance by the Board of Directors. Deviations from this section would be characterized as inefficient use of water resources and waste of available water resources.

- 2.01.1 **Limited Hours for Watering and Irrigating:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material shall be prohibited between the hours of 9:00 AM and 6:00 PM on any day between March 1 and October

31 of the calendar year and 9:00 AM and 4:00 PM on any day between November 1 and February 28 of the calendar year.

- 2.01.2 Prohibited Periods for Watering and Irrigating:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material shall be prohibited during periods of and 48-hours following rain.
- 2.01.3 Prohibited Water Flows and Irrigation Runoff:** Allowing irrigation water to runoff from landscaped areas, lawns, vegetated areas, and plant materials into or onto adjoining sidewalks, streets, and/or other paved areas due to incorrectly directed or improperly maintained sprinklers, or excessive watering shall be prohibited.
- 2.01.4 Prohibited Washing Down of Hard Surfaces and Paved Areas:** Washing down hard surfaces and paved areas, including but not limited to sidewalks, walkways, buildings, walls, patios, driveways, parking areas, or other hard surfaces shall be prohibited unless there is a need to eliminate dangerous conditions, safety hazards, and/or public health and sanitation hazards. Exceptions will be made when using a low-volume high-pressure cleaning machine equipped to recycle any water used, or a low-volume high-pressure water broom.
- 2.01.5 Obligated Responsibilities for Water Leaks, Breaks, or Malfunctions:** All applicable users shall prevent, repair, and eliminate all leaks, breaks, and/or malfunctions of water served to their property, including but not limited to, water served through plumbing fixtures, indoor pipelines, outdoor pipelines, irrigation fixtures, irrigation controllers, and other water service equipment. All applicable users are required to repair leaks, breaks, and/or malfunctions when they are discovered, but not more than seven (7) days after receiving notice from the District.
- 2.01.6 Limited Practices for Washing Motorized Vehicles and Non-Motorized Equipment:** Washing of any motorized vehicle or non-motorized equipment, including but not limited to automobiles, trucks, vans, buses, motorcycles, boats, or other motorized and non-motorized equipment, shall be prohibited except by use of a handheld hose equipped with an automatic shut-off valve, nozzle, or device. Washing of motorized vehicles and non-motorized equipment shall continue to be permitted at commercial car wash facilities.
- 2.01.7 Prohibited Installation of Non Re-circulating Equipment in Commercial Car Wash and Laundromat Systems:** Installation of non re-circulating water systems at new commercial car washes and new commercial Laundromat facilities shall be prohibited.
- 2.01.8 Prohibited Use of Non Re-circulating Equipment for Water Fountains and Decorative Water Features:** Cleaning, filling, or maintaining water levels in decorative fountains, ponds, lakes, or other similar structures of aesthetic value is prohibited unless such water is part of a re-circulating water system.
- 2.01.9 Offered Option for Declining Daily Linen Services at Lodging Establishments:** Commercial lodging establishments, including hotels and motels, shall be required to offer guests the option of declining daily bed linen and towel laundry services. Each commercial lodging establishment must prominently display notice of this option in each room. The District shall make suitable displays and notices available for use by the establishment.

**2.01.10 Restricted Service for Drinking Water at Eating or Drinking Establishments:** Eating or drinking establishments, including restaurants or other public places where food and drinks are sold, served, or offered for sale, are prohibited from serving water unless specifically requested by the patrons. The District shall make suitable displays and notices available for use by the establishment.

**2.01.11 Prohibited Installation of Single Pass Cooling Systems:** Installation of single pass cooling systems in new commercial buildings requesting new water utility service shall be prohibited.

- **Chapter 3 – Water Supply Emergencies, Water Use Restrictions, and Water Conservation Actions**

**3.01.** The District shall monitor and evaluate the projected available water supplies and the estimated water demand of its applicable users. In the event of limited water supplies from the resources available to the District due to drought conditions, equipment and infrastructure failures, and/or limited or unavailable imported water supplies, the General Manager shall recommend that the Board of Directors consider making a determination that a Water Supply Emergency exists. Based on the severity of the conditions and amount of available water supplies, the Board of Directors may declare a Stage 1, Stage 2, Stage 3, or Stage 4 Water Supply Emergency as outlined within this Chapter.

