RESOLUTION 18-07

RESOLUTION ADOPTING A 2018 CITY OF WILLS POINT, TEXAS DROUGHT CONTINGENCY PLAN AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Wills Point, Texas ("City") drought contingency plan is developed for residential and commercial retail water customers; and

WHEREAS, the City recognizes that the amount of water available to its water customers is limited and extreme weather conditions cause drought conditions; and

WHEREAS, the City further recognizes that due to natural limitations, drought conditions, system failures and other acts of God which may occur, the City cannot guarantee an uninterrupted water supply for all purposes at all times, and

WHEREAS, the Texas Water Code and the regulations of the Texas Commission on Environmental Quality ("the Commission") require that the City adopt a drought contingency plan every five years; and

WHEREAS, pursuant to Sections 51.001 and 51.012 of the Texas Local Government Code, the City is authorized to adopt such ordinances, resolutions and/or regulations necessary to preserve and conserve its water resources; and

WHEREAS, the City Council of the City of Wills Point desires to adopt a 2018 drought contingency plan by resolution at its March 13, 2018 regular City Council meeting as required by the Commission and State law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WILLS POINT, TEXAS:

SECTION 1. The findings set forth above are incorporated into the body of this resolution as if fully set forth herein at length.

SECTION 2. The Mayor of the City of Wills Point is authorized to implement the stage alerts as necessary; and the following drought contingency plan shall be in effect at the following times:

<u>STAGE 1 ALERT</u> SHALL EXIST WHEN DAILY USAGE EXCEEDS 900,000 GALLONS PER DAY FOR (5) FIVE CONSECUTIVE DAYS.

ACTION: Begin voluntary alternating outside watering days as follows:
Even numbered house addresses on even numbered calendar days only
Odd numbered house addresses on odd numbered calendar days only.

<u>STAGE 2 ALERT</u> SHALL EXIST WHEN DAILY USAGE EXCEEDS 1,100,000 GALLONS PER DAY FOR (5) FIVE CONSECUTIVE DAYS.

ACTION: Begin mandatory alternating outside watering days as set forth in Stage 1 with restriction of no outside watering between the hours of 7:00 AM to 9:00 AM and 8:00 PM to 10:00 PM.

VIOLATIONS OF A STAGE 2 ALERT SHALL RESULT IN THE FOLLOWING:

FIRST TIME OFFENSE ---------- WARNING
SECOND TIME OFFENSE ---------- $100.00 FINE
THIRD TIME OFFENSE ---------- $200.00 FINE

<u>STAGE 3 ALERT</u> SHALL EXIST WHEN DAILY USAGE EXCEEDS 1,300,000 GALLONS PER DAY FOR (5) CONSECUTIVE DAYS.

ACTION: Discontinue all outside watering, no filling of swimming pools and the like.

VIOLATIONS OF A STAGE 3 ALERT SHALL RESULT IN THE FOLLOWING:

FIRST TIME OFFENSE ---------- $200.00 FINE
SECOND TIME OFFENSE ---------- TERMINATION OF WATER SERVICE UNTIL ALL FEES ARE PAID

<u>STAGE 4 ALERT</u> SHALL EXIST WHEN EMERGENCY CONDITIONS OCCUR: (a) WATER SYSTEM CONTAMINATION (WHETHER ACCIDENTAL OR INTENTIONAL) IS DETECTED; OR (b) THE WATER SYSTEM FAILS FROM ACTS OF GOD (TORNADOES, HURRICANES). MANDATORY STAGE 4 ALERT EXISTS IMMEDIATELY UPON DETECTION.

ACTION: The City of Wills Point may ration water usage and/or terminate water service to selected users of the water system in accordance with the following sequence:

1. Recreational users;
2. Commercial users;
3. School users;
4. Residential users; and
5. Hospitals, public health and safety facilities.

VIOLATIONS OF A STAGE 4 ALERT SHALL RESULT IN THE FOLLOWING:

FIRST TIME OFFENSE ------- TERMINATION OF WATER SERVICE UNTIL EMERGENCY IS RESOLVED.

SECTION 3. This City of Wills Point, Texas Drought Contingency Plan is necessary for the interest and welfare of the City and its residents, and will preserve and conserve its water resources and is hereby approved and adopted by the City Council of the City of Wills Point, Texas.

SECTION 4. A drought condition exists when the City Drought Contingency Plan is in effect.

SECTION 5. This resolution shall become effective immediately upon its passage, adoption and publication as required by State law.

PASSED AND APPROVED on this the 13th day of March, 2018.

THE STATE OF TEXAS • CITY OF WILLS POINT

Mark Turner, Mayor

ATTEST:

Carla Oldacre, City Secretary

APPROVED AS TO FORM:

T. Shaina Primeaux, City Attorney