

ORDINANCE N0 (2008) - 347

AN ORDINANCE TO ESTABLISH STAGE 2 MANDATORY WATER CONSERVATION RESTRICTIONS AND RULES AND TO PROVIDE PENALTIES FOR VIOLATION OF SAID RESTRICTIONS AND RULES.

Whereas, current conditions are causing excessive demand and emergency shortages in the City's water supply reservoirs; and

Whereas, Every day water mandatory water conservation restrictions, the Stage 1 and the Amended Stage 1 mandatory water conservation restrictions and rules have not resulted in sufficient reduction of the average day customer water demand at the water plants; and

Whereas, it is necessary to implement additional mandatory water use controls in order to protect the public health, safety, and welfare through the provision of adequate water for drinking, sanitation, and fire protection services;

NOW THEREFORE, BE, IT ORDAINED BY THE CITY COUNCIL OF RALEIGH, NORTH CAROLINA THAT:

Section 1. In addition to the every day mandatory water conservation restrictions, the Stage 1 and Amended Stage 1 mandatory water conservation restrictions and rules not otherwise in conflict with this ordinance, the following Stage 2 mandatory water conservation restrictions and rules are in effect to regulate the specified uses of water from the City of Raleigh public water supply:

OUTDOOR WATER USES:

1. Irrigation uses of the City public water supply are prohibited as follows:

Watering by Automatic spray or non-automatic irrigation is prohibited.

Watering by Hose-end sprinklers is prohibited.

Watering by low volume drip irrigation systems is prohibited; except, the watering restrictions of this ordinance shall not apply to low volume drip irrigation for watering of commercial containerized plants and commercial plant stock in trade.

Watering by Hand held hose is prohibited.

New Landscape Establishment Permits will not be issued.

2. Filling new swimming or wading pools is prohibited. Filling of pools drained for repair after the effective date of Stage 2 mandatory restrictions and rules is prohibited. Potable water may be added to pools to maintain sanitary operating conditions.

3. Washing vehicles at any location is strictly prohibited,

- except as specifically approved by the Public Utilities Director for the purpose of maintaining public health and sanitary conditions of the vehicles.

- except car wash facilities certified by the City Public Utilities Director for water conservation may continue to operate. All certified vehicle wash facilities, immediately following certification shall display at the entrance of the facility the approved for water conservation placard issued by the City's Public Utilities Department at all times.

Any vehicle wash facility that is not certified by the Public Utilities Director shall not be permitted to use City of Raleigh water supplied water for operation during Stage 2 mandatory water conservation restrictions and rules until it is in compliance with the requirements of the conservation certification program or until the Stage 2 mandatory water conservation restrictions and rules are repealed.

4. Washing of areas such as sidewalks, patios, decks, driveways, parking lots, streets and exterior building surfaces is strictly prohibited. This restriction shall not apply to the washing of soiled areas for maintenance of public health and sanitary conditions

5. Water use for the purpose of filling, flushing, pressure and bacteriological testing of new water mains extensions permitted by the City after the effective date of this ordinance is strictly prohibited, until this ordinance is rescinded by the City,

- except for new water mains that are filled and tested with Raleigh supplied water that is completely captured in tanker trucks previously certified by the City Public Utilities Director for use in water conservation recycling and transport of such water to the City's E.M. Johnson Water Plant. No tanker trucks shall be certified for such use unless they have been previously tested by the City to verify they are suitable for water transport and meet the minimum capacity needed to permit the City's standard new water main flushing and testing. All direct City costs associated with certification of tankers, testing, inspection, transport and recycling, including the cost of the water, shall be recovered by the City as determined by the Public Utilities Director, for water main extensions constructed by private sector development, prior to these water main being permitted for operation, service and certificates of occupancy issued for facilities served from the water mains.

Also, water use from hydrant meters is prohibited unless specifically authorized by the Public Utilities Director for washing of soiled areas for maintenance of public health and sanitary conditions.

Leaking water services or plumbing will be interrupted immediately upon notification to the City's Public Utilities Department. Once repairs are completed by the customer or their agent, the water service will be restored.

The application of reuse water on the landscape is encouraged and not regulated by the City's water conservation ordinances.

INDOOR WATER USES:

1. Drinking water shall not be served in a public restaurant, except upon request
2. All non-essential use of water for commercial or public use is prohibited.
3. Buildings with water-cooled air conditioners or heating equipment that does not recycle City supplied water must adjust thermostats to the highest or lowest settings available, respectively, except when occupant health and safety are adversely affected.
4. Hotels/motels/bed and breakfast inns will ask guests spending more than one night to use their towels and bed linens more than once between laundering.
5. Major water customers shall review their water uses and implement industry specific best management water conservation practices.

Section 2. Violation of this ordinance may be punished by any of the means available to the City through the provisions of N.C.G.S 160A-175. The civil penalty amount for the first violation of this ordinance is \$1,000.00 and a reoccurring violation may result in interruption of water service to the offending customer. The City will issue written notification to the customer and occupant of intent to interrupt water service and twenty-four (24) hours later will interrupt water service unless the violation has ceased. Each day shall constitute a separate violation. If water service has been interrupted due to repeat violation of this ordinance, service will not be re-instated until the Public Utilities Director has determined that the risk to the City water supply has been alleviated or the Public Utilities Director is otherwise assured of compliance.

Section 3. All laws and clauses of laws in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. This ordinance is effective upon a finding by the City Manager that the remaining water supply in Falls Lake has reached 90 days or less, as defined in the City's Water Conservation Plan, or on the effective date indicated below.

Adopted: February 5, 2008

Effective: February 15, 2008

Cc: City Manager
City Attorney
City Department Heads