

Local Law 1-1999
Regulating and/or Restricting waters use in the Village of Addison

Water Rules and Regulations Restricting Water Use

WHEREAS, due to a significant shortfall of precipitation, unless consumption of water in the water system is substantially reduced, the systems will be unable to supply sufficient potable water to meet the basic needs of the residents of the Village; and

WHEREAS, the Village of Addison Board of Trustees, has in light of these conditions, found the water system to be placed in a state of emergency; and

WHEREAS, the Board of Trustees must accordingly exercise due authority to mandate such measures as are necessary to reduce consumption of water within the service area to a level sufficient to preserve an adequate supply of water to meet the residents' basic water needs;

NOW, THEREFORE, the Board of Trustees finds that an imminent peril to the public health and safety exists and adopts the following regulations as emergency measures to prevent the waste of water:

STAGE I

A. No person shall cause, permit, or allow:

1. The continuing of leak or waste from any water pipe, valve, faucet, conduit, equipment, facility or device connected to the water system, or which utilizes water, on or in any premises owned, leased, managed, operated or controlled by such person or entity;

2. The washing of any vehicle by means of a hose, fire-hydrant, or other active source connected to the water system, except that by a commercial vehicle washing operation if equipment has been installed and is utilized so that at least 50% of the water used is re-circulated by means of a system approved by the Water Department.

3. The washing of any street, sidewalk, driveway, outdoor areaway, outdoor steps, building exterior of other structure by means of a hose, fire hydrant, or other active source connected to the water system or which utilizes water;

4. The use of water from any source for any ornamental purpose, including, but not limited to use in fountains, artificial waterfalls, reflecting pools, lakes and ponds if equipment has been installed and is utilized so that at least 50% of the water used is re-circulated by means of a system approved by the Water Department;

5. The use of water from the water system to water any lawn, golf course, ornamental shrub, plant or tree, **except that:**

a.. water may be used to water any lawn, tree, shrub, or garden, only 4:00 p.m. to 5:00 p.m. and 9:00 p.m. to 10:00.;

b. water may be used at any time to irrigate, from a hand held container, vegetables or fruits grown for human consumption; and

c. Plant nurseries and other commercial users engaged in the business of growing, distributing, or selling plants may use such water on their business premises for watering ornamental shrubs, plants or trees, provided that each such user reduces its use of water by 15% or such other percentage as may hereafter be prescribed for nonresidential water users;

6. The opening or use of any fire hydrant, or of the water therefrom, for any purpose other than fire protection except in accordance with a permit obtained from the Water Department and only for the period of and the purpose authorized by such permit and in strict adherence to all terms and conditions set forth therein;

7. The operation of an air conditioning system utilizing water from the water system in cooling tower, unless with 30 days from the effective date of this regulation, a separate meter is installed to continuously measure the flow of water to the cooling tower;

8. Operate any air conditioning system in excess of two tons of rated capacity or greater or any refrigeration unit rated at 10 horsepower or greater using water from the Village water system, unless such air conditioning system or refrigeration unit is equipped with water recirculating device approved by the Water Department; and

9. The use of water from the water system to fill or maintain the water level in any swimming pool, except that, provided the pool is operated with recirculating equipment, water may be used to fill the pool once during each calendar year, and thereafter may be used as necessary to maintain the water level in such pool.

B. Each nonresidential user of water from the water system shall prepare and retain a water consumption reduction plan, enabling it to reduce its use of water in stages of 15%, 20%, and 25%, based upon its water consumption during the calendar year. Such plans shall be designed so as to achieve and maintain the 15% reduction promptly, and to achieve the 20% and 25% reduction immediately upon the declaration of a Stage II and Stage III emergency, respectively. Each such user shall promptly implement the first phase of its plan during Stage I, and shall reduce its consumption by 15%. On and after 30 days from the effective date of this regulation, each such user shall have its water consumption reduction plan available at all times for inspection and copying by employees of the Water Department.

Stage II

If, at any time the Water Superintendent determines that the measures set forth under Stage I of this regulation have not resulted in a sufficient level of conservation in light of existing water supply conditions, a Stage II emergency shall be declared. Upon declaration of a Stage II emergency, in addition to these measures set forth herein above:

A. No person or entity shall cause, permit or allow:

1. The user of water from the water system to fill or maintain the water level in any swimming pool;
 2. The use of water from the water system to water any lawn, ornamental shrub or plant, except that water may be used to irrigate, from a hand held container only, vegetables or fruits grown for human consumption;
- B. Each nonresidential user of water from the water system shall fully implement its Stage II water consumption plan and shall immediately reduce use of water by no less than 20%.

Stage III

If after the imposition of the measures set forth in Stage II of this regulation the Water Superintendent finds the water consumption must be further reduced, a Stage III emergency shall be declared in addition to the measures set forth herein above:

- A. All nonresidential users of water from the water system shall reduce their consumption by no less than 25%:
- B. All users, both residential and nonresidential, shall install water flow restricting devices in all shower heads; and
- C. All air conditioning systems utilizing water from the water system shall be operated only in accordance with hourly restrictions established by the Water Superintendent.

SANCTIONS

- A. Violations of this regulation shall be punishable by fines and penalties.
- B. In addition to any penalties which may be imposed where a leak and waste notice has been served and the condition to which such notice relates has not been corrected, a penalty of up to fifty dollars per day may be imposed by the Water Superintendent and added to the water rents relieved on the tax roll.
- C. Water service may be terminated for violations of any provision of this regulation or any waste of water.

VARIANCE

Upon the application of any person or entity, the water system may at their discretion grant a variance relieving such person or entity from compliance with any of the requirements of this regulation, if such person or entity demonstrates to the satisfaction of the Water Superintendent (1) that undue hardship would otherwise result; (2) That there are no possible alternatives; (3) that the applicant has taken and will take all possible measures to conserve water, with a complete description of such measures and the water savings to be effected; and (4) that such variance is not inconsistent with the purpose of this emergency regulation. In connection with any variance which may be granted, the Water Department shall impose such terms and

conditions as it shall deem appropriate.

EXPLANATION

This regulation may be placed in effect by Resolution of the local governing body and remain in effect until modified or until the drought emergency has been declared terminated.