

Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: September 22, 2008

FROM: CITY ATTORNEY

SUBJECT: AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE WATER SHORTAGE PROCEDURES ORDINANCE, CHAPTER 13.10 OF THE PASADENA MUNICIPAL CODE.

TITLE OF PROPOSED ORDINANCE:

AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE WATER SHORTAGE PROCEDURES ORDINANCE, CHAPTER 13.10 OF THE PASADENA MUNICIPAL CODE.

PURPOSES OF THE ORDINANCE:

The City Council directed the preparation of this ordinance on August 11, 2008. The purpose of this ordinance is to revise certain proscribed water usage activities of Water and Power Department customers to accommodate new technology, guard health and safety, and better achieve the City's water conservations goals. As described in the August 11, 2008 Agenda Report, these changes will: 1) allow use of a high efficiency water broom for washing sidewalks, walkways, driveways, parking areas or other paved surface; 2) proscribe landscape watering between 8:00 a.m. and 7:00 p.m.; and 3) allow the filling or refilling of swimming pools.

REASONS WHY LEGISLATION IS NEEDED:

An ordinance is needed to amend the provisions of the Water Shortage Procedures ordinance.

MEETING OF 09/22/2008

AGENDA ITEM NO. 9.A.1.

PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED:

Retail water service customers of the Water and Power Department will be affected by the ordinance amendment during times the City Council declares that a water shortage is in effect in accordance with the provisions of the Water Shortage Procedures ordinance.

FISCAL IMPACT:

The fiscal impact of the amendments to the Water Shortage Procedure Ordinance described above is difficult to quantify but is expected to be minimal. Although the use of high efficiency water brooms and providing for the filling or re-filling of swimming pools may have a slight impact on revenues, the efficiency of the water brooms is such that the additional water use would be minimal and thus the fiscal impact would be minimal as well. Similarly, it is presumed that only a small number of new pools will be filled or existing pools will be re-filled; therefore, only a small fiscal impact would be realized. The amendment to lengthen the proscribed watering hours will have no fiscal impact since it sets no restriction on the amount of water customers may use.


POLICY CHANGES:

This ordinance furthers the goal of water conservation during periods of water shortage and accordingly does not result in any policy changes.

Respectfully submitted,


Michele B. Bagneris
City Attorney

Prepared by:


Scott D. Rasmussen
Assistant City Attorney

Introduced by _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE WATER SHORTAGE PROCEDURES ORDINANCE, CHAPTER 13.10 OF THE PASADENA MUNICIPAL CODE.

The People of the City of Pasadena ordain as follows:

SECTION 1. Subsection A of Section 13.10.040 of the Pasadena Municipal Code is hereby amended to read:

“A. Refrain from hosing or washing sidewalks, walkways, driveways, parking areas or other paved surfaces unless doing so with a high efficiency water broom.”

SECTION 2. Subsection H of Section 13.10.040 of the Pasadena Municipal Code is hereby amended to read:

“H. Refrain from landscape watering between the hours of 8:00 a.m. and 7:00 p.m..”

SECTION 3. Subsection I of Section 13.10.040 is hereby repealed.

SECTION 4. Subsection A of Section 13.10.045 of the Pasadena Municipal Code is hereby amended to read:

“A. No customer of the department shall use or allow the use of water from the department to hose or wash sidewalks, walkways, driveways, parking areas or other paved surfaces unless doing so with a high efficiency water broom.”

SECTION 5. Subsection G of Section 13.10.045 of the Pasadena Municipal Code is hereby amended to read:

“G. No customer of the department shall use or allow the use of water for landscape watering between the hours of 8:00 a.m. and 7:00 p.m..”

SECTION 6. Subsection H of Section 13.10.045 of the Pasadena Municipal Code is hereby repealed.

SECTION 7. This ordinance shall take effect upon the thirty-first day following its publication.

Signed and approved this _____ day of _____, 2008.

William Bogaard
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council at its meeting held _____, 2008, by the following vote:

AYES:


NOES:

ABSENT:

ABSTAIN:

Mark Jomsky, CMC
City Clerk

APPROVED AS TO FORM:


Scott D. Rasmussen
Assistant City Attorney