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CITY OF SANTA FE, NEW MEXICO

BILL NO. 2011-35

INTRODUCED BY:

Councilor Ortiz
Councilor Wurzbarger

AN ORDINANCE

**AMENDING EXHIBITS C AND D OF CHAPTER XXV SFCC 1987 TO AUTHORIZE THE
SUSPENSION OF SANTA FE RIVER TARGET FLOWS DURING “WATER WARNING –
ORANGE” AND “WATER EMERGENCY – RED” IMPLEMENTATION STAGES.**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

Section 1. Exhibit C of Chapter 25 SFCC 1987 (being Ord. #2006-53, §§ 26, 44, 45)

is amended to read:

EXHIBIT C "WATER WARNING – ORANGE" IMPLEMENTATION STAGE

(Subsection 25-5.5)

A. Landscape Restrictions.

(1) Any requirement to plant new landscaping under Chapter 14 SFCC 1987 associated with new construction shall be held in abeyance until all water emergency management plans are rescinded. The property owner or developer shall post a bond sufficient to cover the costs of installing the required landscaping.

(2) Except as set forth in paragraph (4) below, the planting of cool-season grass

1 is prohibited. Violation of this provision shall be subject to a \$500 administrative fee as set
2 forth in subsection 25-1.4 SFCC 1987. Subsequent watering of cool-season grass with
3 potable water shall be subject to additional fines.

4 (3) The planting of all other plant materials is strongly discouraged. New
5 plantings shall comply with the current irrigation restrictions.

6 (4) New turf areas in public parks may be installed as long as the overall total
7 square footage of turf in public parks does not increase from that in existence at the time of
8 adoption of this ordinance. Existing turf areas in public parks may be renovated by sod or
9 seeding.

10 **B. Irrigation Notices.** All plant nurseries or landscape professionals or community
11 gardens shall provide their customers at the time of sale or service contract, literature, the text of
12 which is provided by the city, indicating that the city is under twice per week watering restrictions,
13 that the new plantings shall comply with those restrictions, and that violations are subject to
14 administrative fee assessments.

15 **C. Irrigation Restrictions.**

16 (1) Except as set forth in paragraph (2) below, outdoor irrigation using potable
17 water shall comply with the following:

18 (a) Odd-numbered addresses shall irrigate only on Tuesdays and
19 Saturdays. Even-numbered addresses shall irrigate only on Wednesdays and
20 Sundays;

21 (b) For a location lacking an identifiable odd or even-numbered address,
22 the owner or managing agent shall select an odd-even schedule to which it chooses to
23 adhere provided the city water division is so notified; and

24 (c) A large irrigation user may designate a portion of its landscape area
25 as "odd" and a portion as "even" if active use of the landscaping and/or water

1 pressure limitations constrain the owner's ability to irrigate the entire landscaped area
2 in either an odd or even day provided the city water division is so notified.

3 (2) The following exemptions apply:

4 (a) Plants being irrigated for retail or wholesale sale are exempt;

5 (b) Licensed landscape maintenance and contracting companies doing
6 manual watering may apply to the city's water conservation office for an exemption;
7 however, they shall not manually irrigate their clients' landscaping more than two (2)
8 days a week. For those customers of landscape companies that have automatic
9 irrigation controllers, the odd-even address watering days and times shall be
10 complied with; and

11 (c) Public parks, public school athletic fields and public roadside
12 landscapes. This provision is adopted in order to serve community needs for active
13 and passive recreation deemed essential to the quality of life for persons of all ages
14 and to protect tax paid investments in landscaped facilities. Maximum irrigation for
15 turf and woody plant areas shall be based upon evapotranspiration (ET) replacement
16 to maintain the health and vigor of the plants as follows:

	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Total
ET (in inches)	0.70	1.55	2.80	4.25	5.05	4.50	3.00	1.65	0.50	24.00

17 However, the city will use the information received from its weather stations to determine
18 optimal watering levels which may be less than those listed in the chart above. Woody plant materials
19 in roadside landscapes may be irrigated once a week. Roadside landscapes shall mean those located
20 within the public right-of-way completed as part of a publicly funded project and maintained by the
21 city. Public parks, public school athletic fields and roadside landscapes shall be reviewed and
22 retrofitted to incorporate the most efficient available technology in irrigation and xeric plant selection.

