

Ordinance Number 561  
Water Conservation Ordinance  
City of Roberts

**WHEREAS**, the City of Roberts has the responsibility and authority to provide potable water to its patrons;

**WHEREAS**, The City of Roberts needs to plan for future sustainability of its water quality and supply;

**WHEREAS**, Eastern Idaho often experiences drought conditions;

**NOW THEREFORE BE IT ORDAINED**; The City of Roberts water utilities ordinance be amended to include the following water conservation measures.

**SECTION A. CONSERVATION MEASURES FOR MUNICIPAL WATER USAGE:**

A. Prohibition And Restriction Of Municipal Water Usage: The sprinkling or watering of outdoor plantings such as grass, lawns, gardens, ground cover, shrubbery, trees or other landscaping with water owned by the city shall be restricted upon all properties with even numbered street addresses to Tuesdays, Thursdays, and Saturdays, and Odd numbered street addresses to Mondays, Wednesdays and Fridays and shall be prohibited between the hours of ten o'clock (10:00) A.M. and six o'clock (6:00) P.M. daily, except as provided below:

1. Upon written request made by a water user, the city's authorized agent may grant an exception to the prohibition and restriction of municipal water usage if the water user's water usage will be for the purpose of sprinkling or watering new plantings for a specified time period. The exception will only apply to the newly planted area.

B. Exclusions:

1. Sprinkling or watering by commercial nurseries on their own sites.
2. Sprinkling or watering by the City or its contractors on public parks and rights of way.
3. The use of water conservation irrigation devices, such as drip or bubbler style irrigation systems that minimize water evaporation losses.
4. Individual apartments in a complex watering dates shall be the same as the street address requirement of the whole of said complex.

C. Emergency Powers: The mayor may, upon notification by the Idaho department of water resources of curtailment of city of Roberts water rights, or in the case of concern for the city's operational capacity due to heat or drought conditions, declare an emergency and restrict water use to domestic purposes only.

**SECTION B: POWERS AND AUTHORITY OF CITY:**

The city, through its authorized representative, bearing proper credentials and identification, shall be permitted to enter all properties, premises or buildings to which water is furnished from the municipal water system for testing or for any other purpose necessary for the proper administration of the water system in accordance with the provisions and restrictions of this chapter.

**SECTION C: PROHIBITED CONDUCT:**

A. It is unlawful for any water user to waste water or allow water to be wasted by leaky water stops, valves, joints or pipes that are not under the jurisdiction of the city, or to permit the malicious or willful consumption of water from the municipal water system.

B. It is unlawful to allow a flow of water for animal consumption that is in excess of the actual water needs of the animals having access thereto.

C. It is unlawful to permit a continuous stream of water to flow from hydrants, irrigation systems, faucets, wash basins, water closets, urinals or other fixtures that do not serve a useful purpose.

D. It is unlawful to allow water from the municipal water system to flow beyond the boundaries of the owner's property.

**SECTION D: VIOLATION; PENALTY:**

Any person found to be violating any provision of this chapter shall be subject to the following:

A. First and second violation: Warning citation.

B. All subsequent violations:

1. All subsequent violations shall result in immediate termination of water service to the property. Prior to reinstatement of service, the person violating the provisions of this chapter shall pay a discontinuance fee and recommencement fee as established by city council resolution.

2. Any person, firm or other legal entity violating any provision of this chapter shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than One Thousand dollars (\$1000.00) and or imprisonment in the county jail for a period not to exceed six (6) months, or both. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

**SECTION E. PUBLICATION AND EFFECTIVE DATE.**

The city clerk is hereby directed to publish this ordinance as a legal notice in the Jefferson Star, the official city newspaper.

This ordinance shall be effective following its publication as provided by law.

Enacted by the City Council as an ordinance of the City of Roberts on the 12<sup>th</sup> day of April, 2022

X   
Signed Robert (B.J.) Berlin

X   
Attest Roberts City Clerk