**3.02. Stage 1 Water Supply Emergency:** When the Board of Directors declares a Stage 1 Water Supply Emergency, the District shall immediately notify all applicable users that the following water use restrictions and water conservation actions are to be implemented and followed in addition to the water use efficiency practices and water conservation measures defined within Chapter 2 - §2.01.1 to §2.01.11 of this Ordinance. Wherever two of the practices, measures, restrictions, and/or actions are similar, the stricter of the two shall take precedence. Public notification of the practices, measures, restrictions, and actions shall be provided by mail and one or more of the following methods – Posting the information to the District website, publishing the information in community newsletters, and/or printing information in other publications servicing the service boundaries of the District.

**3.02.1 Limited Days and Hours for Watering and Irrigating without Use of Drip Irrigation Systems:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material without the use of a drip irrigation system shall be limited to three (3) times per week and shall be prohibited between the hours of 9:00 AM and 6:00 PM between March 1 and October 31 of the calendar year and 9:00 AM and 4:00 PM between November 1 and February 28 of the calendar year. Addresses ending in even numbers shall be permitted to water and/or irrigate landscape, lawns, vegetated areas, and plant material on Monday, Thursday, and Saturday. Addresses ending in odd numbers shall be permitted to irrigate landscape, lawns, vegetated areas, and plant material on Tuesday, Friday, and Sunday. No watering shall be permitted on Wednesday. Addresses ending in fractions (i.e. ½, ¾, etc) shall conform to the permitted uses for the last whole number in the address.

**3.02.2 Permitted Days and Hours for Watering and Irrigating with Drip Irrigation Systems:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material with the use of a drip irrigation system shall be prohibited between the hours of 9:00 AM and 6:00 PM on any day between March 1 and October 31 of the calendar year and 9:00 AM and 4:00 PM on any day between November 1 and February 28 of the calendar year.

**3.02.3 Obligated Responsibilities for Water Leaks, Breaks, or Malfunctions:** All applicable users shall prevent, repair, and eliminate all leaks, breaks, and/or malfunctions of

water served to their property, including but not limited to, water served through plumbing fixtures, indoor pipelines, outdoor pipelines, irrigation fixtures, irrigation controllers, and other water service equipment. All applicable users are required to repair leaks, breaks, and/or malfunctions when they are discovered, but not more than five (5) days after receiving notice from the District.

**3.02.4 Coordinated Efforts and Resources to Reduce Potable Water Use of Residential Properties:** The District will provide educational material and develop, coordinate, and implement water conservation programs in conjunction with the Upper San Gabriel Valley Municipal Water District for residential users. These resources, including but not limited to usable water saving household fixtures, obtainable water saving household appliance rebates, and offered drought tolerant landscape and turf removal incentives, will be made available to assist residential properties in attaining the overall potable water usage reduction targets set by the State Water Resources Control Board and/or the Governor of the State of California.

**3.02.5 Coordinated Efforts and Resources to Reduce Potable Water Use of Commercial, Industrial, and Institutional Properties:** The District will provide educational material and develop, coordinate, and implement water conservation programs in conjunction with the Upper San Gabriel Valley Municipal Water District for commercial, industrial, and institutional users. These resources, including but not limited to obtainable weather based irrigation controller rebates and offered drought tolerant landscape and turf removal incentives, will be made available to assist commercial, industrial, and institutional properties in attaining the overall potable water usage reduction targets set by the State Water Resources Control Board and/or the Governor of the State of California.

