

RESOLUTION 2021-019

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

WHEREAS, on June 16, 2015 the City Council adopted Resolution No. 2015-072 which set forth best management practices for mandatory water conservation and established a surcharge structure for violations; and

WHEREAS, on March 23, 2021, the California Department of Water Resources (DWR) revised the State Water Project (SWP) Table A allocation for Napa County and Calistoga from 15% down to 5%; and

WHEREAS, the reduction in Table A SWP allocation represents a loss of 192.5 acre-feet for the City for water year 2021, or approximately 25% of our annual water demand and creates a condition requiring implementation of mitigation measures; and

WHEREAS, given the critical nature created by the State's reduction in Table A SWP allocation, the City must undertake measures to conserve the City's water supply, including mandatory water conservation measures.

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CALISTOGA DOES HEREBY RESOLVE the City must undertake all measures available to conserve the City's water supply, including implementing and enforcing mandatory water conservation to protect the public health and safety of its residents and businesses.

NOW, THEREFORE, BE IT FURTHER RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CALISTOGA DOES HEREBY reinstate the City of Calistoga's - Best Management Practices (BMP's) for Water Conservation as set forth in **Exhibit A** attached and affirms the authorization for the City Manager to designate Appointed Officers as defined in Section 1.04.010.F of the Calistoga Municipal Code for the purpose of administering and enforcing the provisions of the City's Water Conservation Best Management Practices and associated surcharges as set forth in **Exhibit B** attached.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Calistoga at a regular meeting held this 6th day of **April 2021**.

I, Marni Rittburg, City Clerk of the City of Calistoga, hereby certify that the foregoing Resolution was duly adopted by the City Council of the City of Calistoga at a regular meeting held on the 6th day of **April 2021**, by the following vote:

AYES: Councilmembers Giff, Kraus, and Williams, Vice Mayor Lopez-Ortega and Mayor Canning

NOES: None

ABSENT: None

ABSTAIN: None

ATTEST:



Marni Rittburg, CMC, City Clerk

APPROVED:



Chris Canning, Mayor

Exhibit A

City of Calistoga, 2021 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 Friday and even water Monday and Thursday). No outdoor irrigation on Wednesday, Saturday, or Sunday with potable water.
2. Irrigation is not permitted during or 48 hours after measurable rainfall.
3. Irrigation may not spray onto paved areas and sidewalks. Measurable rainfall is ¼” in a calendar day (mid-night to mid-night).
4. No initial filling or draining of swimming pools with potable water. Pools can be topped off to prevent damage to pumps and equipment.
5. All newly permitted pools and spas will be required to have a pool cover installed prior to final inspection.
6. No washing sidewalks, buildings, driveways, patios, or other paved areas with potable water.
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. Prohibiting any use of water from a fire hydrant, except for fighting fires and line flushing required by regulatory agencies.
9. No use of potable water for dust control or compaction at construction sites.
10. Newly constructed homes and buildings using potable water for outside irrigation shall install drip or micro-spray systems.
11. The use of portable water in a fountain or other decorative water feature is not permitted, except where the water is part of a recirculating system.
12. Inspect all irrigation systems, repair leaks, and adjust spray heads to provide optimum coverage and eliminate avoidable over-spray.
13. Run full loads through dishwasher.
14. Wash full loads of laundry.

Restaurants

1. Tap water can only be 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. Hotels and motels must clearly and prominently display notice of option to reuse towels.
2. Bed linens and towels changed only upon guest request.
3. Wash full loads of linens/laundry.

4. Inspect all irrigation systems, repair leaks, and adjust spray heads to provide optimum coverage and eliminate avoidable over-spray.
5. No washing sidewalks, driveways, patios, or other paved areas with potable water.
6. Prohibit any use of water from a fire hydrant, except for fighting fires and line flushing required by regulatory agencies.
7. No initial filling or draining of swimming pools using potable water. Pools can be topped off to prevent damage to pumps and equipment.
8. No noncommercial washing of privately owned motor vehicles, trailers and boats except from a bucket and hose equipped with an automatic shut-off nozzle.

Violation of a BMP is subject to issuance of a Notice of Violation or other citation and subject to monetary penalties as specified in Exhibit B. Violations are cumulative unless there are no violations during the subsequent billing cycle.

Exhibit B

City of Calistoga 2021 BPM's

City of Calistoga, Monetary Penalties and Surcharges for Violation of Water Conservation 2021 Best Management Practices

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 Occurrence	Surcharge Multiplier**
First	0 – Written warning issued
Second	1.20
Third	1.35
Fourth	1.50
Fifth	2.0 – The City may suspend water service for up to seven days. If service is suspended the account holder will be required to pay all delinquent charges and penalties plus a restart charge of \$150

** The maximum penalty is capped at \$1,000 per violation pursuant to Section 1.08.020 of the Calistoga Municipal Code.