

# City of White Oak Water Rationing Effectively Immediately 8/10/11

## Stage 2 – Moderate Water Shortage Conditions

**Water Use Restrictions: Under threat of penalty for violation, the following water use restrictions shall apply to all persons.**

- 1) Irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems shall be limited to Sundays and Thursdays for customers with a street address ending in even number 0, 2, 4, 6 or 8)
- 2) Saturdays and Wednesdays for water customers with street address ending in odd number 1,3,5,7 or 9)
- 3) The irrigation of landscaped areas is further limited to the hours between 10 p.m. and 6 a.m. on designated watering days. However, irrigation of landscaped area is permitted at anytime if it is by means of a hand-held hose, a faucet filled bucket or watering can of five (5) gallons or less, or drip irrigation systems.
- 4) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is prohibited except on designated watering days between the hours of 8 p.m. and 12:00 midnight. Such washing, when allowed, shall be done with a handheld bucket or hand-held hose equipped with a positive shutoff nozzle for quick rinses. Vehicle washing may be done at anytime on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public are contingent upon frequent vehicle cleaning, such as garbage trucks and vehicles used to transport food and perishables.
- 5) Use of water to fill, refill or add to any indoor or outdoor swimming pools, wading pools, or Jacuzzi-type pools is prohibited except on designated watering days between the hours of 10 p.m. and 6 a.m.
- 6) Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life, or where such fountains or ponds are equipped with a recirculating system.
- 7) Use of water from fire hydrants shall be limited to fire fighting and related activities, or other activities necessary to maintain public health, safety, and welfare, except that use of water from designated fire hydrants for construction purposes may be allowed under special permit from the City.
- 8) All restaurants are prohibited from serving water to its patrons except when requested.
- 9) The following uses of water are defined as non-essential and are prohibited: wash down of any sidewalks, driveways, parking lots, tennis courts, or other hard surfaced area, use of water to wash down buildings or structures for purposes other than immediate fire protection, use of water for dust control, flush gutters or permitting water to run or accumulate in any gutter or street, and failure to repair a controllable leak(s) within a reasonable period after having been given notice
- 10) No person shall knowingly or intentionally allow the use of water from the City for residential, commercial, industrial, agriculture, governmental, or any other purpose in a manner contrary to any provision of this plan.
- 11) Any person who violates this Plan is guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than two hundred and fifty (\$ 250.00) and not more than two thousand dollars (\$2,000.00). Each day that one or more of the provisions in this Plan is violated shall constitute a separate offense. If a person is convicted of three or more distinct violations of this Plan, the Manager shall, upon due notice to the customer, be authorized to discontinue water service to the premises where such violations occur. Services discontinued under such circumstances shall be restored

only upon payment of a re-connection charge, hereby established at seventy-five (\$75.00) and any other costs incurred by the City in discontinuing service. In addition, suitable assurance must be given to the manager that the same action shall not be repeated while the Plan is in effect. Compliance with this Plan may also be sought through injunctive relief in the district court.

- 12) Any person, including a persona classified as a water customer of the City, in apparent control of the property where a violation occurs or originates, shall be presumed to be the violator, and proof that the violation occurred on the person's property shall constitute a rebuttable presumption that the person in apparent control the property committed the violation, but any such person shall have the right to show that he/she did not commit the violation. Parents shall be presumed to be responsible for violations of their minor children, and proof that a violation committed by a child occurred on property within the parents' control shall constitute rebuttable presumption that the parent committed the violation, but any such parent may be excused if he/she had previously directed the child not to use the water as it was used in violation of this Plan and that the parent could not have reasonably known of the violation.
- 13) Any City Police Officer, or other City Employee designated by the Manager, may issue a citation to a person he/she reasonably believes to be in violation of this Ordinance. The citation shall be prepared in duplicate and shall contain the name and address of the alleged violator, if known, the offense charged, and shall direct him/her to appear in the White oak Municipal Court on the date shown on the citation. That appearance shall be complete upon delivery of the citation to the alleged violator, to an agent or employee of a violator, or to a person over 14 years of age who is a member of the violator's immediate family or is a resident of the violator's residence. The alleged violator shall appear in White oak Municipal Court to enter a plea of guilty for the violation of this Plan. If the alleged violator fails to appear in White Oak Municipal Court, a warrant for his/her arrest may be issued. A summons to appear may be issued in lieu of an arrest warrant. These cases shall be expediated and given preferential setting in White Oak Municipal Court before all other cases.