

**ORDINANCE NO. 2010-02**

**AN ORDINANCE OF THE CALAVERAS COUNTY WATER DISTRICT**

**PROHIBITING WATER WASTE**

**Section I: Title**

This ordinance will be known as the Calaveras County Water District Water Waste Prevention Program.

**Section II: Findings**

**WHEREAS**, a reliable supply of potable water is essential to the public health, safety and welfare of the people and economy of Calaveras County; and

**WHEREAS**, many service areas of the Calaveras County Water District (District) are within the semi-arid areas of Calaveras County where the District's potable water customers are solely dependent on surface water supplies diverted from three important watersheds: the Mokelumne, Calaveras, and Stanislaus Rivers. A growing population, climate change, environmental concerns, along with external statewide water supply factors, make District potable water customers potentially susceptible to water supply reliability issues; and

**WHEREAS**, careful water management that includes active water conservation measures not only in times of drought, but at all times, are essential to ensure a reliable supply of water to meet current and future needs; and

**WHEREAS**, Article X, Section 2 of the California Constitution declares that the general welfare requires that water resources be put to beneficial use, waste or unreasonable use or unreasonable method of use of water be prevented, and conservation of water be fully exercised with a view to the reasonable and beneficial use thereof; and

**WHEREAS**, California Water code Section 375 et seq. authorizes urban water suppliers to adopt and enforce a comprehensive water conservation program to reduce water consumption and conserve water supplies; and

**WHEREAS**, the adoption and enforcement of water conservation and supply shortage program is necessary to manage the District's potable water supply in the short and long-term and to avoid or minimize the impacts of drought and shortage within the District. Such a program is essential to ensure a reliable and sustainable supply of water for the public health, safety, and welfare; and

**WHEREAS**, the Board of Directors has previously adopted a water waste provision per Article II, Section 16 of the District's Rules and Regulations for Furnishing Water/Sewer Service; and

**WHEREAS**, based upon the above findings, the District's legal counsel advises, and the Board of Directors finds, that actions taken pursuant to this ordinance are categorically exempt from CEQA according to 14 California Code of Regulations 15301 and 15307.

**NOW, THEREFORE, BE IT RESOLVED THAT THE CALAVERAS COUNTY WATER DISTRICT BOARD OF DIRECTORS DOES ORDAIN AS FOLLOWS:**

**Section III. Amendment of District Rules and Regulations.**

That Article II, Section 16 of the District Rules and Regulations shall be amended to read as follows:

**Section 16.1. Customer's Negligence or Wasteful Use of Water.** Where negligent or wasteful use of water exists on a customer's premises, seriously affecting the District's ability to fully serve all reasonable and beneficial water needs of all existing customers without interruption or limitation, the District may discontinue the service to the customer making such negligent or wasteful use of water if such conditions are not corrected within five (5) days after giving customer written notice of intent to do so.

**Section 16.2. Prevention of Water Waste.**

**16.2.1. Declaration of Purpose and Intent.** The Board of Directors of the Calaveras County Water District hereby finds it necessary to establish an ordinance to prohibit the waste of water in order to:

- a. Manage and protect the water resources of Calaveras County per the County Water District Law, Water Code § 30000 et seq.
- b. Maintain compliance with the Memorandum of Understanding regarding Urban Water Conservation in California adopted by the California Urban Water Conservation Council (CUWCC) of which the District is a member.
- c. Maintain compliance with AB1420, codified at Water Code Sections 10631.5 (added) and 10631.7 (revised), which mandates full implementation of all locally cost effective CUWCC conservation best management practices for an urban water supplier to be eligible for state water management grants and loans

**16.2.2. No person shall use or permit the use of water in the District's service areas in Calaveras County as specified:**

- a. **No excessive Water Flow or Run-Off:** Any use of water that results in excessive water runoff from the property and/or gutter flooding.
- b. **Limited Washing Down of Hard or Paved Surfaces:** Hosing down paved surfaces is only allowed to alleviate health or safety hazards.
- c. **Free Flowing Hoses Prohibited for Any Use:** All hoses must have an automatic shutoff device.
- d. **Single-pass Cooling Systems Prohibited:** All new water connections are prohibited from having single-pass cooling systems.
- e. **Non-recirculating Washing Systems Prohibited:** All new conveyor car wash and commercial laundry systems are prohibited from having non-recirculating washing systems.
- f. **Re-circulating Water Required for Water Fountains and Decorative Water Features:** All pools, spas, fountains, and other water displays must use a recirculation pump and be maintained leak free. "Dump and Fill" maintenance practice for pools is prohibited.

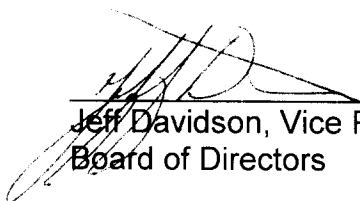
**Section IV. Effective Date**

This Ordinance is effective upon adoption.


**PASSED AND ADOPTED** this 14<sup>th</sup> day of July 2010 by the following vote:

**AYES:** Directors Dean, Stump, Dooley, and Davidson  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** Director McCartney

CALAVERAS COUNTY WATER DISTRICT

  
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 Jeff Davidson, Vice President  
 Board of Directors

ATTEST:

  
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 Mona Walker, Clerk to the Board