RESOLUTION NO. 15-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TULELAKE ESTABLISHING EVEN AND ODD OUTDOOR WATERING DAYS TO TWO DAYS PER WEEK

The City Council of the City of Tulelake hereby resolves that effective through the summer outdoor watering season of May 15, 2015 through September 15, 2015 or until the emergency drought stipulations are removed by the State of California;

WHEREAS Governor Brown declared through Executive Order B-29-15 a Continued State of Emergency to exist throughout the State of California due to the ongoing drought;

WHEREAS the State Water Resources Control Board shall impose restrictions to achieve a statewide 25% reduction in potable urban water usage;

WHEREAS the State Water Resources Control Board is prohibiting for everyone; using potable water to wash sidewalks and driveways, runoff when irrigating with potable water, using hoses with no shutoff nozzles to wash cars, using potable water features that do not recirculate the water and using outdoor irrigation during and 48 hours following measurable precipitation;

WHEREAS the State Water Resources Control Board requires restaurants and other food service establishments only serve water to customers on request and hotels and motels must provide guests with the option of not having towels and linens laundered daily;

WHEREAS the State Water Resources Control Board requires water suppliers impose restriction on outdoor irrigation; notify customers about leaks that are within the customers control; report on water use monthly and report on compliance and enforcement;

WHEREAS the smaller water suppliers are limited to two days per week of outdoor watering of turf and ornamental landscapes;

WHEREAS local agencies can fine property owners up to $500 a day for failure to implement conservation requirements and the State Water Board can issue cease and desist orders against water agencies that don't impose mandatory conservation measures upon their retail customers;

WHEREAS water agencies that violate cease and desist orders are subject to civil liability of up to $10,000 a day;

NOW THEREFORE BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

Section 1. City residents and businesses will be required to reduce outdoor watering of turf and ornamental landscapes to two days per week.

Section 2. City residents who reside north of East West Road shall water on even number calendar days only twice per week and City residents who reside south of East West Road shall water on odd number calendar days only twice per week.

Section 3. City residents who violate the prohibited watering mandated by the State Water Resources Control Board and who violate the City of Tulelake mandated odd/even two day per week outdoor watering schedule will be fined accordingly: first offense $50, second offense $250 and third offense $500.

Section 4. It is further resolved, if any section, subsection, part, clause, sentence or phrase of this Resolution or the application thereof if for any reason held to be invalid or unconstitutional by a decision of any court or competent jurisdiction , the validity of the remaining portions of this Resolution, the application thereof, shall not be effected thereby but shall remain in full force and effect, it being the intention of the City Council to adopt each and every section, subsection, part, clause, sentence phrase regardless of whether any other section subsection, part, clause, sentence or phrase or the application thereof is held to be invalid or unconstitutional.

WHEREAS the City Council hereby authorizes and directs the Mayor to sign any documents in relation to the State Water Resources Control Board mandated Emergency Water Conservation Water Regulations.

PASSED AND ADOPTED at a regular meeting of the City Council of Tulelake held on May 5, 2015 by the following vote:

It is hereby certified that the foregoing Resolution was introduced and duly adopted by the City Council of the City of Tulelake at a regular meeting held on the 5st day of May 2015 by the following vote:

AYES 5

NAYS 0

ABSENT 0

ABSTAIN 0

Henry A Ebinger, Mayor

Attest:

Iva Rogers, City Clerk