

PART 5 - PHASED WATER CONSERVATION PLAN

**SECTION A - STATEMENT OF POLICY DECLARATION OF PURPOSE, AND
GENERAL PROHIBITION**

5-A-1 STATEMENT OF POLICY AND DECLARATION OF PURPOSE:

Because of the water supply conditions prevailing in any or all of the County Waterworks Districts and/or in the area from which any or all of the Districts obtain all or a portion of their supply, the general welfare requires that the water resources available to any or all of the Districts be put to the maximum beneficial use to the extent to which they are capable, and that the unreasonable use, or unreasonable method of use of water be discouraged and that the conservation of such water be practiced with a view to the reasonable and beneficial use thereof in the interest of the people of any or all of the Districts and for the public welfare. The purpose of this Phased Water Conservation Plan is to minimize the effect of a shortage of water supplies on the customers of any or all of the Districts during a water shortage emergency.

5-A-2 GENERAL PROHIBITION

5-A-2a No customer of the District or Districts shall make, cause, use, or permit the use of water from the District or Districts in a manner contrary to any provision of this ordinance.

5-A-2b In the area of District No. 40, Antelope Valley; Region 34, Desert View Highlands, known as Ritter Ranch, as defined in Agreement No. 66407 as amended between the District and Ritter Park Associates, the water use limitations contained in Agreement No. 66407 as amended shall be implemented in addition to those required by this Part of these rules.

SECTION B – DISCRETIONARY RESTRICTIONS BY THE DISTRICT ENGINEER

5-B-1 DISCRETIONARY RESTRICTIONS BY THE DISTRICT ENGINEER

If the Engineer determines that over consumption of water, loss of pressure in a system, breakdown, drought conditions or any similar occurrence, requires emergency restrictions upon the use of water from any system, the Engineer may issue an order specifying such restrictions. These discretionary measures are intended to address short-term operational issues or advisory conservation actions implemented in advance of a declared shortage level under this Phased Water Conservation Plan. Such restrictions may include, but are not limited to, any or all of the measures listed in Sections 5-B-1a through 5-B-1f.

- Part 5 Added 5/23/91 Ordinance No. 91-0075M
- Added 5-A-2, 5-A-2a & 5-A-2b 10/14
- 5-A-1 Rev. 7/25/91, 10/14
- 5-B Rev. 1/26
- 5-B-1 Rev. 7/25/91, Rev. 10/14 , 1/26

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION B - DISCRETIONARY RESTRICTIONS BY DISTRICT ENGINEER
(CONTINUED)

Any such order shall be communicated by the Engineer, either in writing or orally to water consumers served by the affected system. Water supply to any premises where use of water is being made in violation of an order of the Engineer may be shut off.

When the engineer determines that the emergency no longer exists, the Engineer shall issue an order relieving the restrictions of prohibitions previously ordered under this Section. Such order shall be communicated to affected water consumers in the same manner in which the order instituting the restrictions or prohibitions was communicated.

- 5-B-1a The use of water for watering of lawn, landscape or other turf area with water supplied by the District may be limited to specified days or hours of a day or altogether prohibited, except for the use of water for drinking, cooking, and sanitary purposes. The watering of lawn, landscape or other turf area with water supplied by the District shall be limited to not more than every other day and shall be prohibited between the hours of 10:00 a.m. and 5:00 p.m.
- 5-B-1b New meters to provide construction water service shall not be issued
- 5-B-1c Water Service (“Will Serve”) letters will be issued but such letters will be issued with the condition that permanent metered service to any newly created lot will be prohibited until the Board of Directors determines that the provisions of the Phased Water Conservation Plan are no longer in effect or that the severity of the water supply condition may be reduced to a Level 1 (Stage 1) shortage or no declared water shortage.
- 5-B-1d Existing meters providing construction water service shall be removed.
- 5-B-1e No new permanent meters shall be installed.
- 5-B-1f Any restrictions placed on the District by the State of California.

- 5-B-1a Rev. 10/14, 1/26
- 5-B-1b Rev. 10/14
- 5-B-1c Rev. 10/14, 1/26
- 5-B-1d Rev. 10/14
- 5-B-1e Rev. 10/14
- 5-B-1f Rev. 10/14, 1/26

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION C - AUTHORIZATION TO IMPLEMENT WATER CONSERVATION FOR
LEVEL 1 (STAGE 1) SHORTAGES THROUGH LEVEL 6 (STAGE 6) SHORTAGES

5-C-1 AUTHORIZATION TO IMPLEMENT WATER CONSERVATION

5-C-1a The Board of Directors of the Waterworks Districts may implement the applicable provisions of this conservation plan, following the public hearing required by Rule 5-C-1b, upon its determination that such implementation is necessary to protect the public welfare and safety and to ensure consistency with the adopted Water Shortage Contingency Plan.

