



City of West Palm Beach

Declaration of Water Shortage Restrictions

WHEREAS, the City of West Palm Beach water utility system, as authorized by SFWMD, provides potable water to a service area which includes the City of West Palm Beach, Town of Palm Beach, Town of South Palm Beach and certain unincorporated sections of Palm Beach County; and

WHEREAS, the City of West Palm Beach's water utility system is unique in that its primary water source is from surface water, including the M-Canal, Lake Mangonia and Clear Lake, under the City's ownership and control; and

WHEREAS, because the City controls and monitors its own water source, it has the authority to implement water restrictions based on the water supply level; and

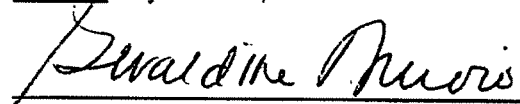
WHEREAS, as a result of the current drought and declining water levels in the City's surface water supply source, the South Florida Water Management District authorized the City to implement water restrictions for the West Palm Beach water utility; and

WHEREAS, based on current water supply levels and the recommendation of the Public Utilities Director and consulting engineers, and pursuant to Resolution No. 163-11, I find it now necessary for the City to implement water restrictions for its water utility system;

NOW, THEREFORE, I, Geraldine Muoio, Mayor of the City of West Palm Beach, Florida, hereby implement the following water shortage restrictions for the City of West Palm Beach water utility system:

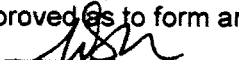
1. The Water Restrictions for the City of West Palm Beach Utility System are detailed on **Exhibit A** attached hereto.
2. A copy of this Declaration shall be provided to the Town of Palm Beach and the Town of South Palm Beach.
3. This Declaration shall be filed with the City Clerk.
4. This Declaration shall take effect immediately.
5. Code Enforcement staff is directed to issue warnings and citations that can lead to fines for violation of the Water Restrictions. Code Enforcement staff is directed to not issue violations relating to failure to irrigate landscaping, until such time as these Water Restrictions are vacated.

IN WITNESS WHEREOF, I hereunto set my hand and cause the official seal of the City of West Palm Beach, Florida, to be affixed this 13th day of June, 2011.


Geraldine Muoio, Mayor

Attest:


Joanna Sharp, City Clerk

City Attorney's Office
Approved as to form and legality
By: 

City of West Palm Beach

One-Day-A-Week Landscape Irrigation Restrictions

Existing Landscaping

- Residents and businesses with **odd**-numbered street addresses may water lawns and landscapes on **Wednesdays** early morning from 4 a.m. to 8 a.m.
- Residents and businesses with **even**-numbered street addresses may water lawns and landscapes on **Thursdays** early morning from 4 a.m. to 8 a.m.
- Hand watering of stressed plants is allowed for 10 minutes per day using a single hose with an attached automatic shut-off or trigger nozzle.
- Watering is not allowed any other time.

New Landscaping; sod or other plantings

- New landscaping can be watered at any time on the first day it is installed.
- Landscaping in place from **2 days to 30 days** can be watered on Mondays, Tuesdays, Wednesdays, Thursdays, Saturdays and/or Sundays from 4 a.m. to 8 a.m.
- Landscaping in place from **31 days to 90 days** can be watered on Mondays, Wednesdays, Thursdays, and/or Saturdays from 4 a.m. to 8 a.m.
- An entire irrigation zone can only be watered during these additional times if it contains at least **50%** new landscaping. Additional watering days can only be used to benefit new landscaping.

Applying lawn maintenance products

- Landscape irrigation for watering-in fertilizers, insecticides, pesticides, fungicides and herbicides is allowed for one application unless the need for more than one application is stated in the directions specified by the product manufacturer.
- Watering-in is allowed only during established watering days and times unless a professional licensed applicator as posted a temporary sign with the date of application and the date of needed watering-in.

Additional Information

- Restrictions apply to sources of water for irrigation including wells, canals, ponds and lakes. However, landscape irrigation using reclaimed water is not restricted.
- Drip, bubble and micro-jet systems that apply water directly to root plant zones may be used anytime. Any low-volume system should not produce water runoff.
- Landscape irrigation systems may be operated once a week during restricted days and/or times for cleaning, maintenance and repair if an attendant is on site in the area being tested. Testing should not exceed 10 minutes per zone.
- Car, boat and other vehicle washing is allowed. Always attach an adjustable spray or trigger nozzle to the hose and wash vehicles over a non-paved, grassy or porous area.

RESOLUTION NO. 163-11

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, AUTHORIZING THE MAYOR TO IMPLEMENT WATER RESTRICTITONS FOR THE WEST PALM BEACH WATER UTILITY SYSTEM SERVICE AREA BASED ON WATER SUPPLY LEVELS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the South Florida Water Management District ("SFWMD") has the power and duty to protect Florida's water resources and to administer and enforce the provisions of Ch. 373 Florida Statutes regarding water usage and restrictions; and

WHEREAS, the City of West Palm Beach water utility system, as authorized by SFWMD, provides potable water to a service area which includes the City of West Palm Beach, Town of Palm Beach, Town of South Palm Beach, and certain unincorporated sections of Palm Beach County; and

WHEREAS, the City of West Palm Beach's water utility system is unique in that its primary water source is from surface water, including the M-Canal, Lake Mangonia and Clear Lake, under the City's ownership and control; and

WHEREAS, because the City controls and monitors its own water source, it has the authority to implement water restrictions based on the water supply level; and

WHEREAS, SFWMD agrees that the City may implement water restrictions for its water utility system based on its water supply level; and

WHEREAS, as a result of the current drought and declining water levels in the City's surface water supply source, it is foreseeable that the City may need to implement water restrictions for its water utility in the near future;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WEST PALM BEACH, FLORIDA, that:

SECTION 1: The City Commission of the City of West Palm Beach, Florida, hereby authorizes the Mayor to declare and implement water restrictions for the West Palm Beach water utility system based on water supply levels, from time to time, as recommended by the Public Utilities Director and consulting engineers.

SECTION 2: The City Commission hereby establishes a schedule of civil fines for violation of such Water Restrictions, being violations of Chapter 90 (Utilities), Article II (Water), Division 3 (Usage During Drought Conditions) and Division 4 (Water Irrigation Conservation), as follows:

First offense: \$75.00
Second offense: \$125.00
Third and subsequent offenses: \$500.00

RESOLUTION NO. 163-11

SECTION 3: This Resolution shall remain effective for one (1) year from its effective date and shall sunset thereafter.

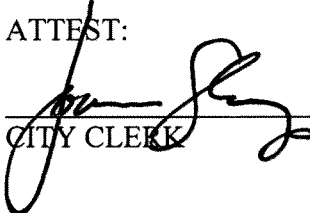
SECTION 4: This Resolution shall take effect immediately.

PASSED AND ADOPTED THIS 13th DAY OF June, 2011.

(CORPORATE SEAL)

CITY OF WEST PALM BEACH
BY THE CITY COMMISSION

ATTEST:



CITY CLERK



PRESIDING OFFICER

City Attorney's Office

Approved as to form and legality

By: 

Last printed 6/13/11