

RESOLUTION NO. 2018-1670

A RESOLUTION ENACTING A "STAGE 2 - WATER SHORTAGE WATCH" IMMEDIATELY; AND, A "STAGE 3 - WATER SHORTAGE WARNING" BEGINNING JULY 16, 2018 TO BE IN EFFECT AND URGING ALL CITIZENS TO COMPLY WITH WATER USE RESTRICTIONS DESCRIBED IN THIS RESOLUTION

WHEREAS, the City of Farmington (City) owns and operates a public drinking water system that is supplied by surface water from the Animas and San Juan Rivers; and

WHEREAS, the City stores water in Lake Farmington to provide a stable supply of water during times of the year when water is not available from the rivers; and

WHEREAS, Lake Farmington is the City's primary protection against drought and is at 100% of capacity; and

WHEREAS, current snow pack is projected to be exhausted in mid-June; and

WHEREAS, precipitation projections on June 6, 2018 going forward indicate a 40 percent probability of above normal; the Palmer Drought Index is at -4.0 or less (Extreme Drought) category; and the stream flow indicator at the Aztec gauge is 17 percent of normal; and

WHEREAS, the Farmington City Council implemented a Stage 1 "Water Shortage Advisory" on May 1, 2018 which encouraged water users to voluntarily reduce water usage; and

WHEREAS, the Drought Stage 1 Advisory time period has resulted in a 29.9% monthly water use increase; and

WHEREAS, the anticipated snowpack and stream flow have rapidly declined below expectations; and

WHEREAS, surcharge and credit incentives have been reviewed and found needing adjustment to effect required conservation; and

WHEREAS, recent drought conditions have resulted in pre-runoff baseline April 26th Farmington stream flows at 19 CFS; and

WHEREAS, rapidly changing conditions require Stage 2 declaration with Stage 3 declaration providing for advance notification for the preparation of the public; and

WHEREAS, the combined indicators provide the prospect for continuing drought conditions that may prevent the City from replenishing its water supply in the manner that it typically has been able to do in the past; and

WHEREAS, it is now appropriate to enact drought response actions which include certain mandatory water conservation measures to reduce overall demand on the water supply and preserve water in storage for those times of year when the rivers normally have low stream flows; and

WHEREAS, Section 26-2-31 of the Farmington City Code authorizes the City Council, upon consultation with the City Manager, to determine when each stage is to be implemented.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FARMINGTON, NEW MEXICO, THAT:

SECTION 1:

A Stage 2 Water Shortage Watch shall be in effect immediately, and the following mandatory water conservation restrictions shall be followed by all customers of the City's water utility system:

- (1) Landscape or lawn watering shall be restricted to Tuesday, Thursday, and Saturday for locations with even numbered addresses and to Wednesday, Friday and Sunday for locations with odd numbered addresses.

- (2) Landscape or lawn watering with automated sprinkler systems shall be prohibited between the hours of 10:00 a.m. to 6:00 p.m. Landscape or lawn watering with manual sprinkler systems shall be prohibited between the hours of 12:00 noon to 4:00 p.m.
- (3) Sprinkler systems shall be shut off when it is raining.
- (4) Fugitive water which overflows the landscaped area being watered and leaves the property is prohibited.
- (5) Landscape and lawn watering shall be stopped when winds are strong enough to cause the water to leave the area being watered.
- (6) Installation of new landscaping is discouraged until stage 2 restrictions are lifted.
- (7) Water waste by leaks or inefficient sprinklers is prohibited. Indoor and outdoor leaks or improperly operating sprinklers shall be repaired immediately upon discovery.
- (8) Washing of hard surfaces, such as parking lots, driveways or sidewalks, is prohibited, except in emergencies, as determined by the fire department, to remove spills of hazardous materials or to eliminate dangerous conditions which threaten the public health, safety or welfare.
- (9) Filling of swimming pools for private use after declaration of stage 2 restrictions is prohibited. Private swimming pools and spas already filled may be kept full, but shall not be emptied and refilled, and must be covered when not in use. Filling, refilling and covering restrictions shall not apply to public pools and spas, including those at hotels, motels, and private clubs.
- (10) Restaurants shall be required to provide water to customers only upon request.
- (11) Hotels, motels and other lodging facilities shall be requested to promote water conservation by encouraging guests to minimize use of towels and not changing bed linens for multi-night stays except once every four days.
- (12) Ornamental fountains with re-circulated water may be operated only when winds are not strong enough to cause water to leave the fountain. Ornamental fountains without re-circulated water are prohibited.
- (13) Use of fire hydrants should be limited to firefighting use and use of fire hydrants for other purposes discouraged unless metered. Outdoor open burning which requires water to be available for extinguishment is prohibited.
- (14) Car washing at residences and fund raising car washes at commercial businesses are discouraged. All hoses used for landscape watering, car washing or other uses shall be equipped with a shut off nozzle.
- (15) Car washing at self-serve car washes is permitted and businesses that wash vehicles are encouraged to use high pressure wash systems.
- (16) Adherence to all of the voluntary measures set forth in the stage 1 "water shortage advisory" that are not made mandatory by stage 2 is highly encouraged.
- (17) New contracts for treated water bulk sales are prohibited.
- (18) Treated water bulk sales contracts shall be reduced or diminished by 15 percent (based on the same month of the preceding year) or at a percentage which is in the same ratio or proportion as the supply by the city's own customers is reduced or diminished, whichever is greater, until the stage 2 restrictions are lifted.

