

**PALMDALE WATER DISTRICT
RESOLUTION NO. 09-19**

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE PALMDALE WATER DISTRICT
DECLARING WATER CONSERVATION REGULATIONS**

WHEREAS, Palmdale Water District ("District") is a water district empowered to provide water service for domestic, sanitation and fire protection uses; and

WHEREAS, due to persistent inadequate rainfall, California is suffering from a chronic and continuing water shortage which impacts the water supply available to the District's service area; and

WHEREAS, precipitation remains substantially below normal locally, particularly in the watersheds of the sources of water supply serving Southern California and many communities in the state are suffering water shortages; and

WHEREAS, the District relies on rainfall and water supply from the State Water Project to meet its water needs; and

WHEREAS, State Water Project deliveries to the District have been reduced in response to the continuing arid conditions and could be exacerbated further by legal restrictions on the flow of State Water Project water through the Bay-Delta; and

WHEREAS, these arid conditions and reduced supplies from the State Water Project have led to a greater reliance on groundwater to meet the needs of District customers with the corresponding depletion of groundwater supplies in the District's service area; and

WHEREAS, the District's ability to rely upon and entitlement to utilize groundwater will be subject to court decisions in the basin adjudication action now pending in the court system; and

WHEREAS, following due public notice, the conduct of a public hearing and the making of findings as required by law, the District has the power and authority to adopt mandatory water conservation measures within its boundaries; and

WHEREAS, by Resolution No. 09-04 adopted by the District on March 11, 2009, a water shortage emergency was declared; and

WHEREAS, the District's new water budget allocation based rate has reduced water demand; and

WHEREAS, the District amends the mandatory water conservation measures in Resolution No. 09-04.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Palmdale Water District as follows:

Section 1: Findings: The Board of Directors of the District hereby finds and declares as follows:

- 1) The State Water Project water available to the District has been reduced with no guarantee that the District will receive emergency water deliveries.
- 2) Continued production of water from the groundwater basin without proportionate recharge of the basin through artificial recharging, stream runoff, rainfall and snow melt could impair the long-term water delivery capability of the District.
- 3) There are potential scenarios of reduced imported water supply availability combined with peak local demands that could result in insufficient water for human consumption, sanitation and fire prevention. The District is working to reduce the likelihood of such a scenario by reducing existing water demands through rates and conservation, increasing groundwater production capability, and by developing new supply sources such as recycled water.

Section 2: Authorization to Implement Restrictions on Water Consumption: The Board of Directors of the District hereby authorizes the General Manager of the District to take specific steps to meet water conservation goals and ensure adequate water supply for human consumption, sanitation, and fire protection, and to implement the regulations and restrictions on water consumption as hereinafter set forth.

Section 3: Conservation Goal and Authorized Actions. The initial conservation goal of the District is a reduction in water use of ten percent (10%), which goal is subject to adjustment from time to time based upon demands, supplies, and conservation, with an ultimate conservation goal of a reduction in water use of 20% by 2020. The General Manager is authorized to implement this resolution to meet said conservation and water supply goals.

Action 1. Mandatory Water Conservation Regulations. The General Manager shall take all steps necessary to advise the District's customers of the following mandatory regulations and to enforce them in accordance the District's existing Waste of Water Policy:

1. There shall be no hose washing of sidewalks, walkways, buildings, walls, patios, driveways, parking areas or other paved surfaces, or walls, except to eliminate conditions dangerous to public health or safety or when required as surface preparation for the application of architectural coating or painting.

2. Washing of motor vehicles, trailers, boats and other types of equipment shall be done only with a hand-held nozzle for quick rinses, except that washing may be done with reclaimed wastewater or by a commercial car wash using recycled water.
3. No water shall be used to clean, fill or maintain levels in decorative fountains, ponds, lakes or other similar aesthetic structures unless such water is part of a closed recycling system.
4. No restaurant, hotel, cafe, cafeteria or other public place where food is sold, served or offered for sale, shall serve drinking water to any customer unless expressly requested.
5. All water users shall promptly repair all leaks from indoor and outdoor plumbing fixtures.
6. Irrigation of landscaping is not to occur between 10:00 a.m. and 8:00 p.m. April to October. The District will allow an exemption from the watering schedule if an ET based controller is installed and operating.
7. No water users shall cause or allow the water to run off landscape areas into adjoining streets, sidewalks, or other paved areas due to incorrectly directed or maintained sprinklers or excessive watering. If cited, random acts of vandalism will be considered in any appeal.
8. The use of water from fire hydrants shall be limited to fire fighting and related activities and other uses of water for municipal purposes shall be limited to activities necessary to maintain the public health, safety, and welfare. The use of construction meters in accordance with standard District policy is permitted.

Section 4: Appeal: Decisions made by the District under the regulations set forth in this Resolution may be appealed by consumers in accordance with the procedure set forth in the District Rules and Regulations.

Section 5: Violation: A violation of the regulations and restrictions set forth herein may result in a fine and/or result in the discontinuance of service to consumers willfully violating the conservation measures set forth herein or such other penalty or restriction as may be allowed by law.

Section 6: Severability: If any portion of this Resolution is found to be unconstitutional or invalid, the District hereby declares that it would have enacted the remainder of this Resolution regardless of the absence of any such valid part.

Section 7: Effective Date: This Resolution shall take effect immediately.

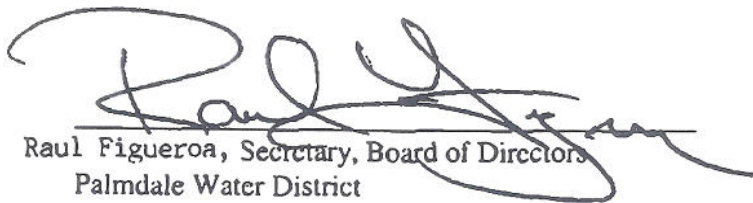
BE IT FURTHER RESOLVED, that the Board of Directors finds that the provisions of this Resolution are exempt from the provisions of the California Environmental Quality Act as an action to mitigate emergency conditions and as a rate setting measure pursuant to Public Resources Code §21080(b)(4); and

BE IT FURTHER RESOLVED, that this resolution supersedes and replaces Resolution No. 09-04 adopted by the District on March 11, 2009, which resolution is hereby rescinded and of no further force or effect.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Palmdale Water District held on December 9, 2009.



Gordon Dexter, President, Board of Directors
Palmdale Water District



Raul Figueroa, Secretary, Board of Directors
Palmdale Water District