

# Attachment A

## ORDINANCE NO. 22-04

### CITY OF MAPLE GROVE

#### AN ORDINANCE AMENDING MAPLE GROVE CITY CODE SECTION 34-60 TO UPDATE PROVISIONS RELATED TO THE WATER EMERGENCY BOARD AND WATER RESTRICTIONS

THE CITY COUNCIL OF THE CITY OF MAPLE GROVE DOES ORDAIN:

#### **SECTION 1. AMENDMENTS**

Maple Grove City Code Section 34-60 is hereby amended as set forth below by adding the underlined language and deleting language shown as ~~strike through~~ as follows:

#### **Water emergency board and restrictions; critical water deficiency.**

- (a) *Purpose.* The city intends to be a good steward of its natural resources and comply with the state drought plan and Minn. Stats. § 103G.291, as from time to time amended, as well as continue to provide excellent quality water service that meets the needs of the city. This section establishes emergency restrictions ~~that may at times become~~ necessary to preserve resources and combat water shortages, and sets up a process for implementing such further restrictions to respond to conditions, if necessary. This section applies to all customers of public water suppliers who own or control water use on any premises. No person shall use or cause or permit the use of water received from a public water supply for residential, commercial, industrial, governmental, or any other purpose in any manner contrary to any provision in this section.
- (b) *Water emergency board.*
- (1) The water emergency board shall consist of the mayor, the city administrator, and the director of public works.
  - (2) Whenever, in the judgment of a majority of the water emergency board, the city's water pressure or quality in the water system or any part thereof is or is at imminent risk of becoming inadequate for fire suppression or other needs, additional water restrictions may be imposed and publicized. ~~a water emergency shall be declared and publicized and water emergency restrictions imposed.~~
  - (3) Thereafter, additional water ~~emergency~~ restrictions that the water emergency board determines are necessary shall remain in effect for a duration no longer than the next regular meeting of the city council, at which time the city council may by resolution ratify or cancel the additional water restrictions ~~emergency~~, and may extend, modify, or remove the additional water restrictions.
- (c) *Water ~~emergency~~ restrictions.* ~~In the event of a water emergency, t~~The following restrictions apply to all properties in the City~~may be imposed:~~
- (1) Lawn watering ~~may be~~ is prohibited between the hours of 10:00 a.m. and 6:00 p.m.

- (2) Regardless of time of day, even numbered addresses may ~~be allowed to water~~ only on even numbered dates. Odd numbered addresses may ~~be allowed to water~~ only on odd numbered dates. Automatic irrigations systems must be adjusted accordingly.
  - (3) Watering newly seeded or sodded areas during restricted times or dates may be allowed in the city's discretion with a permit for a specified duration. Watering specific plantings using a handheld hose may take place during the restricted dates and times.
  - (4) ~~In severe cases~~Upon a determination by the water emergency board that additional water restrictions are necessary, lawn watering may be further restricted or prohibited, vehicle and equipment washing may be limited or prohibited, and other conservation measures may be implemented.
  - ~~(5) Vehicle and equipment washing may be limited or prohibited.~~
  - (6) The city strongly encourages all residents and businesses to take all reasonable conservation measures regardless of any water ~~emergency~~ restrictions imposed by this section.
- (d) *Critical water deficiency.* ~~The plan set forth in this section shall be in effect, and Mandatory emergency water conservation measures restrictions imposed shall be imposed mandatory, at any time the governor declares by executive order a critical water deficiency pursuant to Minn. Stats § 103G.291. This section applies to all customers of public water suppliers who own or control water use on any premises. No person shall use or cause or permit the use of water received from a public water supply for residential, commercial, industrial, governmental, or any other purpose in any manner contrary to any provision in this section.~~
- (1) The city shall post notice of the critical water deficiency declaration at City Hall and publicize the same to the public as quickly as practicable.
  - (2) Mandatory emergency water conservation measures. Upon declaration of a critical water deficiency ~~emergency~~ and notification to the public, the following mandatory restrictions upon nonessential water use shall be enforced:
    - a. Outdoor irrigation of yards, gardens, golf courses, parklands, and other non-agricultural land, except for those areas irrigated with reclaimed water, is prohibited.
    - b. Washing or spraying of sidewalks, driveways, parking areas, tennis courts, patios, or other paved areas with water from any pressurized sources, including garden hoses, exception to alleviate immediate health or safety hazards, is prohibited.
    - c. The outdoor use of any water-based play apparatus connected to a pressurized source is prohibited.
    - d. Restaurants and other food service establishments are prohibited from serving water to their customers, unless water is specifically requested by the customer.
    - e. Operation of outdoor misting systems used to cool public areas is prohibited.
    - f. The filling and refilling of swimming pools, fountains, spas, or other exterior water features is prohibited.

- g. The washing of automobiles, trucks, trailers, and other types of mobile equipment is prohibited, except at facilities equipped with wash water recirculation systems, and for vehicles requiring frequent washing to protect public health, safety, and welfare.
- (e) *Variances.* The city council may grant variances to the provisions of this section where strict application of its provisions would result in serious hardship for reasons related to health and safety. The city council's decision on a variance application is the final decision of the city.
- (f) *Penalties.* Failure to comply with water ~~emergency~~-restrictions or mandatory emergency water conservation measures shall result in an administrative citation under chapter 2, article VI of this Code. In addition to administrative citations, the director of public works shall have the authority to suspend or discontinue water service for violation of this section.
- ~~(g) *Effective date.* The ordinance codified in this section shall be effective as of the date following its publication in the legal newspaper.~~

**SECTION 2. EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its passage and publications as required by law.

Adopted by the City Council of the City of Maple Grove this day of 7<sup>th</sup> day of March, 2022.

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Mark Steffenson, Mayor

ATTEST:

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Amy Dietl, City Clerk

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