SECTION 2:

A Stage 3 Water Shortage Warning shall be in effect beginning July 16, 2018 and the following mandatory water conservation restrictions shall be followed by all customers of the City's water utility system:

- (1) Landscape or lawn watering shall be restricted to Tuesday, Thursday, and Saturday for locations with even numbered addresses and to Wednesday, Friday and Sunday for locations with odd numbered addresses.
- (2) Landscape or lawn watering with automated sprinkler systems shall be prohibited between the hours of 10:00 a.m. to 6:00 p.m. Landscape or lawn watering with manual sprinkler systems shall be prohibited between the hours of 12:00 noon to 4:00 p.m.
- (3) Sprinkler systems shall be shut off when it is raining.
- (4) Fugitive water which overflows the landscaped area being watered and leaves the property is prohibited.

- (5) Landscape and lawn watering shall be stopped when winds are strong enough to cause the water to leave the area being watered.
- (6) Installation of new landscaping shall be prohibited until stage 3 restrictions are lifted, unless such landscaping is necessary to comply with some other existing code, ordinance or requirement.
- (7) Water waste by leaks or inefficient sprinklers is prohibited. Indoor and outdoor leaks or improperly operating sprinklers shall be repaired immediately upon discovery.
- (8) Washing of hard surfaces, such as parking lots, driveways or sidewalks, is prohibited, except in emergencies, as determined by the fire department, to remove spills of hazardous materials or to eliminate dangerous conditions which threaten the public health, safety or welfare.
- (9) Filling of swimming pools for private use after declaration of stage 3 restrictions is prohibited. Private swimming pools and spas already filled may be kept full, but shall not be emptied and refilled, and must be covered when not in use. Filling, refilling and covering restrictions shall not apply to public pools and spas, including those at hotels, motels, and private clubs.
- (10) Restaurants shall be required to provide water to customers only upon request.
- (11) Hotels, motels and other lodging facilities shall be required to promote water conservation by requiring guests to minimize use of towels and not changing bed linens for multi-night stays except once every four days.
- (12) Operation of ornamental fountains is prohibited.
- (13) Use of fire hydrants shall be limited to firefighting use and use of fire hydrants for other purposes is prohibited. Outdoor open burning which requires water to be available for extinguishment is prohibited.
- (14) Car washing at private residences and fund raising car washes at commercial businesses are prohibited. All hoses used for landscape or garden watering or other uses shall be equipped with a shut off nozzle and limited to the hours specified for lawn watering.
- (15) Car washing at self-serve and automated car washes is permitted.
- (16) Car washing at businesses that wash vehicles shall use high pressure wash systems.
- (17) Rates for the usage of water shall be increased, commencing with the first billing cycle after declaration of stage 3, as follows:
 - a. The rates for usage by all customer classes shall be subject to a surcharge or credit as contained in the attached "Schedule A - Stage 3 - Water shortage warning water rate surcharge schedule."
 - b. Where multiple detached, single family units are located on the same property and share a single meter, the usage shall be calculated by multiplying the usage blocks by the number of units for purposes of assessing the surcharge.
 - c. Any customer with unique unforeseen or mitigating circumstances for whom the stage 3 water rates cause an undue hardship may appeal the application of this rate to the customer's account by appealing to the water conservation hearing officer in the manner provided for in section 26-2-41.
- (18) New contracts for treated water bulk sales are prohibited.
- (19) Treated water bulk sales contracts shall be reduced or diminished by 35 percent (based on the same month of the preceding year) or at a percentage which is in the same ratio or proportion as the supply by the city's own customers is reduced or diminished, whichever is greater, until the stage 3 restrictions are lifted.
- (20) Adherence to all of the voluntary measures set forth in the stage 1 "water shortage advisory" that are not made mandatory by stage 3 is highly encouraged.

SCHEDULE A

Customer Class	Gallons per Month	Surcharge per 1,000 Gallons
Residential single, two family unit & Senior Citizens	0-2000	\$-20.00 (Credit)*
	0-3000	\$-15.00 (Credit)*
	0-6000	\$-10.00 (Credit)*
	6,001-12,000	\$5.00
	12,001-20,000	\$10.00
	20,001-40,000	\$22.50
	40,001 and up	\$30.00

*Credits are only applied if total monthly use remains under 6,000 gallons.


The rate for usage by commercial or non-residential customers shall be increased by \$2.00 per 1,000 gallons on all usage. Unless otherwise noted, commercial customers shall include: No Base Commercial, Mobile Home Parks, Municipal General, General Single Unit, General Multi, Hydrant Flow Meters, Residential Multi and General Service Parks & Recreation. Bulk Water Users shall also be included where or if provided by contract.

SECTION 3:

The City Manager is authorized to delay Stage 3 implementation at his discretion with updated information.

THE CITY COUNCIL OF THE CITY OF FARMINGTON, NEW MEXICO DOES HEREBY PROCLAIM A "STAGE 2 - WATER SHORTAGE WATCH" TO BE IN EFFECT AS OF JUNE 12, 2018; AND A "STAGE 3 -WATER SHORTAGE WARNING" BEGINNING JULY 16, 2018, URGING ALL CITIZENS TO COMPLY WITH THE MANDATORY WATER USE RESTRICTIONS DESCRIBED IN THIS RESOLUTION.


PASSED, SIGNED, APPROVED AND ADOPTED this 12th day of June, 2018.



 Nate Duckett, Mayor

SEAL

ATTEST:



 Dianne Smylie, City Clerk