**3.03. Stage 2 Water Supply Emergency:** When the Board of Directors declares a Stage 2 Water Supply Emergency, the District shall immediately notify all applicable users that the following water use restrictions and water conservation actions are to be implemented and followed in addition to the water use efficiency practices and water conservation measures defined within Chapter 2 - §2.01.1 to §2.01.11 and the water use restrictions and water conservation actions defined within Chapter 3 - §3.02.1 to §3.02.5 of this Ordinance. Wherever two of the practices, measures, restrictions, and/or actions are similar, the stricter of the two shall take precedence. Public notification of the practices, measures, restrictions, and actions shall be provided by mail and one or more of the following methods – Posting the information to the District website, publishing the information in community newsletters, and/or printing information in other publications servicing the service boundaries of the District.

**3.03.1 Limited Days and Hours for Watering and Irrigating without Use of Drip Irrigation Systems:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material without the use of a drip irrigation system shall be limited to two (2) times per week and shall be prohibited between the hours of 9:00 AM and 6:00 PM between March 1 and October 31 of the calendar year and 9:00 AM and 4:00 PM between November 1 and February 28 of the calendar year. Addresses ending in even numbers shall be permitted to water and/or irrigate landscape, lawns, vegetated areas, and plant material on Monday and Thursday. Addresses ending in odd numbers shall be permitted to irrigate landscape, lawns, vegetated areas, and plant material on Tuesday and Friday. No watering shall be permitted on Wednesday, Saturday, or Sunday. Addresses ending in fractions (i.e.  $\frac{1}{2}$ ,  $\frac{3}{4}$ , etc) shall conform to the permitted uses for the last whole number in the address.

**3.03.2 Permitted Days and Hours for Watering and Irrigating with Drip Irrigation Systems:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material with the use of a drip irrigation system shall be prohibited between the hours of 9:00 AM and 6:00 PM on any day between March 1 and October 31 of the calendar year and 9:00 AM and 4:00 PM on any day between November 1 and February 28 of the calendar year.

**3.03.3 Restricted Installation of Non Drip Irrigation Systems:** Installation of non drip irrigation systems used in watering outdoors for purposes of irrigating landscape, lawns, vegetated areas, and plant material in new commercial and residential developments requesting new water utility service shall be prohibited.

**3.03.4 Prohibited Potable Water Irrigation of Public Street Medians:** Potable water irrigation of ornamental turf on public street medians within the service boundaries of the District shall be prohibited. As recycled water facilities are currently unavailable and as there are no immediate plans for the integration of recycled water facilities within the service boundaries of the District, the District will work and coordinate with the local City's served, including the City of Baldwin Park, the City of Irwindale, and the City of West Covina, to discuss alternatives and resources available for appropriate public street median landscapes.

**3.03.5 Obligated Responsibilities for Water Leaks, Breaks, or Malfunctions:** All applicable users shall prevent, repair, and eliminate all leaks, breaks, and/or malfunctions of water served to their property, including but not limited to, water served through plumbing fixtures, indoor pipelines, outdoor pipelines, irrigation fixtures, irrigation controllers, and other water service equipment. All applicable users are required to repair leaks, breaks, and/or malfunctions when they are discovered, but not more than seventy-two (72) hours after receiving notice from the District.

**3.04. Stage 3 Water Supply Emergency:** When the Board of Directors declares a Stage 3 Water Supply Emergency, the District shall immediately notify all applicable users that the following water use restrictions and water conservation actions are to be implemented and followed in addition to the water use efficiency practices and water conservation measures defined within Chapter 2 - §2.01.1 to §2.01.11 and the water use restrictions and water conservation actions defined within Chapter 3 - §3.02.1 to §3.02.5 and §3.03.1 to §3.03.5 of this Ordinance. Wherever two of the practices, measures, restrictions, and/or actions are similar, the stricter of the two shall take precedence. Public notification of the practices, measures, restrictions, and actions shall be provided by mail and one or more of the following methods – Posting the information to the District website, publishing the information in community newsletters, and/or printing information in other publications servicing the service boundaries of the District.

