

ORDINANCE NO. 547

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LINDSAY ADDING SECTION 13.04.345 TO TITLE 13, CHAPTER 13.04 OF THE LINDSAY MUNICIPAL CODE REGARDING ENFORCEMENT OF ADOPTED WATER CONSERVATION PLAN.

THE CITY COUNCIL OF THE CITY OF LINDSAY DOES ORDAIN AS FOLLOWS:

Section 1. Code Amendment. Section 13.04.345 is hereby added to Title 13, Chapter 13.04 of the Lindsay Municipal Code, to read as follows:

Section 13.04.345 City Water Conservation Plan.

The City Council has adopted by Resolution its Water Conservation Plan which sets forth water conservation phases and conservation measures including mandatory restrictions on water usage by property owners and water consumers and prohibitions concerning misuse of water. Violation of the measures in effect, currently and as may be amended by Resolution from time-to-time, pursuant to the applicable phase of Water Conservation Plan, shall be enforceable as set forth per any applicable remedy provisions in this Municipal Code, including but not limited to Section 1.16 and 13.04.340. Additionally, the City may strictly enforce the water conservation program by issuing citations of \$50.00 for the first cited violation, \$150.00 for the second cited violation within a 12-month period, and \$250.00 for any subsequent cited violation within a 12 month period. Monetary citations issued may be collected via the monthly utility bill. The City's Water Conservation Plan is deemed to be the City's "Water Shortage Contingency Plan" to the extent applicable by State law.

Section 2. Severability. Should any provision of this Ordinance, or its application to any person or circumstance, be determined by a court of competent jurisdiction to be unlawful, unenforceable or otherwise void, that determination shall have no effect on any other provision of this Ordinance or the application of this Ordinance to any other person or circumstance and, to that end, the provisions hereof are severable.

Section 3. Effective Date. This Ordinance shall take effect thirty days after adoption as provided by City of Lindsay Charter Section 3.09.

Section 4. Certification. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published according to law.

The foregoing ordinance, read by title only with waiving of the reading in full was introduced at a regularly scheduled meeting of the City Council on the 26th day of August 2014.

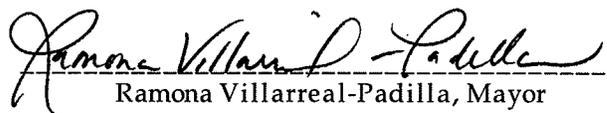
PASSED, APPROVED AND ADOPTED this 9th day of September 2014.

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY



Carmela Wilson, City Clerk



Ramona Villarreal-Padilla, Mayor

CITY OF LINDSAY)
STATE OF CALIFORNIA)
COUNTY OF TULARE) CITY CLERK CERTIFICATION

I, Carmela Wilson, City Clerk of the City of Lindsay, do hereby certify that the foregoing is a full, true and correct copy of Ordinance No. 547 introduced at a regular meeting of the City Council of the City of Lindsay held on the 26th day of August, 2014, and ADOPTED by the City Council of the City of Lindsay, on the 9th day of September 2014 upon motion by SALINAS second of MECUM by the following vote, as the same appears of record and on file in my office::

AYES: SALINAS, MECUM, SANCHEZ, PADILLA.
NOES: None.
ABSTAIN: None.
ABSENT: KIMBALL.

WITNESS my hand and Corporate City Seal of Lindsay this 9th day of September, 2014.

OFFICE OF THE CITY CLERK OF LINDSAY



Carmela Wilson, City Clerk