1 C. **Swimming Pool and Spa Restrictions.** One initial filling is allowed for swimming
2 pools and spas. This includes indoor or outdoor facilities. Kiddie pools less than 12 inches in depth
3 and five feet in diameter are exempt from this provision.

4 D. **Posting of Water Shortage Bulletin.** Excluding residential facilities, owners of
5 restrooms, showers, and locker facilities shall post a city-provided 8.5 by 11 inch water shortage
6 announcement in the restroom, shower, and locker room areas. This provision applies to all private,
7 public, governmental, and commercial establishments. In addition to restroom signs, all indoor
8 commercial establishments shall post the same announcement in a location clearly visible to their
9 customers.

10 **E. Santa Fe River Target Flows.** Target flows to the Santa Fe River shall be
11 suspended.

12 Adopted: August 28, 2006 (effective January 1, 2007)

13 Amended: _____, 2011 by Ord. No. 2011-_____

14 **Section 2. Exhibit D of Chapter 25 SFCC 1987 (being Ord. #2006-53, §§ 26, 44, 45)**
15 **is amended to read:**

16 **CITY OF SANTA FE**

17 **EMERGENCY WATER REGULATIONS**

18 **EXHIBIT D "WATER EMERGENCY – RED" IMPLEMENTATION STAGE**

19 **(Subsection 25-5.5)**

20 **A. Landscaping Restrictions.** The planting of all plant materials is prohibited.

21 **B. Irrigation Restrictions.**

22 (1) All outdoor irrigation using potable water is prohibited except as noted
23 below.

24 (2) The following exemptions apply:

25 (a) Plant materials classified to be rare, exceptionally valuable or

1 essential to the well being of the public at large or rare animals may be irrigated
2 twice per month. The watering shall occur on the first and third Tuesdays of the
3 month.

4 (b) Irrigation of plants for retail or wholesale shall be reduced in volume
5 by an amount determined through approval of the "Water Emergency – Red"
6 implementation stage by the governing body.

7 (c) Irrigation for public parks, public school athletic fields, and roadside
8 landscapes shall reduce irrigation permitted in Section B.(2)(c) of Exhibit C, Chapter
9 XXV SFCC 1987 by 35%.

10 **C. Swimming Pool and Spa Restrictions.** The filling or refilling of all swimming pools
11 or spas is prohibited except where this use is storage for a water supply. The operation of any fountain
12 or similar water feature is prohibited except for short periods of time to prevent damage.

13 **D. Vehicle Washing Restrictions.**

14 (1) All vehicle washing at residences, commercial car sale lots and other
15 commercial and governmental entities is prohibited.

16 (2) The use of water by all types of commercial car washes or commercial
17 vehicle service stations and not in the immediate interest of the public health, safety and
18 welfare shall be reduced in volume by an amount determined through approval of the "Water
19 Emergency – Red" implementation stage by the governing body.

20 (3) Such washings are exempt from these regulations where the health, safety
21 and welfare of the public is contingent upon frequent vehicle cleanings such as refuse
22 collection trucks and vehicles used to transport food and perishables.

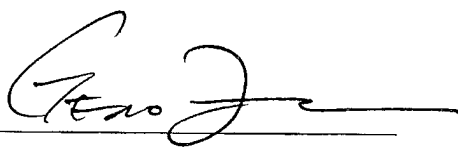
23 **E. Commercial Use.** The use of water for commercial, manufacturing or processing
24 purposes shall be reduced in volume by an amount determined through approval of the "Water
25 Emergency – Red" implementation stage by the governing body.

1 **F. Sales of Potable Water.** All sales of potable water outside of the water service area
2 shall be discontinued, with the exception of sales previously approved by the governing body. Water
3 shall not be dispensed at the potable water fill station.

4 **G. Santa Fe River Target Flows.** Target flows to the Santa Fe River shall be
5 suspended.

6 Amended: _____, 2011 by Ord. No. 2011-

7 APPROVED AS TO FORM:

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9 _____

10 GENO ZAMORA, CITY ATTORNEY