

RESOLUTION

A RESOLUTION OF THE BOARD OF TRUSTEES OF SANITARY AND IMPROVEMENT DISTRICT NO. 5 OF CASS COUNTY, NEBRASKA ESTABLISHING RULES AND REGULATIONS GOVERNING THE USE OF THE DISTRICT'S WATER SYSTEM IN REGARD TO LIMITATIONS ON WATER USAGE, ALERT STAGES DURING WATER EMERGENCIES, AND PENALTIES FOR VIOLATIONS.

WHEREAS, it is necessary to regulate lawn and landscape watering to reduce peak loads on the District's water production system, and thereby reduce the likelihood of low pressure or loss of water throughout the District;

WHEREAS, with a water system which produces approximately 800 gallons per minute, it is necessary to regulate lawn and landscape watering to minimize instantaneous peak demand on the system which would exceed by 5 or more times the per minute production of water by the system;

WHEREAS, it is necessary to regulate the time of day for lawn and landscape watering to ensure that water is available for use at critical times inside the homes within the District;

WHEREAS, it is possible that with one half of the homes watering lawns and landscaping simultaneously the water tower could be emptied; and

WHEREAS, implementing even/odd day watering is necessary to reduce peak loads to protect the water system and to ensure a sufficient water supply for human use and consumption.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF SANITARY AND IMPROVEMENT DISTRICT NO. 5 OF CASS COUNTY, NEBRASKA:

1. Requested Lawn and Landscaping Watering Policy:

- Watering lawns and landscaping is prohibited between the hours of 5:00 a.m. to 9:00 a.m.
- Even numbered addresses water lawns and landscaping on Tuesday, Thursday, and Saturday Only
- Odd numbered addresses water lawns and landscaping on Wednesday, Friday, and Sunday Only
- No watering of lawns or landscaping on Monday
- If the property owner has installed and waters lawns and landscaping only with a rain water reclamation system, and without using the District's water system, the owner is exempt from these rules and regulations

2. Water Emergency Stage will be implemented by the District's water operator when the water committee has determined that water shortages are predicted due to drought, or with higher water usage, or in the event of equipment failure. Watering will be limited to two days per week:

- Watering lawns and landscaping is prohibited between the hours of 5:00 a.m. to 9:00 a.m.
- Even numbered addresses water lawns and landscaping on Tuesday and Saturday Only
- Odd numbered addresses water lawns and landscaping on Wednesday and Sunday Only
- Water Emergency signs will be posted at all entrances to Buccaneer Bay
- If the property owner has installed and waters lawns and landscaping only with a rain water reclamation system, and without using the District's water system, the owner is exempt from these rules and regulations

3. Water System Failure Stage will be implemented by the District's water operator when the water committee has determined that there is sufficient drought intensity, equipment failure, or other cause that a water system failure is at risk or has occurred. Watering will be limited as follows:

- Priority will be placed on public safety and public health
- No external use of water during the Water System Failure, and all water use may be suspended if necessary
- Water System Failure signs will be posted at all entrances to Buccaneer Bay
- If the property owner has installed and waters lawns and landscaping only with a rain water reclamation system, and without using the District's water system, the owner is exempt from these rules and regulations

4. Exception: The Lawn and Landscaping Watering Policy of section 1 shall not apply for the first thirty (30) days to lawns with new seed or sod. Sections 2 and 3 above, however, shall continue to apply to all lawns and landscaping when such stages are declared.

5. Violations of Sections 2 or 3 of these rules and regulations will result in the following enforcement actions:

- 1ST violation: written warning
- 2ND violation: \$25 Water Service Fee applied to next month's water bill
- 3RD and subsequent violations: \$100 Water Service Fee applied to next month's water bill, unless it is determined by the Board of Trustees that the violations warrant notice of shut off for further violations and there is a further violation, in which event water service will be shut off.

PASSED AND APPROVED this 17TH day of April 2007.

By: _____
Kurt Meisinger, Chairperson

ATTEST:

Janet McCartney, Clerk