RESOLUTION NO. 4533

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF WESTMINSTER DECLARING A LEVEL 2 WATER SUPPLY SHORTAGE

WHEREAS, the Mayor and City Council adopted Ordinance 2449 on May 27, 2009 to establish a Water Conservation and Water Shortage Program; and

WHEREAS, on April 1, 2015, Governor Brown declared a State of Emergency in California due to the current drought conditions and called for statewide mandatory conservation of water.

WHEREAS, Ordinance 2449 enacted permanent water conservation requirements in Section 13.14.050 of the Westminster Municipal Code, "Permanent Water Conservation Requirements" and outlined the procedures for declaring a Level 1, 2, and 3 water supply shortage; and

WHEREAS, a Level 1 water supply shortage was enacted by the Mayor and City Council on August 27, 2014.

WHEREAS, a Level 2 exists when the City Council determines that due to drought or other water supply conditions, a water supply shortage or threatened shortage exists, and a consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions; and

WHEREAS, Level 2 conservation measures include the permanent water conservation requirements as well as the following restrictions as outlined in Section 13.14.070 of the Westminster Municipal Code, "Additional Water Conservation Measures":

- Limits on Watering Days: Watering or irrigating of lawn, landscape or other vegetated areas is limited to three (3) days a week between the months of April through October and one (1) day a week between the months of November through March. The most efficient watering schedule for enforcement and to ensure system capacity is as follows:

- April 1st through October 31st

    1. Odd number street addresses;
        - Tuesday, Thursday, Saturday

    2. Even number street addresses;
        - Monday, Wednesday, Friday,

- November 1st through March 31st

    1. Odd number street addresses;
        - Tuesday

    2. Even number street addresses;
        - Monday

Exceptions to the above watering schedule:

- Use of low flow drip irrigation systems producing less than two gallons of water per hour will be permitted anytime provided application is filed and approved by the City of such system.

- Watering by a hand-held bucket will be permitted anytime.

- Watering by hand-held hose equipped with a positive self-closing water shut-off nozzle will be permitted during designated watering times anytime during the week.

- Watering for a short time to adjust or repair an irrigation system will be permitted.

- Obligation to Fix Leaks, Breaks or Malfunctions: Upon notification by the City, customers will have seventy-two (72) hours to repair or replace any leaks, breaks or malfunctions within their system.

- Residential swimming pools and spas will be limited to no more than eighteen (18) inches per month and initial filling of residential pools or outdoor spas is prohibited.

Penalties and Violations:

- Per Section 13.14.140 of the Westminster Municipal Code "Penalties and Violations".

THE CITY COUNCIL OF THE CITY OF WESTMINSTER HEREBY RESOLVES AS FOLLOWS:

SECTION 1: The Mayor and City Council of the City of Westminster hereby declare a Level 2 water supply shortage and finds that mandatory water conservation measures are needed.

SECTION 2: In accordance with Municipal Code Section 13.14.120, the mandatory conservation requirements applicable to Level 1, Level 2, or Level 3 conditions will take effect on the tenth day after the date the shortage level is declared

by the Mayor and City Council, May 9, 2015. Within five days following the declaration of the shortage level, the city shall publish a copy of the resolution in a newspaper used for publication of official notices.

SECTION 3: The City Clerk shall certify to the passage and adoption hereof.

PASSED, APPROVED, and ADOPTED this 29th day of April 2015, by the following vote:

AYES:	COUNCILMEMBERS:	TA, CONTRERAS, CAREY, RICE
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	DIEP

TRI TA, MAYOR

ATTEST:

AMANDA JENSEN, ASSISTANT CITY CLERK

APPROVED AS TO FORM:

RICHARD D. JONES, CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS.
CITY OF WESTMINSTER)

I, AMANDA JENSEN, hereby certify that I am the duly appointed Assistant Clerk of the City of Westminster, and that the foregoing resolution was duly adopted at a regular meeting of the City Council of the City of Westminster held on the 29th day of April 2015.

Amanda Jensen
City Clerk