

RESOLUTION NO. 22-1042

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
JOSHUA BASIN WATER DISTRICT ADOPTING NEW
MANDATORY WATER CONSERVATION MEASURES**

WHEREAS, the Joshua Basin Water District (“JBWD”) is a county water district organized and operating according to California Water Code Section 30000 *et. seq.*; and

WHEREAS, JBWD has authority to adopt water conservation requirements and programs to promote and effectuate conservative water use and avoid water waste; and

WHEREAS, severe drought conditions are currently constraining available water supplies throughout California; and

WHEREAS, on October 19, 2021, Governor Gavin Newsom declared a state of emergency to exist in all California counties due to worsening drought conditions; and

WHEREAS, at that time, Governor Newsom called on Californians to re-double their efforts to reduce water use by 15 percent and for local and regional water agencies to implement their Water Shortage Contingency Plans (“WSCPs”) “at a level appropriate to local conditions that takes into account the possibility of a third consecutive dry year;” and

WHEREAS, on March 28, 2022, Governor Newsom issued Executive Order N-7-22 which directs a number of actions in response to the historic drought conditions the State, and by extension the County of San Bernardino (“County”), is currently facing; and

WHEREAS, the State Water Resources Control Board (“SWRCB”) had adopted revised water conservation emergency regulations consistent with the Governor’s Executive Order N-7-22; and

WHEREAS, among these requirements is the requirement for all water providers to implement a minimum Stage 2 of their WSCPs, and groundwater recharge programs; and

WHEREAS, water suppliers who do not have a WSCP must adopt, at minimum, the following requirements (hereinafter, collectively, “Stage 2 Conservation Measures”):

1. Initiate or expand public information and outreach campaign for water conservation to JBWD’s customers, using efforts such as e-mail, paper mail, bill inserts, customer app notifications, news articles, websites, community events, radio and television, billboards, or social media, as applicable and appropriate;
2. Ban irrigation of non-functional turf for commercial, industrial, and institutional (“CII”) sites, except that a request can be made to continue irrigation where the user certifies that turf is a low water use plant; and

3. Limit irrigation with potable water to no more than two days per week and prohibit irrigation with potable water between the hours of 10am and 6pm.

NOW, THEREFORE, the Board of Directors of the Joshua Basin Water District hereby resolves, determines, and orders as follows:

1. The above recitals are true, correct and are incorporated herein as findings of the Board by this reference.

2. The Board hereby finds and determines as follows:

- a. A reliable minimum supply of potable water is essential to the public health, safety, and welfare of the people, and economy of the southern California region;
- b. California Water Code Section 375 authorizes water suppliers to adopt and enforce a comprehensive water conservation program to reduce water consumption and conserve supplies;
- c. JBWD has the authority, pursuant to the Water Code to take action(s) relative to the use and conservation of water within its service area; and

3. The Board hereby finds and determines that based on the circumstances set forth in this Resolution, the ordinary water demand and requirements of its customers cannot be satisfied without, on a regional level, contributing to the depletion of JBWD's water supply to the extent there would be insufficient water for human consumption, sanitation, or fire protection.

4. Based on the findings contained herein, the Board hereby declares and activate the Stage 2 Conservation Measures defined herein, consistent with the Governor's call to achieve needed conservation at a level appropriate for local conditions and the corresponding regulations adopted by the State Water Resources Control Board ("SWRCB").

5. The provisions of this Resolution are in support of, and supplemental to, the policies, provisions, requirements and limitations set out in prior actions by the Board. In the event of a conflict between the requirements set out in this Resolution and the terms of prior actions, all efforts shall be made to harmonize such directives and/or requirements. If such terms or provisions cannot be harmonized, the requirements of this Resolution shall govern.

6. The Board authorizes the General Manager, or her designee, to (1) take any action reasonably necessary to implement and enforce this Resolution and related provisions of California law; and (2) provide such notice and messaging as may be deemed necessary at her discretion to implement the Board's actions set forth herein.

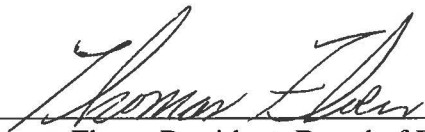
7. The General Manager, or her designee, is hereby directed to cause this Resolution to be published in accordance with the provisions of California law, including, but not limited to, Water Code Section 376. This Resolution shall become effective immediately upon such

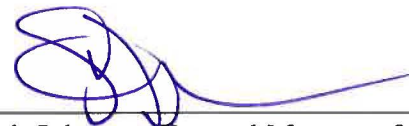
publication, and shall remain in full force and effect until the Board determines that the water supply available for distribution within JBWD has been replenished or further augmented.

8. This Resolution, and the implementation of the Stage 2 Conservation Measures, shall supersede any related prior declarations and findings relative to activated or declared water supply shortage conditions.

PASSED AND ADOPTED this 29th day of June, 2022, pursuant to the following votes:

AYES: Delph, Doolittle, Floen, and Jarlsberg
NOES: _____
ABSENT: _____
ABSTAIN: _____

By: 
Thomas Floen, President, Board of Directors

By: 
Sarah Johnson, General Manager & Board Secretary