5-C-1b The Board of Directors of the Waterworks Districts shall hold a public hearing for the purpose of determining whether a shortage exists in any or all of the Districts and which measures provided by this ordinance should be implemented. Notice of the time and place of the public hearing shall be published not less than ten (10) days before the hearing in a newspaper of general circulation within the affected District or Districts and/or systems served by the Waterworks Districts.

5-C-1c The Board of Directors shall issue its determination of shortage and corrective measures by resolution published in a daily newspaper of general circulation within the affected District or Districts and/or systems served by Waterworks Districts. Conservation surcharges assessed per Rule 5-O-1 and drought rates adopted by resolution of the Board of Directors shall become effective on or after the date of such publication.

5-C-1 Rev.10/14, 1/26
5-C-1b Rev.10/14, 1/26
5-C-1c Rev. 10/14, 6/2/15, 1/26

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION D - LEVEL 1 (STAGE 1) SHORTAGE

5-D-1 LEVEL 1 (STAGE 1) SHORTAGE:

5-D-1a A Level 1 (Stage 1) Shortage shall be declared whenever the Board of Directors determines that it is likely that the District will suffer up to a ten percent (10%) shortage in its water supplies.

5-D-1b During a declared Level 1 (Stage 1) Shortage, all water use shall be billed as outlined in the drought rate-schedule below:

District	Rate Schedule	Drought Quantity Rate	
21	2105	\$5.46	
29	2954	\$8.94	
	2957	\$9.72	
	2960	\$10.35	
	2962	\$9.15	
36	3605	\$3.57	
37	3703	\$2.03	
District	Rate Schedule	Drought Quantity Rates	
		Tier 1	Tier 2
40	0427, 0428, 0429	\$1.53	\$2.23
	0430, 0431, 3405	\$1.63	\$2.33
	0433, 0434	\$1.71	\$2.41
	3404, 3406	\$2.13	\$2.83
	2405, 2705, 3303	\$1.56	\$2.26
	3407	\$1.90	\$2.60
	3505	\$1.67	\$2.37
	3807, 3898	\$1.65	\$2.35
	3953	\$1.90	\$2.60

5-D-1c For the Marina del Rey Water system, conservation surcharges shall apply per Rule 5-O-1 in lieu of drought rates.

5-D Rev 1/26
 5-D-1 Rev. 7/24/91, Rev. 1/09, Rev. 10/14, 1/26, 3/26

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION E - LEVEL 2 (STAGE 2) SHORTAGE

5-E-1 LEVEL 2 (STAGE 2) SHORTAGE:

5-E-1a A Level 2 (Stage 2) Shortage shall be declared whenever the Board of Directors determines that it is likely that the District will suffer a shortage of between ten percent (10%) and twenty percent (20%) in its water supplies.

5-E-1b During a declared Level 2 (Stage 2) Shortage, all water use shall be billed as outlined in the drought rate-schedule below:

District	Rate Schedule	Drought Quantity Rate	
21	2105	\$5.46	
29	2954	\$9.46	
	2957	\$10.29	
	2960	\$10.95	
	2962	\$9.67	
36	3605	\$3.89	
37	3703	\$2.19	
District	Rate Schedule	Drought Quantity Rates	
		Tier 1	Tier 2
40	0427, 0428, 0429	\$1.59	\$2.31
	0430, 0431, 3405	\$1.70	\$2.43
	0433, 0434	\$1.80	\$2.52
	3404, 3406	\$2.22	\$2.94
	2405, 2705, 3303	\$1.63	\$2.35
	3407	\$1.98	\$2.70
	3505	\$1.74	\$2.47
	3807, 3898	\$1.72	\$2.45
	3953	\$1.98	\$2.70

5-E-1c For the Marina del Rey Water system, conservation surcharges shall apply per Rule 5-O-1 in lieu of drought rates.

5-E-1 Rev.10/14, 1/26, 3/26
 5-E-1c Rev. 7/24/91, 1/26

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION F - LEVEL 3 (STAGE 3) SHORTAGE

5-F-1 LEVEL 3 (STAGE 3) SHORTAGE:

5-F-1a A Level 3 (Stage 3) Shortage shall be declared whenever the Board of Directors determines that it is likely that the District will suffer a shortage of between twenty percent (20%) and thirty percent (30%) in its water supplies.

