

LAKE SHASTINA COMMUNITY SERVICES DISTRICT

ORDINANCE 2-14

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT PROVIDING FOR RESTRICTIONS ON USE OF WATER AND PENALTIES FOR FAILURE TO COMPLY WITH CONSERVATION MEASURES AS REQUIRED BY THE STATE.

WHEREAS, the Lake Shastina Community Services District (“District”) is granted authority to restrict use of water during drought, per Government Code Section 61000, et seq., which references and applies the Municipal Water District Law of 1911, Water Code Section 71000, et seq. (Water Code Section 71640);

WHEREAS, the District’s dependence on ground water supplies and the adverse effects of unpredictable and unreliable rain have been the primary reasons for historical water shortages. Rainfall for the last three consecutive years has been well below the historical average;

WHEREAS, the Governor has declared California to be in a state of emergency in two executive orders;

WHEREAS, the State Water Resources Control Board adopted emergency regulations pursuant to Water Code Section 1058.5 requiring limitations on irrigation and other wasteful practices; and

WHEREAS, Section 31026 of the Water Code similarly permits the District to restrict use of water during any emergency caused by drought, and to prohibit the wastage of water during such periods.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Lake Shastina Community Services District as follows:

1. Exterior irrigation within the District, or areas served by the District, including but not limited to irrigation on turf, plants, lawns shrubbery and ground cover, shall be permitted only two times per week, according to the following schedule; if automated, irrigation shall be allowed only between the hours of 7 p.m. and 7 a.m. If manually operated, irrigation shall be allowed only between the hours of 4 p.m. and 10:30 a.m. Written requests for relief from these irrigation restrictions shall be directed to the District’s General Manager.
2. District water is not available for new private or public swimming pools, ponds, or major water features during the water shortage emergency; therefore, the District will immediately cease processing all applications for these items.
3. Vehicles shall be washed only at commercial car washing facilities or by the use of a bucket or hose equipped with a hand-operated shut off valve.
4. The washing of hard surfaces such as driveways, sidewalks, patios and parking lots is prohibited except where necessary to protect health and safety.
5. Breaks or leaks in any customer’s plumbing must be immediately repaired upon discovery. If repairs cannot be immediately completed, water service to the property shall be turned off by the customer or customer’s agent to prevent water loss until such time as the repair has been completed.
6. All customers are encouraged to practice water conservation with a goal of a minimum twenty percent reduction in District-wide water use.
7. The penalties for violation of this Ordinance will fund both conservation outreach toward those who fail to conserve water and production of additional water. Because these costs are necessary to

provide water service under current drought conditions, the Board finds that the rates for water service, including penalties established under this Ordinance:

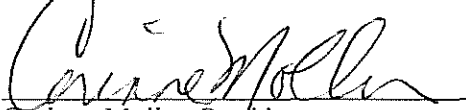
- a. Are not expected to exceed the funds required to provide water service.
 - b. Will not be used for any purpose other than to provide water service and conservation outreach.
 - c. Will not exceed the proportional cost of water service attributable to any parcel.
 - d. Are imposed only where water service is actually used by, or immediately available to, a parcel.
8. A written warning will be issued for a first violation. As a penalty for the second violation, and any subsequent violation, of restrictions set forth herein, the District will impose a fine on the infraction, in the amount of \$100 and doubling with each subsequent violation, up to a maximum of \$500 for any single violation. Upon a fourth violation, or upon an earlier violation the General Manager determines to create a significant threat to the goals of this Ordinance, the General Manager may order installation of a flow restrictor on the service line or lines in question.
9. Appeals and Exceptions: Any customer may appeal any decision made or fine imposed under this Ordinance to the Board of Directors by filing a written appeal with the District within 30 days of written notice of the fine or decision.
10. This Ordinance shall become effective upon adoption and shall remain in effect until the State declares emergency water regulations no longer in effect.

It is hereby certified that the foregoing Ordinance No. 2-14 was duly introduced at a regular meeting of the Lake Shastina Community Services District on the 17th day of September, 2014 and adopted at a regular meeting of the Lake Shastina Community Services District on the 15th day of October, 2014.

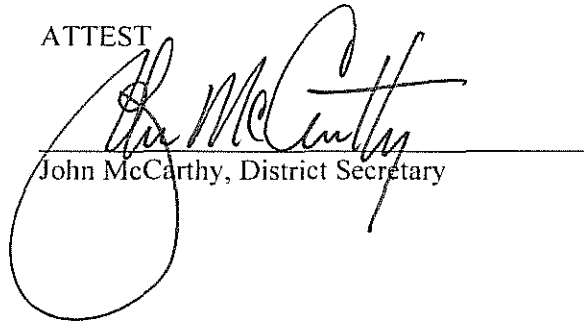
ROLL CALL VOTE:

AYES: Directors Mitchell, Moller and Wetter
NOES: None
ABSENT: Directors Cupp and Roths

Lake Shastina Community Services District by:


Corinne Moller, President

ATTEST


John McCarthy, District Secretary