

ORDINANCE NO. 10 - 12-13-3

**ORDINANCE OF THE CITY OF CAMILLA, GEORGIA REGARDING
OUTDOOR LANDSCAPE WATERING; REPEALING ALL
ORDINANCES IN CONFLICT HERewith AND FOR OTHER
PURPOSES.**

WHEREAS, the City of Camilla, Georgia (hereinafter referred to as the "City") desires to enact an ordinance revising the standards for outdoor water use;

WHEREAS, the City recognizes an imminent need to create a culture of water conservation and to plan for water supply enhancement and management;

WHEREAS, reasonable restrictions on the outdoor irrigation activities are necessary to address this need;

WHEREAS, the General Assembly of the State of Georgia has required all counties and cities in Georgia to adopt an ordinance, to be in effect no later than January 1, 2011, to limit outdoor watering of landscape to between the hours of 4:00 P.M. and 10:00 A.M. (with certain exceptions); and

NOW, THEREFORE, BE IT ORDAINED by the City as follows:

Section 1. Section 6-2-5 of Chapter 2 of Title 6 of the City Code of Ordinances is hereby deleted in its entirety and replaced with a new section 6-2-5, entitled "Outdoor Water Use", which will read as follows:

I. Definitions

"Address" means the "house number" (a numeric or alphanumeric designation) that, together with the street name, describes a physical location of a specific property. "Even numbered address" means a house number ending with the number 0, 2, 4, 6, 8, or no house number. "Odd numbered address" means a house number ending with the number 1, 3, 5, 7, or 9.

"Declared drought response level" means one of four levels of drought that can be declared based on the severity of drought conditions, with one being the least severe and four being the most severe.

II. Outdoor Irrigation during Non-drought Periods

a. Persons may irrigate outdoors daily for purposes of planting, growing, managing, or maintaining ground cover, trees, shrubs, or other plants only between the hours of 4:00 P.M. and 10:00 A.M.; provided, however, that this limitation shall not create any limitation upon the following outdoor water uses:

1. Commercial raising, harvesting, or storing of crops; feeding, breeding, or managing livestock or poultry; the commercial production or storing of feed for use in the production of livestock, including, but not limited to, cattle, calves, swine, hogs, goats, sheep, and rabbits, or for use in the production of poultry, including, but not limited to, chickens, hens, ratites, and turkeys; producing plants, trees, fowl, or animals; or the commercial production of aquacultural, horticultural, dairy, livestock, poultry, eggs, and apiarian productions or as otherwise defined in O.C.G.A. § 1-3-3;
2. Capture and reuse of cooling system condensate or storm water in compliance with applicable ordinances and state guidelines;
3. Reuse of gray water in compliance with O.C.G.A. § 31-3-5.2 and applicable local board of health regulations;
4. Use of reclaimed waste water by a designated user from a system permitted by the Environmental Production Division of the Georgia Department of Natural Resources to provide reclaimed waste water;
5. Watering personal food gardens;
6. Watering new and replanted plant, seed, or turf in landscapes, golf courses, or sports turf fields during installation and for a period of thirty (30) days immediately following the date of installation;
7. Drip irrigation or irrigation using soaker hoses;
8. Hand watering with a hose with automatic cutoff or handheld container;
9. Use of water withdrawn from private water wells or surface water by an owner or operator of property if such well or surface water is on said property;
10. Watering horticultural crops held for sale, resale, or installation;
11. Watering athletic fields, golf courses, or public turf grass recreational areas;
12. Installation, maintenance, or calibration of irrigation systems; or
13. Hydroseeding.

b. This section governs outdoor irrigation activities during non-drought periods only. As to the restrictions on all other outdoor watering activities during non-drought periods, the provisions contained in part III of section 6-2-5 of Chapter 2, Title 6 of the City Code

of Ordinances shall govern.

III. Outdoor Non-Irrigation Use Schedule During Non-drought Periods

Except as provided in part II above regarding outdoor irrigation activities, and except as exempted in part V below, outdoor water use shall occur only as follows:

- a. Odd-numbered addresses: outdoor water use is allowed on Tuesday, Thursdays and Sundays.
- b. Even-numbered addresses: outdoor water use is allowed on Mondays, Wednesdays and Saturdays.

IV. Outdoor Water Use Schedule During Declared Drought Response Levels

The City shall enforce Drought Response Levels as declared by the Director of the Environmental Protection Division.

a. *Declared Drought Response Level One.* Outdoor water use may occur on scheduled days within the hours of 12:00 midnight to 10:00 a.m. and 4:00 p.m. to 12:00 midnight.