5-F-1b During a declared Level 3 (Stage 3) Shortage, all water use shall be billed as outlined in the drought rate-schedule below:

District	Rate Schedule	Drought Quantity Rate	
21	2105	\$5.47	
29	2954	\$10.13	
	2957	\$11.01	
	2960	\$11.72	
	2962	\$10.35	
36	3605	\$4.31	
37	3703	\$2.40	
District	Rate Schedule	Drought Quantity Rates	
		Tier 1	Tier 2
40	0427, 0428, 0429	\$1.68	\$2.44
	0430, 0431, 3405	\$1.81	\$2.56
	0433, 0434	\$1.90	\$2.65
	3404, 3406	\$2.48	\$3.10
	2405, 2705, 3303	\$1.72	\$2.48
	3407	\$2.09	\$2.85
	3505	\$1.85	\$2.60
	3807, 3898	\$1.83	\$2.58
	3953	\$2.09	\$2.85

5-F-1c For the Marina del Rey Water system, conservation surcharges shall apply per Rule 5-O-1 in lieu of drought rates.

5-F-1d The watering of lawn, landscape or other turf area with water supplied by the District shall be limited to not more than every day and shall be prohibited between the hours of 10:00 a.m. and 5:00 p.m.

5-F-1 Rev.10/14, 1/26, 3/26
 5-F-1c Rev. 7/91, Rev. 1/09, 1/26
 5-F-1d Deleted10/14, Added 1/26
 5-F-1e Deleted10/14

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION G - LEVEL 4 (STAGE 4) SHORTAGE

5-G-1 LEVEL 4 (STAGE 4) SHORTAGE:

5-G-1a A Level 4 (Stage 4) Shortage shall be declared whenever the Board of Directors determines that it is likely that the District will suffer a shortage of between thirty percent (30%) and forty percent (40%) in its water supplies.

5-G-1b During a declared Level 4 (Stage 4) Shortage, all water use shall be billed as outlined in the drought rate-schedule below:

District	Rate Schedule	Drought Quantity Rate	
21	2105	\$5.47	
29	2954	\$11.01	
	2957	\$11.97	
	2960	\$12.75	
	2962	\$11.26	
36	3605	\$4.86	
37	3703	\$2.68	
District	Rate Schedule	Drought Quantity Rates	
		Tier 1	Tier 2
40	0427, 0428, 0429	\$1.80	\$2.61
	0430, 0431, 3405	\$1.93	\$2.75
	0433, 0434	\$2.02	\$2.84
	3404, 3406	\$2.65	\$3.32
	2405, 2705, 3303	\$1.84	\$2.65
	3407	\$2.24	\$3.05
	3505	\$1.98	\$2.80
	3807, 3898	\$1.95	\$2.77
	3953	\$2.24	\$3.05

5-G-1c For the Marina del Rey Water system, conservation surcharges shall apply per Rule 5-O-1 in lieu of drought rates.

5-G-1 Rev 10/14, 1/26, 3/26
 5-G-1c Rev. 7/91, Rev. 1/09, 1/26
 5-G-1d Deleted 1/26
 5-G-1e Deleted 10/14
 5-G-1f Deleted 10/14

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION H - LEVEL 5 (STAGE 5) SHORTAGE

5-H-1 LEVEL 5 (STAGE 5) SHORTAGE:

5-H-1a A Level 5 (Stage 5) Shortage shall be declared whenever the Board of Directors determines that it is likely that the District will suffer a shortage of between forty percent (30%) and fifty percent (50%) in its water supplies.

5-H-1b During a declared Level 5 (Stage 5) Shortage, all water use shall be billed as outlined in the drought rate-schedule below:

District	Rate Schedule	Drought Quantity Rate	
21	2105	\$5.49	
29	2954	\$12.26	
	2957	\$13.33	
	2960	\$14.19	
	2962	\$12.53	
36	3605	\$5.63	
37	3703	\$3.08	
District	Rate Schedule	Drought Quantity Rates	
		Tier 1	Tier 2
40	0427, 0428, 0429	\$1.97	\$2.87
	0430, 0431, 3405	\$2.12	\$3.01
	0433, 0434	\$2.23	\$3.13
	3404, 3406	\$2.92	\$3.64
	2405, 2705, 3303	\$2.01	\$2.91
	3407	\$2.46	\$3.35
	3505	\$2.17	\$3.07
	3807, 3898	\$2.14	\$3.03
	3953	\$2.46	\$3.35

5-H-1c For the Marina del Rey Water system, conservation surcharges shall apply per Rule 5-O-1 in lieu of drought rates.

