

**ORDINANCE NO. 23-1**  
**AN ORDINANCE OF THE BOARD OF DIRECTORS**  
**OF THE CARPINTERIA VALLEY WATER DISTRICT DECLARING A**  
**STAGE ONE DROUGHT CONDITION AND IMPLEMENT VOLUNTARY**  
**WATER USE RESTRICTIONS TO BE EFFECTIVE DURING A STAGE**  
**ONE DROUGHT CONDITION**

**WHEREAS**, the Board of Directors on November 10, 2022 approved Ordinance 22-1 moving the District into a Stage 3 Drought Condition after rainfall in 2021 was very below average; and

**WHEREAS**, because of recent precipitation, the Governor issued EO N-5-23 ending the voluntary 15% water conservation target while continuing to encourage that Californians make conservation a way of life; and

**WHEREAS**, EO N-5-23 ends requirement that local water agencies implement level two of their drought contingency plans; and

**WHEREAS**, to allow for drought response and recovery efforts to continue, EO N-5-23 retains a state of emergency for all 58 counties and preserves all current emergency orders focused on groundwater supply; and

**WHEREAS**, the Carpinteria Valley Water District, demand for water in WY2023 is projected to be approximately 10% less than projected normal demand; and

**WHEREAS**, the District's Resolution 1100 provides that when the District determines that the water supply for the current or impending water years is anticipated to be up to 10% less than projected normal demand a Stage 1 shall be implemented; and

**WHEREAS**, the State Water Project (SWP) 2023 Allocation is 75%; and

**WHEREAS**, the Cachuma Project Allocation for WY23 is 100%; and

**WHEREAS**, The Carpinteria Groundwater Basin storage has been significantly reduced as a result of the drought and may take years to recover fully; and

**WHEREAS**, California Water Code Section 31026 also authorizes the District to restrict use of water during any emergency caused by drought, and to prohibit the waste of water during such periods; and

**WHEREAS**, it is in the best interests of the customers of the District for the District to have regulations in place for the timely implementation of any future Water Shortage Emergency; and

**WHEREAS**, as the Board adopts this Ordinance, and finds that the restrictions set forth herein are necessary and proper to protect the water supply for human consumption, sanitation, and fire protection during Water Shortage emergencies, the Board also finds that the uses of water that are prohibited below are nonessential.

**NOW THEREFORE BE IT ORDAINED:**

That Ordinance 22-1 is rescinded by the adoption of Ordinance 23-1; and

That pursuant to Section 31026 of the Water Code, the Carpinteria Valley Water District recommends the following voluntary water use practices to preserve water supply during the drought recovery period:

a) Continued efforts by the public to save water, in particular continue efficient landscape water use and taking advantage of the water conservation opportunities offered by the District;

b) Avoid irrigation of turf or ornamental landscapes during and forty-eight (48) hours following measurable rainfall;

c) Free-flowing hoses for all uses should be avoided. Automatic shut-off valves or nozzles shall be attached to hoses;

d) All restaurants located within the Carpinteria Valley Water District are encouraged to only serve water upon specific request by a customer;

e) Operators of hotels, motels and other commercial lodging establishments located within the Carpinteria Valley Water District are encouraged post in each room a notice containing water conservation information and a separate notice with language similar to the following:

*“If you wish to have your sheets changed while you are staying, please leave this notice on your pillow. If you would like your towels changed, please leave them on the floor. Housekeeping will be pleased to accommodate you.”*

f) Abstention from washing of hard surfaces such as driveways with a garden hose or other potable water source;

g) Avoid irrigation of outdoor landscapes that causes runoff such that water flows onto adjacent property such as patios, decks or driveways, private and public walkways, roadways, parking lots, or structures;

- h) Equip any decorative water feature with a recirculating pump;
- i) Boats and vehicles should be washed only at commercial car washing facilities or by use of a bucket and/or hose equipped with a self-closing valve that requires operator pressure to activate the flow of water;
- j) Immediately repair all leaks and water line breaks;

**BE IT FURTHER ORDAINED** that to the extent that the terms and provisions of this Ordinance are inconsistent or in conflict with the terms and provisions of any prior District ordinance, resolution, rule or regulation, the terms of this Ordinance shall prevail, and inconsistent and conflicting provisions of prior ordinances, resolutions, rules and regulations shall be suspended during the effective period of this Ordinance.

**BE IT FURTHER ORDAINED** that in the event the State adopts mandatory water conservation measures requiring implementation by the District during a water shortage emergency, and such State mandate measures require additional water conservation actions beyond the District's currently enforceable conservation measures, such State-mandated measures shall automatically be deemed to be fully incorporated and part of this Ordinance and enforceable by the District.

**BE IT FURTHER ORDAINED** that if any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be unconstitutional or invalid.

**BE IT FURTHER ORDAINED** that this Ordinance is an urgency ordinance. It is necessary that the restrictions set forth in this Ordinance be adopted as set forth herein in order to protect the supply of water for human consumption, sanitation and fire protection.

**BE IT FURTHER ORDAINED** that this Ordinance shall take effect on April 26, 2023 and terminate only after rescinded Vote on Ordinance No. 22-1 by roll call resulted as follows:

AYES: Johnson, Holcombe, Balch, Roberts and Van Wingerden

NAYES:

ABSENT:

ABSTAIN:

**PASSED AND ADOPTED** by the Board of Directors of the Carpinteria Valley Water District, this 26th day of April, 2023.

**APPROVED:**

DocuSigned by:  
  
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Case Van Wingerden, President

DocuSigned by:  
  
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Robert McDonald, Secretary