

RESOLUTION NO. 4108

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COALINGA CONTINUING THE PROCLAIMED WATER CONSERVATION EMERGENCY, UDATING ITS WATER SHORTAGE REGULATIONS, AND AUTHORIZING THE PURCHASE OF WATER DUE TO EXEPECTED SHORTFALL

WHEREAS, California is in a second consecutive year of dry conditions, resulting in drought conditions throughout most of the State, worse than the drought of 2015; and

WHEREAS, warm temperatures and dry soils in Spring 2021 depleted the expected runoff from the Sierra-Cascade snowpack greater than previously projected low volumes; and

WHEREAS, on May 10, 2021, the governor issued a proclamation of a State of Emergency regarding extreme drought conditions in California; and

WHEREAS, the City of Coalinga is solely dependent on surface water provided through the Central Valley Project under the City's contract with the United States Bureau of Reclamation (USBR); and

WHEREAS, USBR notified the City on May 18, 2022, that the City must decrease its water usage to Public Health and Safety (PHS) needs only, effective April 1, 2022; and

WHEREAS, the City's water requirements exceed the PHS-calculated volume and therefore the City must demonstrate extraordinary water conservation to receive additional water above the PHS volume, pursuant to USBR's Municipal and Industrial Water Shortage Policy; and

WHEREAS, On July 1, 2021 the City Council proclaimed a Water Conservation Emergency is hereby proclaimed for the City of Coalinga until the City at a future date determines the water emergency is over;

WHEREAS, the City Council has determined that extreme conservation must continue through the 2022/2023 water year; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Coalinga as follows:

1. The Water Conservation Emergency Proclamation is hereby continued for the City of Coalinga until the Council removes such proclamation by subsequent resolution; and,
2. The City shall impose additional water restrictions and penalties beyond those provided in Section 6-4C.07 of the City's Municipal Code (Exhibit A).
3. The City Council Authorizes staff to purchase water on behalf of the City for its expected shortfall at a cost not to exceed \$2,500 an acre foot.

The foregoing resolution was approved and adopted at a regular meeting of the City Council of the City of Coalinga held on the 4th day of August 2022, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

Mayor/Mayor Pro-Tem

ATTEST:

City Clerk/Deputy City Clerk

EXHIBIT A

City of Coalinga Water Conservation Emergency Restrictions

Effective August 4, 2022 (Until Repealed by Resolution)

As of August 4, 2022, the City Council of Coalinga has extended its Water Conservation Emergency Proclamation for all Coalinga water customers. The following water restrictions are mandatory because of extreme, drought-related water shortages from the United States Bureau of Reclamation and possible consequences of exceeding its allocated allotment.

Water Conservation Emergency Restrictions

[OPTION 1 – ONE DAY A WEEK]

- No water customer shall sprinkle, water, or irrigate any shrubbery, trees, lawns, grass, groundcovers, plants, vines, gardens, vegetables, flowers, or any other landscaped or vegetated areas on between the hours of 6:00 a.m. and 9:00 p.m.
- Residential addresses ending in an EVEN number may use water on TUESDAY.
- Residential addresses ending in an ODD number and nonresidential (irrespective of address) may use water on THURSDAY.
- NO irrigation shall occur on Sundays, Mondays, Wednesday's, Fridays, and Saturday's.
- Commercial/Industrial Watering
 - No watering on ornamental turf is permitted (per Governor's Executive Order)
 - All other watering shall ONLY occur on Wednesday's.
 - No water customer shall sprinkle, water, or irrigate any shrubbery, trees, groundcovers, plants, vines, gardens, vegetables, flowers, or any other landscaped or vegetated areas on between the hours of 6:00 a.m. and 9:00 p.m.
- Institutional Watering
 - No watering on ornamental turf is permitted (per Governor's Executive Order)
 - 30% reduction in water use.
- Rural Residential – No outdoor watering – except to preserve public health and safety.

