

RESOLUTION 2014 - 013

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA,
COUNTY OF NAPA, STATE OF CALIFORNIA, DECLARING A
STAGE II WATER EMERGENCY**

WHEREAS, the City of Calistoga obtains its drinking water from the State Water Project (SWP) and its Kimball Reservoir Water Treatment Facility; and

WHEREAS, for the current rain season, the City of Calistoga and most regions of California have experienced unusually low precipitation levels in December 2013 and January 2014; and

WHEREAS, Since October, 2013 the Kimball Reservoir Water Treatment Plant has been off-line and producing no potable water for the City of Calistoga; and

WHEREAS, for the current year, the State Department of Water Resources has projected an initial SWP allocation of five percent; and

WHEREAS, as of January 31, 2014 the City of Calistoga's Kimball Reservoir held 5 acre feet of water, well below typical levels for January; and

WHEREAS, the North Bay Aqueduct is currently the City's only potable water supply; and

WHEREAS, on September 3, 2013, the City adopted Resolution No. 2013-082 declaring a Stage I Water Emergency and implementing voluntary restrictions on water use with a conservation goal of ten percent; and

WHEREAS, On January 17, 2014 the Governor declared a State of Emergency in California due to the current drought conditions and called for statewide voluntary twenty percent conservation of water and requested that local agencies implement water shortage contingency plans; and

WHEREAS, on February 4, 2014 the City Council received the report from the Public Works Director that the Stage I voluntary conservation measures have failed to achieve the desired water conservation goal of ten percent reduction in water use.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Calistoga finds that the Stage I program did not achieve the desired water use reduction.

BE IT FURTHER RESOLVED that the City Council of the City of Calistoga finds that a Stage II Water Emergency for the City of Calistoga exists and mandatory water conservation measures are needed to achieve a desired water conservation goal of twenty percent under last year's water usage.

BE IT FURTHER RESOLVED, that the City Council of the City of Calistoga approves the Best Management Practices (BMPs) for water conservation as shown on Exhibit A attached hereto, and declares that any violation of the BMPs is subject to a notice of violation or other form of citation, and economic penalties as authorized by Section 13.04.350 of the Calistoga Municipal Code.

BE IT FURTHER RESOLVED, that the City Manager is authorized and directed to take the necessary action to implement and beginning March 1, 2014 enforce the Stage II mandatory water conservation efforts to achieve the desired goal of a twenty percent reduction in water use as compared to the previous year's water use, and beginning March 1, 2014 impose economic penalties as specified in Exhibit B attached hereto.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Calistoga at a regular meeting held this 4th day of February, 2014, by the following vote:

AYES: Vice Mayor Dunsford, Councilmembers Barnes, Lopez-Ortega and Kraus and Mayor Canning
NOES: None
ABSTAIN: None
ABSENT: None



CHRIS CANNING, Mayor

ATTEST:



KATHY FLAMSON, Deputy City Clerk

Exhibit A

City of Calistoga, 2014 Best Management Practices ("BMP") for Water Conservation

All Water Customers:

1. Outdoor irrigation with potable water only during the early morning hours to reduce evaporation loss with an odd/even address watering schedule (odd addresses water Tuesday and Thursday and even water Monday and Wednesday). No outdoor irrigation on Friday, Saturday or Sunday with potable water.
2. No initial filling or draining of swimming pools with potable water. Pools can be topped off to prevent damage to pumps and equipment.
3. No washing sidewalks, buildings, driveways, patios, or other paved areas with potable water
4. No noncommercial washing of privately owned motor vehicles, trailers and boats except from a bucket and hose equipped with an automatic shut-off nozzle
5. Prohibiting any use of water from a fire hydrant, except for fighting fires and line flushing required by regulatory agencies.
6. No use of potable water for dust control or compaction at construction sites
7. Inspect all irrigation systems, repair leaks, and adjust spray heads to provide optimum coverage and eliminate avoidable over-spray.
8. Run full loads through dishwasher
9. Wash full loads of laundry

Restaurants

1. Tap water provided to customers only upon request
2. Scrape all dishes prior to rinsing
3. Run full loads through dishwasher
4. Wash full loads of linens

Hotels and Spas

1. Bed linens and towels changed only upon guest request
2. Wash full loads of linens/laundry
3. Inspect all irrigation systems, repair leaks, and adjust spray heads to provide optimum coverage and eliminate avoidable over-spray
4. No washing sidewalks, driveways, patios, or other paved areas with potable water
5. Prohibit any use of water from a fire hydrant, except for fighting fires and line flushing required by regulatory agencies
6. No initial filling or draining of swimming pools using potable water. Pools can be topped off to prevent damage to pumps and equipment.
7. No noncommercial washing of privately owned motor vehicles, trailers and boats except from a bucket and hose equipped with an automatic shut-off nozzle
8. Outdoor irrigation with potable water only during the early morning hours to reduce evaporation loss with an odd/even address watering schedule (odd addresses water Tuesday and Thursday and even water Monday and

Exhibit A (continued)

Wednesday). No outdoor irrigation on Friday, Saturday or Sunday with potable water.

Violation of a BMP is subject to issuance of a notice of violation or other citation and subject to monetary penalties. Violations are cumulative unless there are no violations during the subsequent billing cycle.

Exhibit B**City of Calistoga, Monetary Penalties for Violation of Water Conservation
Best Management Practices ("BMP")**

A violation occurs if a BMP is observed to be violated and documented by City staff. The first violation would result in a written warning being issued to the person in responsible care of the water account. Subsequent BMP violations would result in the issuance of a notice of violation or citation and result in a "Tiered Surcharge multiplier" being accessed to any water use above Tier 1 usage on the subsequent water bill for multiple tiered water users, or the Tier 1 water use for single tiered water users. Violations are cumulative unless there are no violations during the subsequent billing cycle.

Violation	Surcharge Multiplier
First	0 – written warning issued
Second	1.20
Third	1.35
Fourth	1.50
Fifth	Suspension of water service for seven days, surcharge multiplier of 2.0, payment of all delinquent charges, and a restart charge of \$150