

RESOLUTION NO. 4389-2021

RESOLUTION OF THE FORT BRAGG CITY COUNCIL RECOMMENDING AND ENCOURAGING VOLUNTARY IMPLEMENTATION OF STAGE 1 WATER CONSERVATION MEASURES

WHEREAS, the City of Fort Bragg has experienced significantly less rainfall over the past two years placing the City in an extreme drought condition; and

WHEREAS, the water flows from the City's three raw water sources continue on a downward trend; and

WHEREAS, the Noyo River flow is nearing 10.0 cubic feet per second (csf) and continues to decline at a rate of 0.5 cfs per day; and

WHEREAS, the high tides during periods of low flow levels on the Noyo River increases salinity content impairing the City's ability to replenish water supply from the Noyo River; and

WHEREAS, the weather forecasts continue to show no significant rainfall in the area in the coming weeks; and

WHEREAS, on April 21, 2021, Governor Newsom declared a state of emergency in Mendocino County due to drought conditions; and

WHEREAS, on March 5, 2021, the USDA declared that 50 counties in California, including Mendocino County were designated as a primary natural disasters area due to recent drought; and

WHEREAS, the City's water supply and ability to replenish its supply have not dropped to the levels established in the Fort Bragg Municipal Code section 14.06.020 which would require that the City declare a water emergency. However, implementing conservation measures now will reduce future impacts on the City's water supply and water storage levels and potentially avoid a greater level of water emergency; and

WHEREAS, based on all the evidence presented, the City Council finds as follows:

1. It is in the best interests of the City of Fort Bragg to encourage voluntary compliance with Stage 1 water conservation measures.
2. Waiting to implement water conservation measures until the established triggers set forth in Fort Bragg Municipal Code section 14.06.020 may be too late to avoid or reduce future water shortages.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby recommend and encourage voluntary implementation of water conservation measures consistent with a Stage 1 Water Emergency (Fort Bragg Municipal Code section 14.06.050 A) with a goal of reducing citywide water usage by 10%, as outlined below:

1. All users of potable water are strongly encouraged to reduce their potable water consumption by 10% as compared to the same month of the base year.
2. Consistent with state requirements to prevent the waste and unreasonable use of potable water and to promote water conservation, each of the following actions is strongly discouraged:

- a. The use of potable water on outdoor landscapes in a manner that causes runoff such that water flows onto adjacent property, nonirrigated areas, private and public walkways, roadways, parking lots, or structures.
 - b. The use of a hose that dispenses potable water to wash a motor vehicle, or to irrigate landscaped areas, including trees and shrubs located on residential and commercial properties that are not irrigated by a landscape irrigation system, except where the hose is fitted with a shut-off nozzle or device attached to it that causes it to cease dispensing water immediately when not in use.
 - c. The use of potable water to wash driveways, sidewalks, and similar hardscapes.
 - d. The use of potable water in a fountain or other decorative water feature, except where the water is part of a recirculating system.
 - e. The irrigation of outdoor landscapes during and within 48 hours after measurable rainfall.
 - f. The irrigation of residential and commercial landscapes, at any time other than before 10:00 a.m. and after 6:00 p.m.
 - g. The serving of drinking water other than upon request in eating or drinking establishments, including but not limited to restaurants, hotels, cafes, cafeterias, bars, or other public places where food or drink are served and/or purchased.
 - h. The irrigation with potable water of ornamental turf on public street medians.
 - i. The irrigation with potable water of landscapes outside of newly constructed homes and buildings in a manner inconsistent with regulations or other requirements established by the California Building Standards Commission and the Department of Housing and Community Development.
3. In addition, each of the following uses of potable water is strongly discouraged:
- a. The use of any hose or similar device, irrespective of whether a nozzle, valve, or other shut-off mechanism is attached thereto, for washing or cleaning the exterior surface of any dwelling, garage, commercial or industrial building. Persons painting building exteriors shall be exempted from this provision when potable water is used to clean or prepare a surface for painting.
 - b. The use of potable water for filling or refilling any existing or new swimming pool. Replenishing existing pools which have lost water due to evaporation shall be permitted.
 - c. The use of potable water in construction projects for backfill consolidation or compaction, or for dust control purposes; provided, however, that the City Manager may permit the use of potable water upon a determination by the City Manager that no other source of water for the purpose is available, or that no other method of

compaction, consolidation, or dust control is reasonably available. The reuse of water system flush water is permitted.

d. The use of water through, with or by any plumbing, sprinkler, watering or irrigation system, or other device, equipment, or appliance which is broken or defective, or which, for any reason, fails to use water in the ordinary and customary manner or quantity for which it was designed, constructed, or manufactured.


4. To promote water conservation, operators of hotels and motels should provide guests with the option of choosing not to have towels and linens laundered daily. Each hotel or motel shall prominently display notice of this option in each guestroom using clear and easily understood language.

5. To prevent waste and unreasonable use of potable water and to promote water conservation, lawn watering and landscape irrigation with potable water should be limited to no more than 2 days per week for all water users.

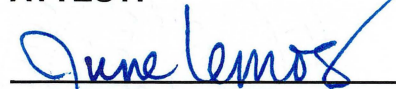
6. Residents and business owners should repair all water leaks as soon as feasibly possible, but no later than 5 days after notification by the City, unless other arrangements are made with the Public Works Director.

The above and foregoing Resolution was introduced by Councilmember Morsell-Haye, seconded by Councilmember Peters, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 10th day of May, 2021, by the following vote:

AYES: Councilmembers Morsell-Haye, Rafanan, Peters and Mayor Norvell
NOES: None.
ABSENT: Councilmember Albin-Smith.
ABSTAIN: None.
RECUSED: None.


BERNIE NORVELL
Mayor

ATTEST:


June Lemos, CMC City Clerk