[OPTION 2 ONE DAY PER WEEK – NO IRRIGATION OF TURF IN FRONT YARD]

- Residential Watering – No watering of turf/grass in the front yard. Trees and shrubs may be watered enough to keep them alive.
 - All other residential landscaping shall be held to the following ONE DAY PER WEEK watering schedule:
 - No water customer shall sprinkle, water, or irrigate any shrubbery, trees, lawns, grass, groundcovers, plants, vines, gardens, vegetables, flowers, or

any other landscaped or vegetated areas on between the hours of 6:00 a.m. and 9:00 p.m.

- ODD Address – May water in Tuesday's
- EVEN Address – May water on Thursday's
- Commercial/Industrial Watering
 - No watering on ornamental turf is permitted (per Governor's Executive Order)
 - All other watering shall ONLY occur on Wednesday's.
 - No water customer shall sprinkle, water, or irrigate any shrubbery, trees, groundcovers, plants, vines, gardens, vegetables, flowers, or any other landscaped or vegetated areas on between the hours of 6:00 a.m. and 9:00 p.m.
- Institutional Watering
 - No watering on ornamental turf is permitted (per Governor's Executive Order)
 - 30% reduction in water use.
- Rural Residential – No outdoor watering – except to preserve public health and safety.

[OPTION 3 – NO IRRIGATION OF TURF – ONE DAY PER WEEK]

- No outside watering of turf for all residential, commercial, industrial, and institutional customers. Watering of trees and shrubs is permitted ONE DAY PER WEEK per the established watering schedule:
 - One day per week ONLY between the hours of (9pm-11:59pm) and (12am - 6am)
 - ODD Address – May water in Tuesday's ONLY between the hours of (9pm-11:59pm) and (12am - 6am)
 - EVEN Address + Commercial/Industrial/Institutional (irrespective of address) – Thursday's ONLY between the hours of (9pm-11:59pm) and (12am - 6am)
- Rural Residential – No outdoor watering – except to preserve public health and safety.

Additional Restrictions

- No restaurants or other public place which serves food shall serve drinking water to any customer unless expressly requested by the customer.
- Hand-held hose washing is strictly prohibited for sidewalks, walkways, driveways, parking areas, patios, porches and verandas.
- Decorative fountains must recirculate water.

Penalties

- No water customer of the City shall knowingly use, or permit the use of, water in a manner contrary to any provisions of this chapter, or in an amount in excess of that use permitted by the provisions of this chapter.
- Unless otherwise provided, any water customer violating any restriction shall be guilty of an infraction, and each day or portion thereof such violation is in existence shall be a new and separate offense.
 - Any water customer determined to be guilty of an violation shall receive a verbal notice followed up with a written notice.
 - Any water customer determined to be guilty of a second violation shall be issued as and infraction, punishable by a fine of not more than one hundred (\$100.00).
 - For a third violation during any period of declared water conservation emergency an infraction, punishable by a fine not more than five hundred dollars (\$500.00).
 - For a fourth violation during any period of declared water conservation emergency an infraction, punishable by a fine not more than one thousand dollars (\$1,000.00), and placement of a flow restrictor. In addition, the City may discontinue water services.
- In addition to the above remedies, the City Manager or his or her designee is empowered, to enforce any or all of the following penalties:
 - Place a flow restricting device upon the water service;
 - Lock off of a water meter;
 - Remove a water meter;
 - Shut off the service connection.
- All costs or expenses incurred by the City for enforcement of this section shall be borne by the water customer. No water service shall be limited or discontinued until the City Manager or his or her designee provides a written notice of intent to so limit or discontinue such service and the reasons for such decision, and further, provides such water customer notice of the right to request an administrative review and hearing pursuant to the procedures set forth in Section 6-4.26 of the Municipal Code, except that any reference to "citation" in that section shall instead be deemed a reference to a "notice of intent" as described in this section. A written notice of intent shall be provided either by first class mail, by personal service on the water customer, or by posting said notice in a conspicuous place on the property wherein the violation occurred. Notwithstanding any other provision of this Code, there shall be no right to further administrative review or appeal.