

RESOLUTION NUMBER 2015-8

A RESOLUTION OF THE HEBER PUBLIC UTILITY DISTRICT TO MODIFY RESOLUTION NUMBER 2014-8 ESTABLISHING ADDITIONAL WATER CONSERVATION MEASURES ACCORDING TO STATE WATER BOARD MANDATES

WHEREAS, on January 17, 2014, the Governor issued a proclamation of a state of emergency under the California Emergency Services Act based on drought conditions; and

WHEREAS, on April 25, 2014, the Governor issued a proclamation of a continued state of emergency under the California Emergency Services Act based on continued drought conditions; and

WHEREAS, on July 15, 2014 the State Water Board adopted an Emergency Regulation for Statewide Urban Water Conservation; and

WHEREAS, on April 1, 2015, the Governor issued an Executive Order that directed the State Water Board to impose restriction on water suppliers to achieve a statewide 25 percent reduction in potable urban usage through February 2016; require commercial, industrial, and institutional users to implement water efficiency measures; prohibit irrigation with potable water of ornamental turf in public street medians; and prohibit irrigation with potable water outside newly constructed homes and buildings that is not delivered by drip or microspray systems;

WHEREAS, this urgent Legislation has been enacted to ensure water providers implement water conservation practices for both Urban Water Providers who provide water to 3,000 connections or more, and smaller water providers that serve less than 3,000 connections; and

WHEREAS, the Heber Public Utility District serves less than 3,000 connections and is not required to adopt and implement an Urban Water Management Plan; and

WHEREAS, the Heber Public Utility District desires to follow all State Water Board regulations, and on August 23, 2014 adopted Resolution 2014-8 establishing drought regulations, which will remain in full effect; and

WHEREAS, the Heber Public Utility District desires to continue to follow all State Water Board regulations and seeks to provide notice of the emergency drought regulations to the customers of the District; and

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE HEBER PUBLIC UTILITY DISTRICT, DOES HEREBY RESOLVE AS FOLLOWS:

1. That the foregoing statements are true and correct.
2. That the Adopted Heber Public Utility District Resolution 2014-8 Establishing Water Conservation Measures remains in full effect.

3. That to promote water conservation, each of the following actions is prohibited, except where necessary to address an immediate health and safety need or to comply with a term or condition in a permit issued by a state or federal agency. In Addition to the Restriction Established in Heber Public Utility District Resolution 2014-8, the following Restrictions are mandated.
 - a. The application of potable water to outdoor landscapes during and within 48 hours after measurable rainfall
 - b. The serving of drinking water other than upon request in eating or drinking: establishments, including but not limited to restaurants, hotels, cafes, cafeterias, bars, or other public places where food or drink are served and/or purchased
 - c. The irrigation with potable water of ornamental turf on public street medians
 - d. The irrigation with potable water of landscapes outside of newly constructed homes and buildings in a manner inconsistent with regulations or other requirements established by the California Building Standards Commission and the Department of Housing and Community Development.
4. To promote water conservation, operators of hotels and motels shall provide guests with the option of choosing not to have towels and linens laundered daily. The hotel or motel shall prominently display notice of this option in each guestroom using clear and easily understood language.
5. All commercial, industrial and institutional properties that use a water supply, any portion of which is from a source other than a water supplier subject to section 865, shall either:
 - a. Limit outdoor irrigation of ornamental landscapes or turf with potable water to no more than two damper week; or
 - b. Reduce potable water usage supplied by sources other than a water supplier amount used from those sources for the same months in 2013.
6. The taking of any action prohibited in this regulation or the failure to take any action required is an infraction; punishable by a fine of up to five hundred dollars (\$500) for each day in which the violation occurs. The fine for the infraction is in addition to, and does not supersede or limit, any other remedies, civil or criminal.
7. That this Resolution shall remain in effect for 270 days after adoption, or for as long as the State Water Resources Control Board's emergency regulations remain in effect.

PASSED AND ADOPTED at a Special meeting of the Board of Directors of the Heber Public Utility District held on the 18th day of June, 2015.

Eduardo Valdez-Belmonte, Board President

ATTEST:

Elizabeth German, Acting Clerk of the Board

APPROVE AS TO FORM:

Steven M. Walker, General Counsel

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL)
HEBER PUBLIC UTILITY)
DISTRICT)

I, ELIZABETH GERMAN, Acting as the Clerk of the Board of the Heber Public Utility District, County of Imperial, State of California, DO HEREBY CERTIFY that the foregoing resolution was duly passed, approved and adopted by the Board of Directors of the Heber Public Utility District at a Special meeting held on the 18th day of June 2015.

By _____
Elizabeth German, Acting Clerk of the Board