

RESOLUTION NO. 16-05

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE YORBA LINDA WATER DISTRICT
INSTITUTING STAGE 1 WATER SUPPLY SHORTAGE**

- WHEREAS,** on May 14, 2009, the Yorba Linda Water District adopted Ordinance No. 09-01 instituting Water Conservation Measures, Prohibition Against Water Waste and Water Shortage Supply Contingencies; and
- WHEREAS,** on January 17, 2014 the Governor of California proclaimed a State of Emergency due to severe drought conditions and directed state officials to take all necessary actions to prepare for these drought conditions; and
- WHEREAS,** on April 25, 2014 the Governor of California issued an executive order that called on all Californians to redouble their efforts to conserve water; and
- WHEREAS,** on April 1, 2015, due to persisting drought conditions, the Governor of California issued an executive order that called for a statewide reduction in potable water use of 25%; and
- WHEREAS,** on May 6, 2015 emergency drought regulations, which were adopted by the State Water Resources Control Board to promote water conservation and to impose restrictions on outdoor irrigation, went into effect setting a conservation mandate for Yorba Linda Water District of 36%; and
- WHEREAS,** on February 2, 2016, the SWRCB adopted an extended and revised emergency drought regulation to ensure that urban water conservation continues through October 2016 while providing urban water suppliers more flexibility in meeting their conservation requirements, including potential downward adjustments to urban water suppliers' conservation mandate that range from 2% to a maximum of 8%; and
- WHEREAS,** on February 22, 2016, the Yorba Linda Water District submitted an application to the SWRCB requesting the maximum downward adjustment of 8% from the District's 36% conservation mandate, which was granted in whole; and
- WHEREAS,** on May 9, 2016 the Governor issued a new Executive Order B-37-16 "Making Water Conservation a Way of Life" directing actions to extend the State Water Resources Control Board ("SWRCB") temporary emergency water regulation through January 2017; and

WHEREAS, on May 18, 2016 the State Water Resources Control Board adopted new regulations lifting mandatory conservation percentage targets, with water suppliers setting new targets based on their ability to meet demand for three more severely dry years. Water districts will “self-certify” their level of supply and submit their data to the SWRCB which must ultimately approve the conservation targets that districts propose; and

WHEREAS, as of June 1, 2016, the District and its customers have exceeded the State mandated 36% cut in water usage; and

WHEREAS, due to extraordinary achievements in the ways of conservation and improved supply conditions in the Metropolitan Water District of Southern California’s service area, MWD lifted mandatory restrictions moving to Declare a “Condition 2 - “Water Supply Alert”; and

WHEREAS, pursuant to Sections 1 and 4 of Ordinance No. 09-01, Permanent Water Conservation Measures and Prohibitions Against Water Waste are currently in effect and outdoor irrigation is presently limited to two days a week; and

WHEREAS, pursuant to Section 2 of Ordinance No. 09-01, a Stage 1 Water Supply Shortage exists when the District determines, in its sole discretion, that due to drought or other water supply conditions, a water shortage or threatened shortage exists and a consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions.

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Yorba Linda Water District as follows:

Section 1. The Board of Directors hereby determines that though water supply conditions have improved, and State targets have been lifted, it is still necessary to reduce water waste and appropriately respond to existing water conditions throughout the State.

Section 2. A Stage 1 Water Supply Shortage, as defined in Section 2 of Ordinance No. 09-01, is hereby instituted. As set forth in Section 2 of Ordinance No. 09-01, outdoor irrigation is hereby limited to three calendar days per week (Odd addresses can irrigate Monday, Wednesday and Friday; even addresses can irrigate Tuesday, Thursday and Saturday) and outdoor irrigation is hereby prohibited on Sunday.

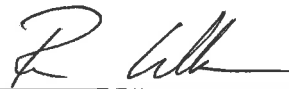
Section 3. The Permanent Water Conservation Measures and Prohibitions Against Water Waste under Section 1 of Ordinance No. 09-01 remain in effect.

Section 4. The District encourages customers to implement water conservation measures above and beyond those required by Ordinance No. 09-01, such as Smart Controllers, Rotating Nozzles, High-Efficiency Nozzles, High-Efficiency Clothes Washers and Toilets, Smartimers and Drought Tolerant Landscaping.

Section 5. That all conflicting Resolutions and minute orders are hereby rescinded.

PASSED AND ADOPTED this 9th day of June 2016, by the following called vote:

AYES: Directors Beverage, Collett, Hawkins, Kiley, and Melton
NOES: None
ABSTAIN: None
ABSENT: None



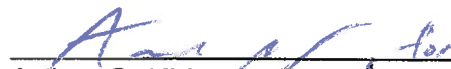
Ric Collett, President
Yorba Linda Water District

ATTEST:



Marc Marcantonio, Board Secretary
Yorba Linda Water District

Reviewed as to form by General Counsel:



Arthur G. Kidman, Esq.
Kidman Law LLP

