

## RESOLUTION NO. 17-06

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE TWENTYNINE PALMS WATER DISTRICT RESCINDING RESOLUTION NO. 15-07 AND RESOLUTION NO. 14-12 AND THE RESTRICTIONS ON WATER USE CONTAINED THEREIN

**WHEREAS**, on January 17, 2014, Governor Jerry Brown issued a proclamation declaring a drought State of Emergency in California, and on April 25, 2014, the Governor issued an Executive Order calling on Californians to conserve water and directing the State Water Resources Control Board (“Water Board”) to adopt emergency regulations related to water conservation; and

**WHEREAS**, on July 15, 2014, the Water Board adopted an Emergency Regulation For Statewide Urban Water Conservation, and on March 17, 2015, the Water Board expanded the Emergency Regulation; and

**WHEREAS**, on August 27, 2014, the District adopted Resolution No. 14-12, which implemented Stage 1 of the District’s Water Shortage Contingency Plan incorporated in the District’s 2010 Urban Water Management Plan; and

**WHEREAS**, on April 1, 2015, the Governor issued Executive Order B-29-15 requiring the Water Board to take regulatory action to achieve a 25 percent reduction in statewide potable urban water use, and on May 5, 2015, the Water Board adopted a new Emergency Regulation to achieve the mandate in the Executive Order by placing urban water suppliers into tiers with mandatory conservation requirements; and

**WHEREAS**, under the May 5, 2015, Emergency Regulation, the District was required to reduce its total potable water production by 28 percent on a monthly basis compared to the same month’s usage in 2013; and

**WHEREAS**, the District’s amended final 2015 Urban Water Management Plan includes a Water Shortage Contingency Plan with prohibitions and actions required under stages of water shortages; and

**WHEREAS**, in response to the Water Board’s May 5, 2015, Emergency Regulation, the District adopted Resolution 15-07, effective May 27, 2015, which moved the District to Stage 2 of the Water Shortage Contingency Plan and superseded the prior Resolution No. 14-12; and

**WHEREAS**, on February 2, 2016, the Water Board adopted an extended and revised Emergency Regulation extending water use restrictions on urban water use through October 2016; and

**WHEREAS**, on May 9, 2016, the Governor issued Executive Order B-37-16, which directed the Water Board to adjust and extend the Emergency Regulation through the end of January 2017 in recognition of the differing water supply conditions for many communities in the state; and

**WHEREAS**, on May 18, 2016, the Water Board adopted a new Emergency Regulation that replaced the February 2, 2016, Emergency Regulation and included a localized approach mandating that urban water suppliers, such as the District, adopt a locally developed conservation standard based upon each supplier’s specific circumstances, and

**WHEREAS**, the Water Board extended the new Emergency Regulation on February 8, 2017; and

**WHEREAS**, following a winter season of plentiful precipitation throughout most of California, the Governor issued Executive Order B-40-17 on April 7, 2017, which terminated the drought

state of emergency for most parts of the state and ordered the Water Board to rescind those portions of its existing Emergency Regulation requiring a water supply stress test or mandatory conservation standard for urban water suppliers; and

**WHEREAS**, the Water Board is expected to take action pursuant to Executive Order B-40-17 in May; and

**WHEREAS**, in light of the Governor's Executive Order lifting the drought state of emergency for most areas in California, including the District's service area, it is in the best interest of the District to rescind Resolution No. 15-07 and Resolution No. 14-12; and

**WHEREAS**, the Governor's Executive Orders B-37-16 and B-40-17 contain numerous provisions directed at "Making Water Conservation a California Way of Life," and

**WHEREAS**, the District's policy has been and will continue to be to encourage the wise use of water and to conserve water to the extent possible.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Twentynine Palms Water District as follows:


1. All of the foregoing Recitals are true and correct and the Board so finds and determines. The Recitals set forth above are incorporated herein and made an operative part of this Resolution.
2. The Board of Directors hereby rescinds Resolution No. 15-07 and Resolution No. 14-12 and declares that no stage of the Water Shortage Contingency Plan is in effect. As of the effective date of this Resolution, the provisions of Resolution No. 15-07 and Resolution No. 14-12 shall have no further force or effect.
3. The General Manager of the District is hereby authorized and directed to take any necessary steps to inform District customers of the action taken pursuant to this Resolution.
4. The Twentynine Palms Water District Board of Directors encourages the District's residential, business, and institutional customers to use water wisely and to conserve water to the greatest extent possible.

**PASSED, APPROVED AND ADOPTED** this 26th day of April 2017 by the following vote:

Ayes: Directors Coghill, Giannini, Horn, Shinaver, and Moore  
Noes: None  
Abstain: None  
Absent: None

Attest:

  
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Ray Kolsz, Board Secretary  
Twentynine Palms Water District

  
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Kerfon E. Moore, President  
Board of Directors

