

ORDINANCE NO. 1014 N.S.

AN URGENCY ORDINANCE OF THE CITY OF EL PASO DE ROBLES  
UPDATING SECTION 14.02.060 OF THE PASO ROBLES MUNICIPAL CODE  
RELATED TO WATER CONSERVATION

---

WHEREAS, California has entered the fourth year of a severe drought; and

WHEREAS, on April 1, 2015, Governor Brown issued Executive Order No. B-29-15 imposing mandatory reductions on the City of Paso Robles and other cities and communities; and

WHEREAS, the Governor's Executive Order calls for the City of Paso Robles to reduce water usage an additional 28% as compared to 2013 usage; and

WHEREAS, the Governor's order prohibits irrigation with potable water of ornamental turf on public street medians, landscape watering during and within 48 hours of rain, and limits new construction irrigation; and

WHEREAS, "Level 2" watering restrictions set forth in Ordinance No. 957 N.S. have been in effect in Paso Robles since May 2012, including outdoor watering restrictions of 3 days per week, however, water usage fell only 11% since that time; and

WHEREAS, the City desires to achieve the required reduction in water usage by adding additional mandatory water conservation measures to the Level 2 watering restrictions in order to achieve the required water usage reduction as quickly as possible;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The City Council hereby finds and declares that all of the Recitals above are true and correct. The adoption of this Ordinance is necessary to allow for the immediate preservation of the public peace, health and safety by conserving water during the ongoing historic drought and to comply with the Governor's directive to the City of El Paso de Robles.

Section 2. Section 14.02.060 of the Paso Robles Municipal Code is hereby amended to read as follows:

• **14.02.060 - Level 2 water supply shortage—Mandatory reductions.**

A. The city council, or in the event prompt action is necessary, the city manager, may recommend and declare a Level 2 water supply shortage condition (a "Level 2 Condition") when there is a reasonable probability, due to a projected imbalance in available water supply and projected peak demand, that there will be a supply shortage and that a consumer demand reduction of up to twenty percent is required in order to ensure that sufficient supplies will be available to meet anticipated demands. Upon the declaration of a Level 2 condition, the city manager or his designee shall take the necessary actions to notify the public and implement the mandatory Level 2 condition conservation practices identified in this chapter. In the event a Level 2 condition has been declared by the city manager, the city council shall consider the ratification of such declaration at its next regularly scheduled meeting or at a special meeting called for such purpose.

B. During the period of a declared Level 2 condition, all water customers shall be required to comply with all Level 1 condition measures, set forth in Section 14.020.050, and also shall comply with the following conservation measure:

1. The city shall establish and post a schedule for the months in which all landscape irrigation shall be limited to no more than two (2) assigned days per week. Such schedule shall also specify any limited exceptions to such restrictions.
2. Watering of landscaping shall be prohibited during and within 48 hours of rainfall.
3. All irrigation of street medians shall cease.

C. At its discretion, the city may suspend the issuance of new hydrant meters and/or recall all outstanding meters in accordance with the city's existing hydrant meter rental agreement.

D. The city manager may recommend and, upon resolution of the city council, implement a water allocation per customer account served by the City of El Paso de Robles, and a schedule of per unit penalties for use exceeding the water allocation. If the city council adopts or modifies water allocations, the city manager will post notice of the water allocation prior to the effective date(s). Following the effective date(s) of the water allocation as established by the city council, any customer that uses water in excess of the allocation will be subject to a penalty for each billing unit of water in excess of the allocation. The per unit penalty for excess water usage will be in addition to any other remedy, penalty, or fine that may be imposed for violation of this chapter. At the city's discretion, the water conservation measures required under Level 1 and Level 2 conditions may be suspended during the period a water allocation is in effect.

Section 3. This Ordinance is exempt from the California Environmental Quality Act ("Public Resources Code section 21000 *et seq.*") ("CEQA") because there is no possibility that it will have a significant impact upon the environment as it will help conserve water resources and comply with the directive to the City to reduce water usage.

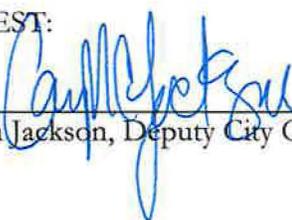
Section 4. Effective Date. This Ordinance shall take effect immediately upon adoption.

Section 5. Publication. The City Clerk will certify to the passage of this Ordinance by the City Council of the City of El Paso de Robles, California and cause the same to be published once within fifteen (15) days after its passage in a newspaper of general circulation, printed, published and circulated in the City in accordance with Government Code Section 36933.

Introduced and passed and adopted at a regular meeting of the City Council of the City of El Paso de Robles held on May 5, 2015 by the following roll call vote, to wit:

AYES: Strong, Hamon, Gregory, Martin  
NOES: Reed  
ABSENT:  
ABSTAIN:

  
\_\_\_\_\_  
Steven W. Martin, Mayor

ATTEST:  
  
\_\_\_\_\_  
Caryn Jackson, Deputy City Clerk