- 5-H-1 Rev.10/14, 1/26, 3/26
- 5-H-1c Rev. 7/91, Rev. 1/09, 1/26
- 5-H-1d Deleted10/14
- 5-H-1e Deleted10/14
- 5-H-1f Deleted10/14

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION I - LEVEL 6 (STAGE 6) SHORTAGE

5-I-1 LEVEL 6 (STAGE 6) SHORTAGE:

5-I-1a A Level 6 (Stage 6) Shortage shall be declared whenever the Board of Directors determines that it is likely that the District will suffer a shortage of between greater than fifty percent (50%) in its water supplies.

5-I-1b During a declared Level 6 (Stage 6) Shortage, all water use shall be billed as outlined in the drought rate-schedule below:

District	Rate Schedule	Drought Quantity Rate	
21	2105	\$5.50	
29	2954	\$14.11	
	2957	\$15.35	
	2960	\$16.34	
	2962	\$14.43	
36	3605	\$6.79	
37	3703	\$3.67	
District	Rate Schedule	Drought Quantity Rates	
		Tier 1	Tier 2
40	0427, 0428, 0429	\$2.25	\$3.28
	0430, 0431, 3405	\$2.41	\$3.45
	0433, 0434	\$2.54	\$3.57
	3404, 3406	\$3.14	\$4.17
	2405, 2705, 3303	\$2.30	\$3.33
	3407	\$2.81	\$3.84
	3505	\$2.48	\$3.51
	3807, 3898	\$2.45	\$3.48
	3953	\$2.81	\$3.84

5-I-1c For the Marina del Rey Water system, conservation surcharges shall apply per Rule 5-O-1 in lieu of drought rates.

- 5-I-1 Rev.10/14, 1/26, 3/26
- 5-I-1c Deleted 1/26, Added 6/26
- 5-I-1d Deleted10/14
- 5-I-1e Deleted10/14
- 5-I-1f Deleted10/14
- 5-J-1 Rev.10/14, Deleted 1/26
- 5-J-1d Deleted10/14
- 5-J-1e Deleted10/14
- 5-J-1f Deleted10/14

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION M - RELIEF FROM COMPLIANCE

5-M-1 RELIEF FROM COMPLIANCE:

- 5-M-1a A customer may file an application for relief from any provisions of this ordinance. The Director of Public Works shall develop such procedures as he or she considers necessary to resolve such applications and shall, upon the filing by a customer of an application for relief, take such steps as he or she deems reasonable to resolve the application for relief. The decision of the Director of Public Works shall be final. The Director of Public Works may delegate his or her duties and responsibilities under this Rule as appropriate.
- 5-M-1b The application for relief may include a request that the customer be relieved, in whole or in part, from the conservation surcharge provisions of Rules 5-O-1b.

5-K-1 Rev.10/14, Deleted 1/26
5-K-1d Deleted10/14
5-K-1e Deleted10/14
5-K-1f Deleted10/14
5-K-1g Deleted10/14
5-L-1 Rev.10/14, Deleted 1/26
5-L-1d Deleted10/14
5-L-1e Deleted10/14
5-L-1f Deleted10/14
5-L-1g Deleted10/14
5-M-1b Rev 1/26

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION M - RELIEF FROM COMPLIANCE (CONTINUED)

5-M-1c In determining whether to grant relief, and the nature of any relief, the Director of Public Works shall take into consideration all relevant factors including, but not limited to:

1. Whether any additional reduction in water consumption will result in unemployment;
2. Whether additional members have been added to the household;
3. Whether any additional landscaped property has been added to the property since the corresponding billing period of the base year;
4. Changes in vacancy factors in multi-family housing;
5. Increased number of employees in commercial, industrial, and governmental offices;
6. Increased production requiring increased process water;
7. Water uses during new construction;
8. Adjustments to water use caused by emergency health or safety hazards;
9. First filling of a permit-constructed swimming pool; and
10. Water use necessary for reasons related to family illness or health.
11. Whether the basic period for billing should be adjusted due to the unique circumstances of the type of facility, such as a boat, which results in irregular, intermittent periods of consumption.

