

**WESTERN HILLS WATER DISTRICT**

**ORDINANCE NO. 2021-1**

**AN ORDINANCE DECLARING WATER SHORTAGE AND IMPLEMENTATION OF WATER CONSERVATION MEASURES**

WHEREAS, the Department of Water Resources, the operator of the State Water Project from which WHWD ultimately derives its water supplies, has declared that currently there will be a five percent (“5%”) Table “A” Water Allotment for 2021; and

WHEREAS, due to the ongoing contractual dispute between WHWD and the Kern County Water Agency (“KCWA”), KCWA is limiting water deliveries to WHWD in the amount of 250 acre feet per year through December 31, 2022; and

WHEREAS, pursuant to the Water Code §375, *et seq.*, the District is enabled to implement conservation measures and enforcement proceedings; and

WHEREAS, the Western Hills Water District Board of Directors, as set forth in detail below, find that there is a pending and urgent water shortage, and it is in the best interests of the District and its customers to implement the measures as set forth herein.

The Board of Directors of the Western Hills Water District does hereby ordain as follows:

1. Based upon present conditions, California is in a state of drought.
2. Given the current SWP Table “A” Allotment and KCWA’s determination that it will limit WHWD water deliveries to 250 acre feet per year through December 31, 2022 there is a significant likelihood that water demands in the District cannot be met.
3. It is hereby determined that present conditions compromise the District’s ability to supply raw water and/or treated water to its customers.
4. Based on current information, it is imperative that the District seek to reduce water usage by at least 25%.
5. Due to these conditions, the following Water Conservation Measures are hereby implemented:
  - A. All Meters (1” & 2”) will be monitored and water usage tracked to ensure a 25% reduction in use.
  - B. Water shall be confined to the customer's property and shall not be allowed to run-off to adjoining properties or to the roadside ditch or gutter. Care shall be taken not to water past the point of saturation.

C. Free-flowing hoses for all uses are prohibited. Automatic shut-off devices shall be attached on any hose or filling apparatus in use.

D. Leaking customer pipes or faulty sprinklers shall be repaired within two (2) working days or less if warranted by the severity of the problem.

E. All pools, spas, and ornamental fountains/ponds shall be equipped with a recirculation pump and shall be constructed to be leak-proof. Pool draining and refilling shall be allowed only for health, maintenance, or structural considerations.

F. Irrigation of public and private landscaping is only permitted on Tuesdays and Thursdays and only between the hours of 12am and 8am.

G. Installation of new turf is prohibited. (All new developments as well as HOA and non-HOA maintained homes must use Drought Resistant landscaping moving forward.) HOA maintained homes that remove turf, must replace with drought resistance landscaping).

H. Washing cars is prohibited.

I. No water may be used for cleaning or rinsing equipment, trailers, or boats.

J. Washing streets, parking lots, driveways, sidewalks, or buildings, except as necessary for health or sanitary purposes, is prohibited.

K. Water for flow testing and construction purposes from water agency fire hydrants and blow-offs is prohibited.

L. Flushing of sewers or fire hydrants is prohibited except in case of emergency and for essential operations.

M. The “wasteful and unnecessary” use of water is prohibited, including but not limited to:

i. Allowing flow from an unattended hose, except cooling/heating/similar device discharges;

ii. Hand watering a lawn if it is also watered by other means, except for spot treatment;

iii. Hosing-down a driveway or other impervious surface instead of a broom to remove debris.

6. Strict enforcement of the Water Conservation Measures set forth herein shall occur in accordance with the Western Hills Water District’s Water Conservation Measures Ordinance No. 2014-02.

7. The officers, employees and agents of the District are hereby authorized and directed, jointly and severally, to execute and deliver any and all documents and agreements and to do any and all things which they may deem necessary or advisable in order to carry out and comply with the terms of this Ordinance.

8. This Ordinance shall amend WHWD Ordinance No. 2014-01, adopted on February 26, 2014.

9. This Ordinance shall be published by one insertion in the *Patterson Irrigator*, a newspaper of general circulation printed and published in the City of Patterson, within ten (10) days after its passage, and shall take effect immediately, in accordance with Water Code §376.

The foregoing Ordinance was introduced and adopted at a special meeting of the Board of Directors of the Western Hills Water District held on the **9<sup>th</sup> day of June 2021**, by Director M. Manning who moved its introduction, which motion was seconded by Director C. Blessing, and said Ordinance was thereupon adopted by the following vote:

AYES: Directors M. Manning, C. Blessing, L. Kuipers, and Z. Manning

NOES: Director J. Davis

EXCUSED:

APPROVED:



Matthew Manning, President

ATTEST:



Christa Manning, Secretary