

THE DAILY RECORDER

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PROOF OF PUBLICATION

(2015.5 C.C.P.)

State of California)
County of SACRAMENTO) ss

Notice Type: GSCL - SAC CITY LEGAL NOTICE (1 PUBS)

Ad Description:

Resolution in its entirety

I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer and publisher of the THE DAILY RECORDER, a newspaper published in the English language in the city of SACRAMENTO, county of SACRAMENTO, and adjudged a newspaper of general circulation as defined by the laws of the State of California by the Superior Court of the County of SACRAMENTO, State of California, under date 05/02/1913, Case No. 10038. That the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

06/26/2014

Executed on: 06/26/2014
At Los Angeles, California

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

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SC#: 2638468

RESOLUTION NO. 2014-0209

Adopted by the Sacramento City Council
June 17, 2014

DECLARING CONTINUING WATER SHORTAGE AND IMPLEMENTING ADDITIONAL WATER CONSERVATION RESTRICTIONS

BACKGROUND

A. The City of Sacramento has three water supply sources: American River water, Sacramento River water, and groundwater. The City diverts surface water for approximately 85% of the City's water supply from the two rivers under its Sacramento and American River water rights and entitlements, with the remaining 15% provided by groundwater wells.

B. Article XI of Chapter 13.04 of the Sacramento City Code (Outdoor Water Conservation) specifies outdoor water use limitations and restrictions to promote efficient water use and increase water conservation. City Code section 13.04.910 authorizes the City Council, by Resolution, to declare the existence of a water shortage and impose revised or additional limitations and restrictions on outdoor water use while the water shortage remains in effect.

C. On January 14, 2014, based on critical drought conditions, the Sacramento City Council adopted Resolution No. 2014-0018, declaring a water shortage and implementing Stage 2 of the City's water shortage contingency plan, which enacted water conservation measures and water use restrictions in addition to those already included in the City Code with the goal of reducing water use by 20% or more.

D. The City's Department of Utilities also activated an emergency drought response team, appointed an Incident Commander, and deployed an Incident Command Structure to effectively address all aspects of the drought including: operational issues, planning and strategy, public outreach and education, funding and financing, and logistics. The drought response team meets weekly.

E. On January 17, 2014, Governor Jerry Brown signed a proclamation declaring a drought State of Emergency in California.

F. On January 31, 2014, the State Board approved a Temporary Urgency Change Petition filed by the California Department of Water Resources (DWR) and U.S. Bureau of Reclamation (USBR), lowering Bay-Delta flow requirements to allow the DWR and USBR to reduce releases and maintain more water in State Water Project (SWP) and Central Valley Project (CVP) reservoirs, resulting in further reductions to river flow levels upstream of the City's surface water intakes. Since that time the State Board has approved subsequent revisions to SWP and CVP operations in response to the drought.

G. On April 25, 2014, Governor Jerry Brown signed a proclamation of a continued drought State of Emergency in California, which included, among other things, the following provisions:

3. Recognizing the tremendous importance of conserving water during this drought, all California residents should refrain from wasting water:

a. Avoid using water to clean sidewalks, driveways, parking lots and other hardscapes.

b. Turn off fountains and other decorative water features unless recycled or grey water is available.

c. Limit vehicle washing at home by patronizing local carwashes that use recycled water.

d. Limit outdoor watering of lawns and landscaping to no more than two times a week.

Recreational facilities, such as city parks and golf courses, and large institutional complexes, such as schools, business parks and campuses, should immediately implement water reduction plans to reduce the use of potable water for outdoor irrigation.

Commercial establishments such as hotel and restaurants should take steps to reduce water usage and increase public awareness of the drought through measures such as offering drinking water only upon request and providing customers with options to avoid daily washing of towels or sheets.

H. During the last week of May, 2014, the State Water Resources Control Board (State Board) issued notices of curtailment for post-1914 appropriative water rights in the Sacramento and San Joaquin River watersheds, and indicated that notices of curtailment to some pre-1914 and riparian right holders may be issued in the near future.

I. The City of Sacramento is implementing numerous measures to implement the City Council's declaration of water shortage and Governor's drought proclamations, promote water conservation, and increase water use efficiency, by:

- Prohibiting the use of City water to wash down sidewalks, driveways, or parking areas.

- Prohibiting the waste of City water from leaky water lines or fixtures, and prohibiting water runoff due to excessive application of City water for irrigation.

- Encouraging residents to limit residential car washing by patronizing carwashes that recycle water. The City also prohibits residential car washing with a hose unless the hose is equipped with an automatic shut-off nozzle attachment, and the attachment is being used to shut off the flow of water at all times when the hose is not being used to wash the vehicle.

