

AFFIDAVIT OF POSTING

ORDINANCE NO. 9, AN ORDINANCE
RESTRICTING THE USE OF WATER
DURING ANY EMERGENCY CAUSED
BY ANY THREATENED OR EXISTING
WATER SHORTAGE

STATE OF CALIFORNIA }
County of San Benito } SS

FRANK A. HEINER, being first duly sworn, deposes and
says:

That he is, and during all times herein mentioned was,
the Secretary-Auditor for and on behalf of the Sunnyslope County
Water District, San Benito County, California; and that on the
15 day of May, 1959, he posted full, true and
correct copies of Ordinance No. 9, An Ordinance Restricting The
Use Of Water During Any Emergency Caused By Any Threatened Or
Existing Water Shortage, in three public places in said District,

to wit:

Arthur J. Menzies
El Dorado Hillcrest
Sunnyslope Valley
Frank A. Heiner

Subscribed and sworn to before me
this 15 day of June, 1959.

[Signature]
Notary Public in and for the County
of San Benito, State of California.

ORDINANCE NO. 9

AN ORDINANCE RESTRICTING THE USE OF WATER DURING ANY EMERGENCY CAUSED BY ANY THREATENED OR EXISTING WATER SHORTAGE

BE IT ORDAINED by the Board of Directors of the Sunnyslope County Water District, San Benito County, California, as follows:

WHEREAS, the District has a presently adequate source of water;

WHEREAS, the Board of Directors of the District intend to enter into an Emergency Stand-By Water Agreement with the City of Hollister for the emergency use of water during any period of time that the water pumping facilities of the District might be damaged or for any reason unable to provide water;

WHEREAS, Section 6 of said Agreement limits the use of water supplied thereunder to domestic use only, prohibiting all irrigation of lawns, garden use or any other use outside of residences;

WHEREAS, in order to comply with said Agreement, it will be necessary for the District to restrict the use of water for any purposes other than household use or any other restricted uses that may be determined to be necessary by the District during any emergency caused by any threatened or existing water shortage to prohibit the wastage of water during such periods;

WHEREAS, Sections 31026 through 31029 of the Water Code of the State of California permit such restriction of use during threatened or pending water shortages; and

WHEREAS, the public interest, convenience and necessity will be served thereby.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED and ORDERED, as follows:

Section 1. It is hereby found and determined, on the basis of reports and recommendations that there does presently exist a threatened water shortage, and that at times of failure of the District source of supply said water shortage may actually exist.

Section 2. During any emergency caused by any threatened or existing water shortage, as determined by the District, the wastage of District water or the use of District water during such periods for any purposes other than household use not including irrigation of lawns, gardens or any other use outside of residences, or such other restricted uses as may be determined to be necessary by the District, and the use of such water during such periods for specific uses which the District may from time to time determine to be non-essential, shall be prohibited.

Section 3. The District will exercise reasonable diligence to furnish an adequate supply of water to its customers and to avoid any shortage of supply.


During times of threatened or existing water shortage, the District will apportion the water supply in the manner that appears most equitable under circumstances then prevailing with due regard to public health and safety.


The water supply shall be restricted to household use not including irrigation of lawns, gardens or any other use outside of residences or such other restricted uses as may be determined to be necessary by the District. The District may prohibit use of water during such periods for specific uses which the District may from time to time determine to be non-essential.

Section 4. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

Section 5. Section 3109 of the Water Code of the State of California provides that the violation by any person, of any ordinance restricting the use of water during any emergency period of threatened or existing water shortage shall be a misdemeanor, and upon conviction thereof such person shall be imprisoned in the County jail for not more than thirty (30) days or be fined not more than three hundred dollars (\$300.00), or by both such fine and imprisonment.

Section 6. This Ordinance shall be in full force and effect upon adoption, but shall be posted in three (3) public places within said District within ten (10) days after adoption.


President of the Board of Directors of the
Sunnyslope County Water District

ATTEST:

Secretary, Sunnyslope County Water
District

I hereby certify that the foregoing ordinance was adopted by the Board of Directors of the Sunnyslope County Water District on the 14 day of May, 1959, by the following vote:

AYES, and in favor thereof, Directors:

Rens, ~~Reis~~, Blakeney, Jones and Loofbourrow

NOES, Directors: None

ABSENT, Directors: None


Secretary of the Sunnyslope County Water
District

March 17, 1959

Sunnyslope County Water District
530 San Benito Street
Hollister, California

Attention: Mr. Frank A. Heiner, Secretary

Re: Ordinance No. 9

Dear Mr. Heiner:

In his temporary absence Mr. Morton has asked me to prepare the enclosed Ordinance No. 9 Establishing Restrictions For The Use Of Water During A Threatened Or Existing Emergency. This ordinance has been prepared to comply fully with the requirements set forth in the tentative agreement between the District and the City of Hollister for emergency standby water supply.

This ordinance should be adopted at the next meeting of the Board, and three (3) postings made within ten (10) days thereafter. Would you please return to us an executed copy of the ordinance and of the enclosed Affidavit of Posting.

If you have any questions, or if I may be of further assistance please do not hesitate to contact me.

Very truly yours,

for KIRKBRIDE, WILSON, HARZFELD & WALLACE

RGR:bl

Encls.