

RESOLUTION 2022-18

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
BEAUMONT-CHERRY VALLEY WATER DISTRICT
AMENDING RESOLUTION 2022-12 AS RELATED TO WATER
USE RESTRICTIONS**


WHEREAS, on April 28, 2022, the Board of Directors adopted Resolution 2022-12 Authorizing the Implementation of Water Use Restrictions and Rescinding Resolution 2016-05; and

WHEREAS, the Board desires to amend Resolution 2022-12 pursuant to regulations promulgated by the State Water Resources Control Board,

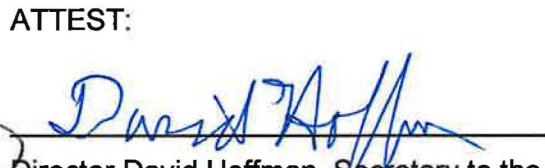
NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Beaumont-Cherry Valley Water District that Attachment A of Resolution 2022-12 is hereby replaced with Attachment A herewith.

ADOPTED this 8th day of June, 2022, by the following vote:

AYES: Williams, Stawson, Hoffman, Ramirez
NOES:
ABSTAIN:
ABSENT: Covington



Director Kona Williams, President of the
Board of Directors of the
Beaumont-Cherry Valley Water District

ATTEST:


Director David Hoffman, Secretary to the
Board of Directors of the
Beaumont-Cherry Valley Water District

Attachment A:
Water Shortage Level 3

ATTACHMENT A
WATER SHORTAGE LEVEL 3
REVISED JUNE 8, 2022

SECTION 1: MANDATORY PROHIBITIONS ON WATER WASTE

Under the Emergency Regulations adopted on January 4, 2022 (effective January 18, 2022), by the State Water Resources Control Board the following are prohibited:

1. The application of potable water to outdoor landscapes in a manner that causes runoff such that water flows onto adjacent property, non-irrigated areas, private and public walkways, roadways, parking lots, or structures.
2. Use of a hose dispensing potable water for car washing without a shutoff nozzle
3. The application of potable water to sidewalks, driveways, and other impervious surface(s)
4. The use of potable water for street cleaning or construction site preparation purposes, unless no other method can be used or as needed to protect the health and safety of the public
5. Use of potable water for decorative fountains, or the filling or topping off lakes or ponds
6. Application of water to irrigate turf and ornamental landscapes during and within 48 hours of measurable rainfall of at least one fourth of one inch of rain

SECTION 2: WATER USE RESTRICTIONS

1. Watering of residential lawns, parks, sports fields, schools, and turf that is regularly used for human recreational purposes or for civic or community events is limited to eight (8) minutes between the hours of 8:00 p.m. and 8:00 a.m., three (3) days per week from May through October
 - a. Monday, Wednesday, and Friday for "odd" addresses
 - b. Tuesday, Thursday, and Sunday for "even" addresses
 - c. Meter accounts that do not have a physical address shall conform with the irrigation schedule of "odd" addresses
2. Watering of residential lawns, parks, sports fields, schools, and turf that is regularly used for human recreational purposes or for civic or community events is limited to eight (8) minutes between the hours of 8:00 p.m. and 8:00 a.m., two (2) days per week from November through April
 - a. Monday and Friday for "odd" addresses
 - b. Tuesday and Saturday for "even" addresses
 - c. Meter accounts that do not have a physical address shall conform with the irrigation schedule of "odd" addresses
3. Watering of non-functional turf that is solely ornamental and not regularly used for human recreational purposes or for civic or community events is prohibited at commercial, industrial, and institutional sites as defined by the State Water Resources Control Board.
 - a. Notwithstanding the above, the use of water is not prohibited by this section to the extent necessary to ensure the health of trees and other potential non-turf

plantings or to the extent necessary to address an immediate health and safety need

- b. Notwithstanding the above, the District will consider and may approve a request for continued irrigation of non-functional turf where the user certifies that the turf is a low water use plant with a plant factor of 0.3 or less, and demonstrates the actual use is less than 40 percent of reference evapotranspiration
4. Restaurants and other food service establishments may only serve water to customers upon request
5. Lodging facilities must provide guests with the option of opting out of linen services (daily laundering). Lodging facilities to display the option to opt out clearly in each room
6. Pools
 - a. No filling of new swimming pools
 - b. Topping off existing pools is permitted
 - c. Homeowners Association (HOA) and other community pools shall implement necessary protocols to minimize the draining and refilling of their respective pools
7. Issuance of construction meters shall be conditionally allowed under the following:
 - a. Activities related to rough grading of developments or parcels equal to or greater than five (5) acres shall be subject to Board Approval.
 - i. Applicant shall identify to staff grading duration, approximate quantity of water needed and conditions for which the Board of Directors is to consider.
 - b. Frequency of monitoring shall be determined on a case-by-case basis as determined by actual consumption requirements.
 - c. Activities related to rough grading of developments or parcels less than 5 (five) acres will be at the discretion of staff.

SECTION 3: PENALTIES, FEES, AND REMEDIES

The following financial penalties will be imposed a when a customer violates the mandatory restrictions set forth in Sections 1 and 2 above:

1. First Violation – Written Notice

Any notice required by this proposed Resolution may include, for example and not by way of limitation, the following information:

 - a. The water conservation stage and restrictions that are in effect
 - b. Actions required for compliance in order to prevent future violation
 - c. Penalties and enforcement actions which may be imposed for future violations
2. Second violation: A penalty will be imposed in an amount equal to 10 percent of the customer's current water bill
3. Third violation: A penalty will be imposed in an amount equal to 20 percent of the customer's current water bill

4. Fourth Violation: A penalty will be imposed in an amount equal to 30 percent of the customer's current water bill
5. Fifth Violation (and any subsequent violation): A penalty will be imposed in an amount equal to 50 percent of the customer's current water bill

In the event of any violation after the fifth violation, the Board of Directors, may determine, in its reasonable discretion, that the continued violation of restrictions set forth in the Resolution warrant the initiation of procedures for the suspension or termination of water service pursuant to Part 15 of the District's Regulations Governing Water Service.