## **RESOLUTION NO. 13-52**

## A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SIERRA MADRE ADOPTING MANDATORY WATER CONSERVATION MEASURES TO BE IMPLEMENTED BY SIERRA MADRE RESIDENTS AND BUSINESSES

WHEREAS, the City of Sierra Madre and the San Gabriel Valley are in the midst of an extended period of below average rainfall; and

WHEREAS, groundwater levels at Sierra Madre water production wells approached all-time lows; and

WHEREAS, for the rainy season of 2012-2013 the City received only 9.72 inches of precipitation, compared to the City's average of 19.64 inches; and

WHEREAS, low levels of precipitation have not provided water for recharge of the groundwater basin or any associated improvement in groundwater levels; and

WHEREAS, low groundwater levels increase wear on water production equipment and increase water production costs; and

WHEREAS, low groundwater levels may be linked to increased concentration of groundwater contamination; and

WHEREAS, the Raymond Basin Management Board, in its capacity as Watermaster for Sierra Madre has enacted its "500 foot rule" which reduces Sierra Madre's adjudicated groundwater extraction right by 47%; and

WHEREAS, conservation of groundwater and reduction of water usage will reduce the impact of the present drought on the City's groundwater supply.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Sierra Madre, that:

SECTION I – Resolution 13-12 regarding Mandatory Conservation, adopted on May 28, 3013 is hereby rescinded in its entirety.

SECTION 2 - All residents and businesses within Sierra Madre with an average bimonthly consumption from the base period (as defined in Section 13.24.160 of the Municipal code) of less than 1200 cubic feet (12 units) of water, are exempt from mandatory water conservation.

SECTION 3 – All residents and businesses within Sierra Madre with an average bi-monthly consumption from the base period (as defined in Section 13.24.160 of the Municipal code) of between 1300 and 1700 cubic feet (13 units and 17 units), are hereby directed to conserve water through implementation of Phase I water

conservation measures as described in SMMC 13.24.070(B). These measures are to be effective immediately.

SECTION 4 – All residents and businesses within Sierra Madre with an average bi-monthly consumption from the base period (as defined in Section 13.24.160 of the Municipal Code) of greater than 1700 cubic feet (17 units), are hereby directed to conserve water through implementation of Phase II water conservation measures as described in SMMC 13.24.080(B). These measures are to be effective immediately.

SECTION 5 – As described in SMMC 13.24.200, the base period allocation is determined by calculating average consumption for three consecutive billing cycles comprising Summer and Winter usage.

For customers with a billing date of January (generally east of Baldwin Avenue), the Winter base period includes consumption reflected on January, March and May bills for calendar year 2013. The Summer base period includes consumption reflected on the July, September and November bills for calendar year 2012.

For customers with a billing date of February (generally west of Baldwin Avenue), the Winter base period includes consumption reflected on February, April and June bills for calendar year 2013. The Summer base period includes consumption reflected on the August, October and December bills for calendar year 2012.

SECTION 6 – For water customer accounts billed for multiple dwellings on a single water meter, the number of dwelling units will be divided into the bi-monthly consumption to determine the level of required conservation for that account, and to determine any penalties.

SECTION 7 - There shall be no Utility User Tax (UUT) assessed on the penalty charges on a customer's water bill.

SECTION 8 – Pursuant to Municipal Code Section 13.24.210, The water department shall evaluate and monitor the projected availability, supply, and demand for water, and shall recommend to the City Manager, the extent of the conservation phases required by customers, so the department may prudently plan for and deliver water to its customers on a continuous fiscal year basis. The City Council shall, after a noticed public hearing and by resolution, order that the appropriate phase of water conservation be implemented, modified, or rescinded. The resolution shall become effective immediately upon adoption by the City Council and shall be published once in the newspaper of general circulation.

SECTION 9 – This Resolution shall remain in effect until superseded by further City Council Resolution or until the water emergency has ended as determined by the City Council.

SECTION 10 – Staff is directed to exercise all reasonable means to disseminate to the community information about water conservation and the urgent need to conserve.

Approved and Adopted on the 9<sup>th</sup> day of July, 2013.

I, the undersigned, hereby certify that the foregoing Resolution Number No. 13-52 was duly adopted by the Sierra Madre City Council following a roll call vote:

AYES: WALSH, HARABEDIAN, CAPOCCIA, KOERBER, MORAN

NOES: NONE	
ABSENT: NONE	
ATTEST:	Nancy Walsh, Mayor
Nancy Shollenberger, City Clerk	APPROVED AS TO FORM

Teresa Highsmith, City Attorney