5-M-1d In order to be considered, an application for relief must be filed with the District within twenty (20) days from the date the provision from which relief is sought becomes applicable to the applicant. No relief shall be granted unless the customer shows that he or she has achieved the maximum practical reduction in water consumption other than in the specific areas in which relief is being sought. No relief shall be granted to any customer who, when requested by the Director of Public Works or designee, fails to provide any information necessary for resolution of the customer's application for relief. The decision shall be issued within twenty (20) days and provided to the customer.

Part 5 Added 5/23/91 Ordinance No. 91-0075M

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)

SECTION N - NOTIFICATION OF CUSTOMERS

5-N-1 NOTIFICATION OF CUSTOMERS:

5-N-1a Regarding conservation surcharges, each customer will be notified on his or her bill as to what the target quantity and the base quantity will be for the applicable billing period.

SECTION O - CONSERVATION SURCHARGES

5-O-1 CONSERVATION SURCHARGES:

5-O-1a Water use up to the target quantities specified in Rule 5-O-1b shall be billed at the established QUANTITY CHARGE. Water use in excess of the aforementioned target quantities shall be subject to the following conservation surcharges in addition to the established QUANTITY CHARGE:

1. For all customers within Marina Del Rey Water System, an additional conservation surcharge of 1.0 times the established QUANTITY CHARGE will be assessed for water use in excess of the target quantity, up to 115 percent of the target quantity.
2. For all customers within Marina Del Rey Water System, an additional conservation surcharge of 2.0 times the established QUANTITY CHARGE will be assessed for water use in excess of 115 percent of the target quantity.
3. If cost of purchased water obtained from the water wholesalers that sell water to the Los Angeles County Waterworks Districts increases beyond the amounts that can be offset and collected through the rates set in 1 and 2 of this provision, then the District Engineer is hereby authorized to revise the rates set in 1 and 2 of this provision in amounts necessary to offset the cost to purchase the water.

The amendments to Rule 5-O-1a, as enacted on June 2, 2015 expired on June 1, 2016, on which date Rule 5-O-1a reverted to the provisions of Rule 5-O-1a as enacted on May 22, 1991, by Ordinance No 91-0075M.

Part 5 Added 5/23/91 Ordinance No. 91-0075M
5-N-1a Rev. 1/26
5-O-1 Rev. 1/26
5-O-1a Rev. 6/2/15, 1/17, 1/26

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION O - CONSERVATION SURCHARGES (CONTINUED)

5-O-1b Target Quantity shall be a percentage of the base quantity as determined below by meter size and by the percentage (%) reduction of water supply of the phase shortage as shown in table:

1. A customer with a meter size of one and one-half (1 1/2) inches or larger shall be billed at his or her normal established water rate for all water used up to a target quantity. All water used in excess of the target quantity shall be subject to a conservation surcharge per Rule 5-O-1. The base quantity shall be determined by the amount of water used on the customer's premises during the corresponding billing period of a base period to be defined by the Board of Directors.
2. For meter sizes of one (1) inch or less, a base quantity shall be the average of the water usage for all similar sized meters during the corresponding billing period of a base period to be defined by the BOARD.

A customer with a meter size of one (1) inch or less shall be billed at his or her normal established water rate for all water used up to a target quantity. All water used in excess of the target quantity shall be subject to conservation surcharges per Rule 5-O-1.

Level (Stage)	Reduction of Water Supply (%)	Target Quantity, Percentage (%) of Base Quantity
1	Up to 10%	90%
2	10% to 15%	85%
	15% to 20%	80%
3	20% to 25%	75%
	25% to 30%	70%
4	30% to 35%	65%
	35% to 40%	60%
5	40% to 45%	50%
	45% to 50%	50%
6	More than 50%	50%

5-O-1 Rev. 1/26
 5-O-1b Rev. 10/14, 1/26, 6/26

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)
SECTION O - CONSERVATION SURCHARGES (CONTINUED)

5-O-1c Violation by any customer of the water use prohibitions of Rules 5-B-1a, 5-B-1b, 5-B-1c, 5-B-1d, 5-B-1e, and 5-B-1f shall be penalized as follows:

1. First violation. The Director of Public Works or designee shall issue a written notice of the fact of a first violation to the customer.
2. Second violation. For a second violation during any one water shortage emergency, the Director of Public Works or designee shall issue a written notice of the fact of a second violation to the customer.
3. Third and subsequent violations. For a third and each subsequent violation during any one water shortage emergency, the Director of Public Works or designee may install a flow-restricting device on the service of the customer at the premises at which the violation occurred and charge for installing and for removing the flow-restricting devices and for restoration of normal service. The charge shall be paid before normal service can be restored.

