

**RESOLUTION NO. 919**

**A RESOLUTION REQUIRING WATER CONSERVATION AND PROHIBITING NONESSENTIAL WATER USE DURING CRITICAL DROUGHT OR IN OTHER TIMES OF EMERGENCY WHEN THERE MAY BE INSUFFICIENT WATER, AND REPEALING ARTICLE VII OF RESOLUTION NO. 841.**

WHEREAS, the City by Resolution No. 841, dated June 27, 1991, established criteria for a voluntary water conservation program using even/odd addresses to regulate nonessential residential, commercial and industrial water uses on an alternate day basis from July 1, to October 1; and

WHEREAS, the City by Resolution No. 841, dated June 27, 1991, adopted mandatory procedures to reduce water consumption in the event of a critical drought, emergency situation, a reduction in pumping or in other times of emergency; and

WHEREAS, the City is expanding the water production storage and transmission capabilities of the City water system and expects to complete these improvements after anticipated peak summer demands in July and August; and

WHEREAS, the extremely dry May weather resulted in water consumption which was approximately 90 percent higher than the previous May, (2.5 MGD versus 1.3 MGD); and

WHEREAS, continued increases in demand above previous consumption could result in inadequate supply; and

WHEREAS, the City needs additional flexibility between the voluntary plan and present mandatory controls because of a critical drought, emergency situation, a reduction in pumping or in other times of emergency; and

WHEREAS, an ongoing program of water conservation will help protect our water resources, now and in the future; and

WHEREAS, the City needs to insure that water is available for fire protection and other essential uses.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Wilsonville resolves as follows:

ARTICLE I  
ONGOING WATER CONSERVATION PROGRAM

Section 1. The purpose of this Article is to restrict nonessential water use in order to protect the City's water resources without creating an undo hardship for water users.

Section 2. The City of Wilsonville shall establish a water conservation program to increase public awareness of the benefits of water conservation and to include the following ongoing restrictions:

- A. Landscape sprinkling for each landscaped area (i.e. sprinkler zone) shall be limited to 20 minutes per day. This requirement is waived for new landscaping within 180 days of occupancy of a facility.
- B. No landscape watering shall be allowed between 9:00 a.m. and 5:00 p.m. if the outside temperature exceeds 75° Fahrenheit. This requirement is waived for new landscaping within 180 days of occupancy of a facility.
- C. All watering with a hand held hose is exempt from restrictions.
- D. In all new construction and in all repair and/or replacement of fixtures or trim, only fixtures or trim not exceeding the following flow rates and/or water usage shall be installed. (These rates are based on a pressure at the fixture of 40 to 50 psi.)

Water closet, tank type	3.5 gal per flush
Water closets, flushometer type	3.5 gal per flush
Urinals, tank type	3.0 gal per flush
Shower heads	3.0 GPM
Lavatory, sink facets	4.0 GPM
- E. Faucets of lavatories located in restrooms intended for public use shall be of the metering or self-closing type.

ARTICLE II  
WATER RESTRICTIONS DURING DROUGHT CONDITIONS

Section 1. The purpose of this article is to restrict water use to insure fire flow and essential requirements during drought conditions.

Section 2. The City of Wilsonville shall restrict landscape sprinkling on an alternate day basis (i.e. even numbered addresses may water on even numbered days and

odd numbered addresses on odd numbered days) under the following conditions:

- A. The Public Works Director shall inform the City Manager when water consumption exceeds production and available water storage is approaching the minimum the City requires to meet fire protection and other essential requirements.
- B. Upon notification, the City Manager shall impose the landscape water restrictions effective immediately upon posting notices in three (3) conspicuous places in the City and announcement in a newspaper of general publication within the City when feasible.
- C. The restrictions shall stay in effect until such time as the City Manager finds that the conditions which gave rise to the restrictions no longer exist. The City Manager may declare the prohibition terminated in whole or in part effective immediately upon announcement.

### ARTICLE III

#### EMERGENCY WATER RESTRICTIONS

Section 1. The purpose of this article is to restrict water use to essential service during times of critical water shortages due to severe drought, reduction in pumping capability or other emergency situation where there may be an insufficient water supply.

Section 2. The City Manager shall declare an emergency by means of posting notice in three (3) public and conspicuous places in the City and by announcement in a newspaper of general circulation within the City when feasible. such announcement shall prescribe the action taken by the City Manager, including the time it became or will become effective, and shall specify the particular activities for which the use of water will be prohibited.

Section 3. When a declaration of emergency is announced and notice has been given, the use and withdrawal of water by any person may be limited, including prohibition of the following:

- A. Sprinkling, watering or irrigation shrubbery, trees, lawns, grass, ground covers, plants, vines, gardens, vegetables, flowers or any other vegetation. Upon request, the Public Works Director may approve exceptions for new landscaping that has previously been planted, but not established.
- B. Washing automobiles, trucks, trailers, trailer houses, motorbikes, boats, or any other type of mobile equipment.

- C. Washing sidewalks, driveways, parking lots, tennis courts, filling station aprons, porches and other hard surface area.
- D. Washing the outside of dwellings, washing the inside or outside of office buildings.
- E. Washing and cleaning any business or industrial equipment and machinery.
- F. Operating any ornamental fountain, scenic or recreational ponds and lakes or other structure making a similar use of water, except for the minimum necessary to support fish life.
- G. Use of water to fill, refill or add to any swimming and wading pools or jacuzzi not employing a filter and recirculating system, and evaporation covers, or where the use of the pool is required by a doctor.
- H. Permitting the escape of water through defective plumbing.
- I. Use of water for construction projects.
- J. Water to serve customers in a restaurant unless requested.

Section 4. Whenever the City Manager shall find that the conditions which gave rise to the water prohibition no longer exist, the City Manager may declare the prohibition terminated in whole or in part, effective immediately upon announcement.

Section 5. The City Manager shall make or cause to be made a record of each time and date when any emergency declaration is announced to the public and this includes the notice of termination, both in whole or in part.

#### ARTICLE IV ENFORCEMENT

Section 1. Any police officer of Clackamas County or employee of the City may enter the premises of any person for the purpose of shutting off or reducing the flow of water being used contrary to the provisions of the prohibition.

Section 2. A person convicted of a violation of any provision of this resolution shall be punished upon a first conviction thereof for a violation and upon a subsequent conviction thereof for a Class C Misdemeanor. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punished as such hereunder.

#### ARTICLE V REPEAL OF PRIOR RESOLUTION

Upon adoption of this Resolution by the City Council, Article VII of Resolution

No. 841 enacted by the City Council on June 27, 1991, is hereby repealed.


ARTICLE VI  
VALIDITY

The invalidity of any section clause, sentence or provision of this Resolution shall not affect the validity of any other part or section of this Resolution which can be given effect without such invalid part(s).

ADOPTED by the City Council of the City of Wilsonville at a regular meeting thereof this 15th day of June, 1992, and filed with the Wilsonville City Recorder this same date.

  
GERALD A. KRUMMEL, Mayor

ATTEST:

  
VERA A. ROJAS, CMC/AE, City Recorder

SUMMARY of Votes:

Mayor Krummel	<u>AYE</u>
Councilor Chandler	<u>AYE</u>
Councilor Carter	<u>AYE</u>
Councilor Lehan	<u>AYE</u>
Councilor Van Eck	<u>ABSENT</u>