

PALMER LAKE, COLORADO

ORDINANCE NO. 9-2021

AN ORDINANCE AMENDING TITLE 13, CHAPTER 13.20, OF THE TOWN OF PALMER LAKE MUNICIPAL CODE BY AMENDING SECTIONS 13.20.015, 13.20.020, 13.20.025, 13.20.030, AND 13.20.035 REGARDING WATER CONSERVATION

WHEREAS, the Board of Trustees of the Town of Palmer Lake, Colorado, pursuant to Colorado statute and the Town of Palmer Lake Municipal Code, is vested with the authority of administering the affairs of the Town of Palmer Lake, Colorado; and

WHEREAS, previously the Board adopted regulations for water conservation within the Town of Palmer Lake, said regulations appearing in Chapter 13.20 of the Town Municipal Code; and

WHEREAS, the Board of Trustees has determined that it is in the public interest to further define regulations regarding water conservation in the Town in order to protect the Town's water resources.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, COLORADO, THAT:

Section 1.

Title 13, Chapter 13.20, Sections 13.20.015, 13.20.020, 13.20.025, 13.20.030, and 13.20.035 of the Palmer Lake Municipal Code shall be amended by adding the underlined text as indicated below to read in their entirety as follows:

13.20.015. Water Conservation Guidelines.

In order to avoid waste of water and to stagger the demand on the Town's water system the following guidelines shall apply:

- A. Odd-numbered building addresses are permitted to use water for watering landscapes on Mondays, Wednesdays and Fridays.
- B. Even-numbered building addresses are permitted to use water for watering landscapes on Tuesdays, Thursdays and Saturdays.
- C. No landscape watering shall be permitted on Sunday.
- D. Watering is allowed between the hours of 6:00 AM – 9:00 AM and 6:00 PM – 9:00 PM.
- E. Exceptions may be considered as requested with the Town Administrator/Clerk.

Water conservation is a year-round responsibility of all Town citizens; therefore, limit water usage for all activities such as landscaping, outdoor washing/cleaning of windows, decks, vehicles, etc.

Nothing in this ordinance shall be construed to change, amend or preclude the provisions of the chapter sections which provide for the Declaration of a Water Emergency, criteria for determining the Stage thereof, the restrictions attendant thereto, and public notification and enforcement in times of a Water Emergency.

13.20.020. Declaration of a Stage 1 Emergency and Application of Regulations.

The Mayor of the Town of Palmer Lake, with input from the Water Supervisor and/or Fire Chief, shall be designated as the individual with authority to declare a Stage 1 Emergency and invoke some or all the restrictions of Section 13.20.030.

In the absence of the Mayor and the Mayor Pro-Tem, the Town Administrator/Clerk may declare such a Stage 1 Emergency.

Upon declaring such Stage I Emergency, a Town designated staff shall post a notice of the declaration of Stage 1 Emergency and any restrictions being imposed at the Post Office, the Town Office, the Town Hall, on the Town website and take such other steps to notify the public. Upon declaration of a Stage 1 Emergency, all the provisions of this chapter shall be in full force and effect until the next regularly scheduled meeting of the Board of Trustees. Upon declaration of a Stage 1 Emergency, the water restrictions imposed shall apply to all persons using water both in and outside the Town, and regardless of whether any person using water shall have a contract for water service with the Town.

13.20.025. Declaration of a Water Emergency.

A declaration of a Water Emergency may be made by the Board of Trustees of the Town at such time as it deems appropriate at either a regular or special meeting. Upon the declaration of a Water Emergency the Board, by resolution, may continue the water use restrictions imposed under the Stage 1 Emergency, may modify the water use restrictions, or may impose such other water use restrictions as it deems appropriate, including but not limited to those set forth in Section 13.20.030 and 13.20.035. Once the Board of Trustees determines that a Water Emergency has passed, they may, by resolution, end all or part of the restrictions imposed.

13.20.030. Stage 1 Emergency Water Restrictions.

The following use and withdrawal of water by any person during imposition of Stage 1 Emergency Water Restrictions are hereby prohibited or controlled:

- A. Irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems are prohibited.

B. Irrigation of landscaped areas is permitted by means of a faucet filled bucket or watering can of five (5) gallons or less. Such irrigation shall follow Water Conservation guidelines, Section 13.20.015.

C. Use of water to wash any motor vehicle, motorbike, boat, trailer or other vehicle is prohibited except on designated watering days. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle for quick rinses.

D. The following use of water are defined as non-essential and are prohibited:

1. Wash down of any sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surfaced areas;

2. Use of water to wash down buildings or structures for purposes other than immediate fire protection;

3. Flushing gutters or permitting water to run or accumulate in any gutter or street;

4. Failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s).

E. No customer will apply any lawn, turf, sodded area.

F. Use of water to fill, refill or add to any indoor or outdoor swimming pools or Jacuzzi-type pools is prohibited.

G. Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.

H. All restaurants are encouraged to not serve water to patrons except upon request by the patron.

I. Use of water hydrants shall be limited to fire-fighting, related activities or other activities necessary to maintain public health, safety and welfare. Use of water from fire hydrants for construction purposes is prohibited.

J. Any variance from the restrictions above may be granted by the Town Administrator/Clerk.

13.20.035. Stage 2 Emergency Water Restrictions.

The following uses and withdrawal of water by any person during imposition of Stage 2 Emergency Water Restrictions are hereby prohibited or controlled. The Stage 2 Emergency Water Restrictions shall go into effect upon passage of a resolution of the Board of Trustees and giving proper notice as provided in 13.20.025.

All Stage 1 Emergency Water Restrictions shall remain in effect. In addition:

- A. All irrigation of landscaped areas is absolutely prohibited.
- B. All use of water to wash any motor vehicle, motorbike, boat, trailer or other vehicle or any other outdoor water use is absolutely prohibited.
- C. No application for additional, expanded or increased water service connections, service lines, pipeline extensions, mains or water service facilities of any kind shall be approved and time limits for approval of such applications are hereby suspended for such time as the Stage 2 Emergency Water Restrictions shall be in effect.

Section 2.

Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Board hereby declares that it would have passed this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

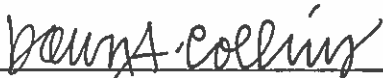
Section 3.

Repeal. Existing ordinances or parts of ordinances covering the same matters embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this ordinance.

INTRODUCED, READ AND PASSED AT A FIRST READING AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 24TH DAY OF JUNE 2021.

ATTEST:

TOWN OF PALMER LAKE, COLORADO



Dawn A. Collins
Town Administrator/Clerk

BY: 

William Bass
Mayor