

**RESOLUTION 2015 - 072**

**RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF CALISTOGA,  
COUNTY OF NAPA, STATE OF CALIFORNIA, RESCINDING CITY COUNCIL  
RESOLUTIONS 2014-013 and No. 2014-034 AND ADOPTING A RESOLUTION  
DECLARING A CONTINUED STAGE II WATER EMERGENCY AND MODIFYING  
MANDATORY WATER CONSERVATION BEST MANAGEMENT  
PRACTICES TO MEET STATE DIRECTIVES**

**WHEREAS**, on February 4, 2014 the City Council adopted Resolution No. 2014-013 which declared 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; and

**WHEREAS**, Resolution 2014-013 included the adoption of Best Management Practices (BMP) to assist water users in complying with the mandatory conservation efforts; and

**WHEREAS**, on May 20, 2014 the City Council adopted Resolution No. 2014-034 which revised the BMP's based upon the recommendation by water users; and

**WHEREAS**, on March 17, 2015, the State Water Board extended and expanded the Emergency Water Conservation Regulation to include restrictions not included in the City of Calistoga's Emergency Water Regulations; and

**WHEREAS**, on April 1, 2015, the State Legislators and the Governor issued emergency regulations prohibiting certain water use activities not included in the City of Calistoga's Emergency Water Regulations and called on all water users to reduce water usages by 25% compared to 2013 usage; and

**WHEREAS**, at the City Council meeting of April 7, 2015 the Council directed staff to revise the BMP's to meet the spirit and intent of the emergency legislation and regulations to increase water conservation efforts; and

**WHEREAS**, it is in the public interest and general welfare to amend the BMP's contained in Resolution No. 2014-013 and 034 to achieve water conservation objectives of 25% percent reduction compared to 2103 water consumption.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Calistoga hereby rescinds City Council Resolutions No. 2014-013 and No. 2014-034; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the City Council of the City of Calistoga hereby adopts and modifies the City of Calistoga's - 2015 Best Management Practices (BMP's) for Water Conservation to read as set forth in Exhibit A attached hereto.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the City Council authorizes 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.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Calistoga at a regular meeting held this 16<sup>th</sup> day of June, 2015, by the following vote:

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

  
\_\_\_\_\_  
**CHRIS CANNING, Mayor**

**ATTEST:**

  
\_\_\_\_\_  
**Kathy Flamson, City Clerk**

## Exhibit A

### City of Calistoga, 2015 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. Measurable rainfall is ¼” in a calendar day (mid-night to mid-night).**
3. **Irrigation may not spray onto paved areas and sidewalks.**
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 2015 BPM's

City of Calistoga, Monetary Penalties for Violation of Water Conservation  
2015 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.