**3.04.1 Limited Days and Hours for Watering and Irrigating without Use of Drip Irrigation Systems:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material without the use of a drip irrigation system shall be limited to one (1) time per week and shall be prohibited between the hours of 9:00 AM and 6:00 PM between March 1 and October 31 of the calendar year and 9:00 AM and 4:00 PM between November 1 and February 28 of the calendar year. Addresses ending in even numbers shall be permitted to water and/or irrigate landscape, lawns, vegetated areas, and plant material on Monday. Addresses ending in odd numbers shall be permitted to irrigate landscape, lawns, vegetated areas, and plant material on Tuesday. No watering shall be permitted on Wednesday, Thursday, Friday, Saturday, or Sunday. Addresses ending in fractions (i.e.  $\frac{1}{2}$ ,  $\frac{3}{4}$ , etc) shall conform to the permitted

uses for the last whole number in the address.

**3.04.2 Permitted Days and Hours for Watering and Irrigating with Drip Irrigation Systems:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material with the use of a drip irrigation system shall be prohibited between the hours of 9:00 AM and 6:00 PM on any day between March 1 and October 31 of the calendar year and 9:00 AM and 4:00 PM on any day between November 1 and February 28 of the calendar year.

**3.04.3 Obligated Responsibilities for Water Leaks, Breaks, or Malfunctions:** All applicable users shall prevent, repair, and eliminate all leaks, breaks, and/or malfunctions of water served to their property, including but not limited to, water served through plumbing fixtures, indoor pipelines, outdoor pipelines, irrigation fixtures, irrigation controllers, and other water service equipment. All applicable users are required to repair leaks, breaks, and/or malfunctions when they are discovered, but not more than forty-eight (48) hours after receiving notice from the District.

**3.04.4 Limited Filling of Swimming Pools, Spas, Hot Tubs, and Jacuzzis:** Filling of swimming pools, spas, hot tubs, and/or Jacuzzis of any kind whether in-ground or above-ground structures, including children's wading pools, shall be prohibited except where required to maintain the integrity of the pool structure.

**3.04.5 Prohibited Washing for Motorized Vehicles and Non-Motorized Equipment:** Washing of any motorized vehicle or non-motorized equipment, including but not limited to automobiles, trucks, vans, buses, motorcycles, boats, or other motorized and non-motorized equipment, shall be prohibited except when done at commercial car wash facilities.

**3.04.6 Limited Use of Potable Water from Fire Hydrants:** The use of potable water from fire hydrants shall be limited to firefighting and emergency related activities and/or other activities necessary to maintain the health, safety, and welfare of the communities served within the service boundaries of the District, including but not limited to flushing of utility distribution pipelines, construction of water distribution and production facilities, and maintenance of street sweeping services. If there is a need for acquiring fire hydrant and flow testing services, the applicant shall be required to have the test completed by the contracted District Engineer through the water system computer model in-lieu of having an actual real-time field test completed. The expense incurred by the District for completion of a fire hydrant and flow test using the District water system computer model will be a pass thru cost charged to the applicant based on the invoice for services received from the District Engineer.

**3.05. Stage 4 Water Supply Emergency:** When the Board of Directors declares a Stage 4 Water Supply Emergency, the District shall immediately notify all applicable users that the following water use restrictions and water conservation actions are to be implemented and followed in addition to the water use efficiency practices and water conservation measures defined within Chapter 2 - §2.01.1 to §2.01.11 and the water use restrictions and water conservation actions defined within Chapter 3 - §3.02.1 to §3.02.5, §3.03.1 to §3.03.5, and §3.04.1 to §3.04.6 of this Ordinance. Wherever two of the practices, measures, restrictions, and/or actions are similar, the stricter of the two shall take precedence. Public notification of the practices, measures, restrictions, and actions shall be provided by mail and one or more of the following methods – Posting the information to the District website, publishing the information in community newsletters, and/or printing information in other publications servicing the service boundaries of the District.

**3.05.1 Prohibited Watering and Irrigating without Use of Drip Irrigation Systems:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material without the use of a drip irrigation system shall be prohibited.