- Limiting outdoor irrigation for residential or commercial purposes while daylight savings time is in effect to two days per week, based on the street address, with no watering allowed between 10 a.m. and 7 p.m., and no watering allowed at all on Mondays, Thursdays, and Fridays. Outdoor irrigation is restricted to one day per week when daylight savings time ends.

- Significantly increasing enforcement of the City's outdoor water use restrictions, with a doubling of violation penalties while the water shortage remains in effect. To enforce these restrictions, the City has trained code enforcement officers to augment City water conservation staff in patrolling the streets. Over 1,800 notices of violation have been issued for irrigation-related violations since the water shortage began.

- Establishing a multi-departmental task force to assure that the City would lead by example and significantly reduce the



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City's own water use. Following the City Council's declaration of a water shortage in January, the use of water from February through May by City parks and other City facilities (approximately 1,000 accounts) has been reduced by approximately 57 % from the same time period in 2013.

- Working with commercial and governmental water service customers to identify ways to reduce water usage, including reductions in outdoor irrigation usage, and encouraging restaurants and hotels to conserve water by offering drinking water on request and providing options to the daily washing of towels or sheets.

- Conducting an extensive and ongoing public information effort throughout the City to inform City residents and businesses of the need for water conservation, the water use limitations and restrictions adopted and enforced by the City, and practical ways to reduce water use.

- Doubling the City's ongoing leak detection and correction efforts.

- Advancing roll-out of the City's "River Friendly Landscape Program" (aka "cash for grass") to encourage residential customers to replace turf with drought tolerant landscaping.

- Expediting the rehabilitation of nine existing groundwater wells on an emergency basis to reduce surface water usage, and entering into agreements with neighboring agencies to receive supplemental groundwater if needed due to drought-related shortages.

J. The only item in the Governor's proclamation of a continuing drought State of Emergency excerpted in Recital G, above, not already being addressed by the City is the call for residents and businesses to turn off fountains and other decorative water features unless recycled or grey water is used.

K. This Resolution adds a provision addressing the use of water fountains to the City's Stage 2 water conservation measures, and adds restrictions to the City's current outdoor water use requirements to improve the enforcement and effectiveness of these requirements while the water shortage continues.

B A S E D ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1. Based on the on-going drought conditions, the Sacramento City Council hereby declares that a water shortage continues to exist, and that each and every provision of Resolution No. 2014-0018 shall remain in full force and effect, as supplemented by the provisions of this Resolution.

Section 2. The water conservation measures and water use restrictions described below are adopted:

A. The City Manager shall encourage City residents and businesses to turn off fountains and other decorative water features that do not use recycled water or grey water.

B. No person shall knowingly or willingly cause or allow any city water used on residential property for non-irrigation purposes to flow away as water waste runoff (as defined in City Code section 13.04.840) from property owned or occupied by such person, except for water

used to wash a vehicle in compliance with City Code section 13.04.870(B).

Section 3. The water conservation measures and water use restrictions described in Section 2 of this Resolution are in addition to the provisions of Resolution No. 2014-0018 and the existing provisions of Article XI of Chapter 13.04 of the City Code (Outdoor Water Conservation); in the event of any conflict between any provision of Article XI and this Resolution or Resolution No. 2014-0018, the provisions of this Resolution and Resolution No. 2014-0018 shall govern while these Resolutions remain in effect.

Section 4. The City Manager is authorized and empowered to delegate the City Manager's authority hereunder to such assistants, deputies, officers, employees, or agents of the City as the City Manager shall designate, and to establish such rules, regulations, and procedures, and to prepare or furnish such forms, as the City Manager deems necessary or appropriate to carry out the provisions of this Resolution.

Section 5. No person shall use, or cause to be used, City water in violation of any of the provisions of this Resolution, or of Resolution No. 2014-0018, while the water shortage remains in effect, as specified in City Code § 13.04.870(G).

Section 6. The penalties for violations specified in City Code § 13.04.890 shall continue to be doubled while the water shortage remains in effect, as specified in City Code § 13.04.890(D).

Section 7. This Resolution shall be effective upon its adoption, and shall remain in effect until rescinded or otherwise modified by subsequent resolution of the City Council.

Section 8. This Resolution shall be published within ten days after its adoption, pursuant to California Water Code § 376(a).

Adopted by the City of Sacramento City Council on June 17, 2014, by the following vote:

Ayes: Members Ashby, Cohn, Hansen, McCarty, Pannell, Schenirer, Warren, and Mayor Johnson.

Noes: None

Abstain: None

Absent: Member Fong.

Attest:

Shirley Concolino, City Clerk
6/26/14

SC-2638468#

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