

ORDINANCE NO. 1145

AN ORDINANCE AMENDING THE BOULDER CITY CODE BY ADDING NEW SECTIONS 9-8-17 & 9-8-18 ENTITLED, "WASTE OF WATER PROHIBITED" AND "TURF LIMITATIONS" RESPECTIVELY

The City Council of Boulder City do ordain:

SECTION 1. That Section 9-8-17 Waste of Water and Section 9-8-18 Turf Limitations are adopted as follows:

9-8-17 WASTE OF WATER PROHIBITED

A. It shall be unlawful for any customer of the Boulder City water system to waste water within the City limits or those areas outside the corporate boundaries of Boulder City served by the Boulder City System, after being served a notice of violation for wasting water from the same location or premises. Draining a spa or swimming pool is not considered wasting of water.

B. It is unlawful for any owner, occupant or manager of real property in the areas served by the Boulder City Water System to allow the waste of water from such property after there has been a service of a notice of violation for wasting water from the same premises.

C. DEFINITIONS

1. A CUSTOMER: means any person who is an owner, occupant, manager or user of real property to which water is supplied by Boulder City's Water System, any person who uses water supplied by Boulder City's Water System, or any person who otherwise has the right or permission to utilize water provided by Boulder City's Water System, but does not include any fire fighting department or agency.

2. TO WASTE WATER: means the expenditure or application of water from Boulder City's Water System that results in water:

a. Flowing into any gutter, street, sidewalk, swale, or storm drain, in a steady stream of flow for a period of twenty or more continuous minutes; or,

b. Collecting in pools or any depressed area in a public street, sidewalk, or right-of-way, to a depth of three inches or more.

3. NOTICE OF VIOLATION: means a written warning which

describes how water is being wasted and warns the customer that it is unlawful to waste water after service of the notice.

4. SERVICE OF A NOTICE OF VIOLATION means:

- a. Personal service upon a customer;
- b. Service upon a person of suitable age and discretion residing at the customer's residence or working for the customer at the place where the waste of water initiates;
- c. Posting such notice upon the premises where the waste of water initiates; or,
- d. Mailing a copy of such notice to the customer at the address as shown on the records of the Boulder City Water System.

D. If a customer continues to waste water, a customer will be served a second Notice of Violation. If two Notice of Violations are served within any thirty day period, the customer will be billed for the wasted water at a rate as established by the City Council until such time that the waste of water violation is corrected.

9-8-18 TURF LIMITATIONS The use of turf / grass (that which is maintained by mowing) shall be limited as follows:

A. Commercial / Industrial Districts: Limited to a maximum of twenty-five percent (25%) of the total landscapable area.

B. Public Facilities Districts: Limited to a maximum of twenty-five percent (25%) of the total landscapable area, except for schools, parks and cemeteries. Recreation area shall meet the 25% criteria outside of the turf area required by the designated activity.

C. Golf Course Use: Limited to approximately five acres per hole, with a maximum 20 additional acres for driving range. The total turf area, including golf course and driving range, shall not exceed 120 acres for an eighteen (18) hole golf course development.

D. Residential Districts: The area of turf / grass within the yard of single family / two family residential lots shall not exceed fifty percent (50%) of the total landscapable area of the front and rear yard.

E. Residential Districts (Multi-Family) including Mobile Home / Manufactured Housing: Limited to a maximum of thirty percent (30%) of the total landscapable area.

F. A certificate of compliance stating the owner / occupant

shall install turf / grass per this title, shall be signed by the property owner / occupant or contractor and submitted to the Boulder City Community Development Office prior to occupancy of any structure (all other provisions of Title 11, Boulder City Municipal Code, pertaining to landscape remain in effect).

SECTION 2. Each section and each provision or requirement of any section of this Ordinance shall be considered severable, and the invalidity of any portion shall not affect the validity or enforceability of any other portion.

SECTION 3. This Ordinance shall become effective the 21st day of March, 2001.

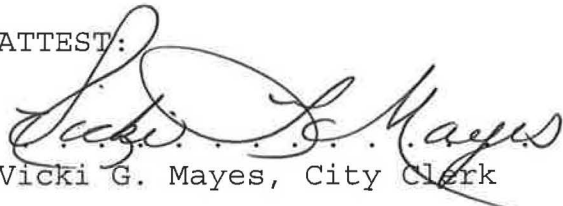
SECTION 4. The City Clerk shall cause this Ordinance to be published in summary on Thursday, the 1st day of March 2001, in the Boulder City News, a weekly newspaper published in Boulder City, Nevada.

APPROVED:



Robert S. Ferraro, Mayor

ATTEST:



Vicki G. Mayes, City Clerk

The foregoing Ordinance was first proposed and read by title to the City Council on the 13th day of February 2001, which was a regular meeting; thereafter, on the 27th day of February 2001, a public hearing and regular meeting were held and the proposed Ordinance was adopted by the following vote:

VOTING AYE: FERRARO, HARDY, NIX, PACINI

VOTING NAY: NONE

ABSENT: SMITH

APPROVED: 2/27/01



Robert S. Ferraro, Mayor

ATTEST:



Vicki G. Mayes, City Clerk