**3.05.2 Permitted Days and Hours for Watering and Irrigating with Drip Irrigation Systems:** Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material with the use of a drip irrigation system shall be prohibited between the hours of 9:00 AM and 6:00 PM on any day between March 1 and October 31 of the calendar year and 9:00 AM and 4:00 PM on any day between November 1 and February 28 of the calendar year.

**3.05.3 Obligated Responsibilities for Water Leaks, Breaks, or Malfunctions:** All applicable users shall prevent, repair, and eliminate all leaks, breaks, and/or malfunctions of water served to their property, including but not limited to, water served through plumbing fixtures, indoor pipelines, outdoor pipelines, irrigation fixtures, irrigation controllers, and other water service equipment. All applicable users are required to repair leaks, breaks, and/or malfunctions when they are discovered, but not more than twenty-four (24) hours after receiving notice from the District.

**3.05.4 Prohibited Installation of New Water Utility Service Connections:** New water utility service connections shall be placed under moratorium within the service boundaries of the District for planned commercial and residential developments.

**3.06.** All applicable water users are encouraged to notify and report violations of non-compliance with this Ordinance to the District by contacting the District office, contacting the District 24-hour answering service at (626) 338-7301, or emailing the District at [reportwaterwaste@vcwd.org](mailto:reportwaterwaste@vcwd.org).

- **Chapter 4 – Compliance Monitoring and Enforcements of Water Use Restrictions and Water Conservation Actions**

**4.01.** The compliance monitoring and enforcement of the water use efficiency practices and water conservation measures defined within Chapter 2 - §2.01.1 to §2.01.11 and the water use restrictions and water conservation actions defined within Chapter 3 - §3.02.1 to §3.02.5, §3.03.1 to §3.03.5, §3.04.1 to §3.04.6, and §3.05.1 to §3.05.4 of this Ordinance shall be administered initially on an educational basis as follows:

**4.01.1 First Violation:** Users will have the opportunity to work closely with representatives of the District to obtain useful information and material pertaining to appropriate water use efficiency practices and water conservation measures.

**4.01.2 Second Violation:** Users who have already been provided information and material pertaining to appropriate water use efficiency practices and water conservation measures from a District representative within 6 months of a first violation will be issued a written warning outlining the need for action to implement appropriate corrective measures.

**4.02.** The compliance monitoring and enforcement of the water use restrictions and water conservation actions defined within Chapter 3 - §3.02.1 to §3.02.5, §3.03.1 to §3.03.5, §3.04.1 to §3.04.6, and §3.05.1 to §3.05.4 of this Ordinance for users who continue to violate the Ordinance once the District has provided information and material pertaining to appropriate water use efficiency practices and water conservation measures, and within 12 months of the District issuing a written warning outlining the need for action to implement appropriate

corrective measures, would be subject to monetary penalties according to the following schedule, which would be added to the regular customer billing statement and payable based on the due date assigned for collection of the recurring water utility service rates:

**4.02.1 Third Violation:** Users who commit a third violation within a 12 month period will be subject to a \$25.00 penalty.

**4.02.2 Fourth Violation:** Users who commit a fourth violation within a 12 month period will be subject to a \$50.00 penalty.

**4.02.3 Fifth Violation:** Users who commit a fifth violation within a 12 month period will be subject to a \$100.00 penalty.

**4.03.** Users who continue to violate the water use restrictions and water conservation actions defined within Chapter 3 - §3.02.1 to §3.02.5, §3.03.1 to §3.03.5, §3.04.1 to §3.04.6, and §3.05.1 to §3.05.4 of this Ordinance, or users who do not remit payment for the subject monetary penalties will have their water utility service terminated.

**PASSED, APPROVED, AND ADOPTED** this 8<sup>th</sup> day of June 2015. All provisions outlined within this Ordinance will be published and will become effective 30-days after its publication and no later than July 9, 2015.

SIGNED:

  
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President of the Board of Directors

ATTEST:

  
\_\_\_\_\_  
Secretary of the Board of Directors

(OFFICIAL VCWD SEAL)