

TO: BOARD OF DIRECTORS  
FROM: BRUCE BUEL *B88B*  
DATE: SEPT. 4, 2009

**AGENDA ITEM**  
**E-3**  
**SEPT. 9, 2009**

**VOLUNTARY EMERGENCY WATER SHORTAGE REGULATIONS**

**ITEM**

Review and edit draft voluntary emergency water shortage regulations and set hearing for introduction [EDIT AND SET HEARING]

**BACKGROUND**

Your Board has evaluated different regulations over the past two years; you rescinded the old regulations and you have interacted with the over purveyors. On August 26, 2009 you reviewed a draft listing and requested edits. Attached is a printout of the voluntary measures as edited.

At the last Technical Group Meeting, these measures were supported by the other purveyors.

Staff is seeking Board concurrence that these measures are acceptable, in concept, within NCSD for the voluntary program. Should the Board support the concept then staff would develop the shell ordinance for introduction and first reading. Assuming that all four purveyors agree, then a joint public outreach program can be mounted.

Separate regulations would be necessary for the mandatory regulations.

**FISCAL IMPACT**

Development of this draft did use previously budgeted staff time and legal consulting cost.

**RECOMMENDATION**

Staff recommends that the Board review the attached listing, edit as desired, approve as to concept and set a hearing for September 9, 2009 for Introduction of the Ordinance.

**ATTACHMENTS**

- Voluntary Measures Listing

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**VOLUNTARY CONSERVATION MEASURES**Amendments to Chapter 3.24 of the District Code

## 3.24.010 Definitions.

- A. "Applicant" means person who requests water from the district.
- B. "Customer" means person receiving water from the district distribution system.
- C. "District" means Nipomo Community Services District.
- D. "HFC" means hundred cubic feet.

## 3.24.020 Voluntary Restrictions on Non-Essential and/or Wasteful Use of Water.

- A. The waste of District water includes:
  - (1) Use through any meter when the utility has notified the customer in writing to repair a broken or defective lateral, sprinkler, watering or irrigation system and the customer has failed to effect such repairs within five business days;
  - (2) Use of potable water for washing streets with trucks, except to protect the health and safety of the public;
  - (3) Operation of commercial car washes without recycling at least 50% of the potable water used per cycle; and
  - (4) The use of potable water to jet wash sewer lines, except where required for public health or safety.
- B. In Addition to those restrictions referenced in subparagraph A above, during periods of Potentially Sever Water Shortage Conditions the waste of District water includes:
  - (1) Individual private washing of cars, trucks, trailers, and commercial vehicles with a hose except with the use of a positive action shut-off nozzle;
  - (2) Use of potable water to irrigate turf, lawns, gardens, or ornamental landscaping between the hours of 7 a.m. and 7 p.m. without quick acting positive action shut-off nozzle;
  - (3) Use of potable water for decorative fountains or the filling or topping off of decorative lakes or ponds. Exceptions are made for those decorative fountains, lakes, or ponds which utilize recirculated water; and

- (4) Service of water by any restaurant except upon request of a patron.
  
- C. The General Manager shall institute a public awareness campaign regarding the waste of District water, including notices to each District water customer within fourteen (days) of the District's approval of Sections 3.24.020 A and B.