1. Scheduled days for odd-numbered addresses are Tuesdays, Thursdays and Sundays.
2. Scheduled days for even-numbered addresses are Monday, Wednesdays and Saturdays.
3. Use of hydrants for any purpose other than firefighting, public health, safety or flushing is prohibited.

b. *Declared Drought Response Level Two.* Outdoor water use may occur on scheduled days within the hours of 12:00 midnight to 10:00 a.m.

1. Scheduled days for odd-numbered addresses are Tuesdays, Thursdays and Sundays.
2. Scheduled days for even-numbered addresses and golf course fairways are Mondays, Wednesdays and Saturdays.
3. The following uses are prohibited:
 - (a) Using hydrants for any purpose other than firefighting, public health, safety or flushing.

- (b) Washing hard surfaces, such as streets, gutters, sidewalks and driveways except when necessary for public health and safety.

c. *Declared Drought Response Level Three.* Outdoor water use may occur on the scheduled day within the hours of 12:00 midnight to 10:00 a.m.

1. The scheduled day for odd-numbered addresses is Sunday.
2. The scheduled day for even-numbered addresses and golf course fairways is Saturday.
3. The following uses are prohibited:
 - (a) Using hydrants for any purpose other than firefighting, public health, safety or flushing.
 - (b) Washing hard surfaces such as streets, gutters, sidewalks, driveways, except when necessary for public health and safety.
 - (c) Filling installed swimming pools except when necessary for health care or structural integrity.
 - (d) Washing vehicles, such as cars, boats, trailers, motorbikes, airplanes, golf carts.
 - (e) Washing buildings or structures except for immediate fire protection.
 - (f) Non-commercial fund-raisers, such as car washes.
 - (g) Using water for ornamental purposes, such as fountains, reflecting pools, and waterfalls except when necessary to support aquatic life.

d. *Declared Drought Response Level Four.* No outdoor water use is allowed, other than for activities exempted in part V below, or as the EPD Director may order.

V. Exceptions to the rules in parts III and IV of this section 94-13.

a. The rules set forth in parts III and IV above shall not apply to the following outdoor water uses:

1. Capture and re-use of cooling system condensate or storm water in compliance with applicable local ordinances.
2. Re-use of gray water in compliance with applicable local ordinances.

b. The following established landscape water uses are exempt from the outdoor water use schedules of the rules set forth in parts III and IV above.

1. Use of reclaimed wastewater by a designated user from a system permitted by EPD to provide reclaimed wastewater.
2. Irrigation of personal food gardens.

c. With respect to the rules set forth in parts III and IV above, newly (in place less than 30 days) installed landscapes are subject to the following:

1. Irrigation of newly installed landscapes is allowed any day of the week, but only during allowed hours for the drought response level in effect, for a period of 30 days following installation. No watering is allowed during Drought Response Level Four.
2. For new landscapes installed by certified or licensed professionals, commercial exemptions apply.

d. The following golf course outdoor water uses are exempt from the outdoor water use schedules of the rules set forth in parts III and IV above:

1. Use of reclaimed wastewater by a designated user from a system permitted by EPD to provide reclaimed wastewater.
2. Irrigation of fairways during times of non-drought and Declared Drought Response Level One.
3. Irrigation of tees during times of non-drought and Declared Drought Response Levels One, Two and Three.
4. Irrigation of greens.

e. The following commercial outdoor water uses are exempt from the outdoor water use schedules of the rules set forth in parts III and IV above:

1. Professionally certified or licensed landscapers, golf course contractors, and sports turf landscapers: during installation and 30 days following installation only. Professional landscapers must be certified or licensed for commercial exemptions to apply.

2. Irrigation contractors: during installation and as needed for proper maintenance and adjustments only.
3. Sod producers.
4. Ornamental growers.
5. Fruit and vegetable growers.
6. Retail garden centers.
7. Hydro-seeding.
8. Power-washing.
9. Construction sites.
10. Producers of food and fiber.
11. Car washes.
12. Other activities essential to daily business.
13. Watering-in of pesticides and herbicides on turf.

VI. Severability.

The parts, paragraphs, sentences, clauses and phrases of this section are severable. Should any part, paragraph, sentence, clause or phrase of this section be rendered invalid by any Court of law, the remaining parts, paragraphs, sentences, clauses or phrases shall not be affected but shall continue in effect until amended or repealed by the City.

VII. Enforcement.

- a. No person shall use or allow the use of water in violation of the restrictions on outdoor water use contained in this section.
- b. The City shall be the enforcement authority for this section. The Mayor or City Manager may also authorize other departments as may be deemed necessary to support enforcement.
- c. Any violation of this section may also be enforced by a citation or accusation returnable to the Magistrate Court or by any other legal means set forth in this Code of Ordinances.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall take effect immediately upon its adoption.

SO ORDAINED, this 13th day of December, 2010.

THE CITY OF CAMILLA, GEORGIA

By: Mary Johnson
Mayor

(SEAL)

Attest: Karen. Baker
Clerk