5-O-1d All monies collected by a District pursuant to this ordinance shall be deposited in that District's General Fund as reimbursement for the District's costs and expenses of administering this conservation plan.

5-O-1e The District shall give notice to customer of water conservation surcharges or of water usage violations as follows:

- a. Notice of water conservation surcharges or of first and second violations of the water use prohibitions of Rules 5-B-1a, 5-B-1b, 5-B-1c, 5-B-1d, 5-B-1e, and 5-B-1f shall be given to the customer in person or by regular mail.
- b. If the customer is absent from or unavailable at the premises at which the violation occurred, by leaving a copy with some person of suitable age and discretion at the premises and sending a copy through the regular mail to the address at which the customer is normally billed; or
- c. If a person of suitable age or discretion cannot be found, then by affixing a copy in a conspicuous place at the premises at which the violation occurred and also sending a copy through the regular mail to the address at which the customer is normally billed.

5-O-1 Rev. 1/26
5-O-1c Rev 6/26
5-O-1d Rev. 10/14, 1/26
5-O-1e Rev. 10/14, 1/26

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)

SECTION O - CONSERVATION SURCHARGES (CONTINUED)

- 5-O-1f The notice of a violation of the water use prohibitions of Rules 5-B-1a, 5-B-1b, 5-B-1c, 5-B-1d, 5-B-1e, and 5-B-1f shall contain a description of the facts of the violation, a statement of the possible penalties for each violation and a statement informing the customer of his right to a hearing on the merits of the violation pursuant to Rule 5-P-1.
- 5-O-1g Nothing in these regulations shall prohibit any customer from either installing sub-meters or from pro-rating and collecting from the ultimate users any conservation surcharges assessed when the customer's master meter measures consumption of water for multiple tenancy facilities. However, unless the sub-meters are subsequently billed directly by the District, the customer responsible for the master meter shall continue to be responsible directly to the District for all payments including conservation surcharges.

SECTION P - HEARING REGARDING VIOLATIONS

5-P-1 HEARING REGARDING VIOLATIONS:

- 5-P-1a Any customer receiving notice of a third or subsequent violations of the water use prohibitions of Rules 5-B-1a, 5-B-1b, 5-B-1c, 5-B-1d, 5-B-1e and 5-B-1f shall have a right to a hearing by the Director of Public Works or his designee within fifteen (15) days of a mailing or other delivery of the notice of violation.
- 5-P-1b The customer's written request for a hearing must be received within ten (10) days of the issuance of the notice of violation. This request shall stay installation of a flow-restricting device on the customer's premises and the assessment of any surcharge until the Director of Public Works or designee renders his or her decision. The decision shall be issued within ten (10) days of the hearing, a copy of which shall be provided to the customer.
- 5-P-1c The decision of the Director of Public Works shall be final except for judicial review.

5-O-1 Rev. 1/26
5-P-1a Rev.10/14

PART 5 - PHASED WATER CONSERVATION PLAN (CONTINUED)

SECTION Q - ADDITIONAL WATER SHORTAGE MEASURES

5-Q-1 ADDITIONAL WATER SHORTAGE MEASURES:

The Board of Directors may order implementation of water conservation measures in addition to those set forth in Rules 5-B-1, 5-D-1, 5-E-1, 5-F-1, 5-G-1, 5-H-1, and 5-I-1. Such additional water conservation measures shall be implemented in the manner provided in Rule 5-C-1.

SECTION R - PUBLIC HEALTH AND SAFETY NOT TO BE AFFECTED

5-R-1 PUBLIC HEALTH AND SAFETY NOT TO BE AFFECTED:

Nothing in this ordinance shall be construed to require the District to curtail the supply of water to any customer when such water is required by that customer to maintain an adequate level of public health and safety.

SECTION S - SEVERABILITY

5-S-1 SEVERABILITY:

If any part of this ordinance or the application thereof to any person or circumstances is for any reason held invalid or unconstitutional by a decision of any court of competent jurisdiction, the validity of the remainder of the ordinance or the application of such provision to other persons or circumstances shall not be affected. The Board of Directors of the District or Districts declares that it would have adopted this ordinance and all provisions hereof irrespective of the fact that any one or more of the provisions be declared invalid or unconstitutional.