

ORDINANCE NO. 88-7

An ordinance for the conservation and rationing of water furnished by the Town of Silver lake, Indiana.

BE IT Ordained by the Town of Silver Lake, Indiana.

WHEREAS, from time to time climatic and other conditions, both natural and man made, may arise or occur which cause a temporary shortage of water; and

WHEREAS, such conditions may affect the Town of Silver Lake Public Water system's ability to provide an adequate supply of water or where the public water supply may be unable to maintain adequate water pressure in the delivery system; and

WHEREAS, in such an event it is imperative to the well being of the citizens of the Town of Silver Lake, Indiana that the use of water not essential to the health, welfare and safety of the Town of Silver Lake, Indiana and its citizens be restricted;

NOW, THEREFORE, BE IT ORDAINED by the Town of Silver lake, Indiana.

- Section 1. Application. This ordinance shall apply to all persons, firms, partnerships, associations, corporations, company or organizations of any kind connected to the Town of Silver Lake public water system or using water therefrom [hereafter, users].
- Section 2. Declaration of Need. Upon determining that the Town of Silver Lake public water system is in imminent danger of a shortage of water or is experiencing a shortage of water, the Silver Lake governing body shall declare a water conservation emergency and establish the appropriate conservation measures and the duration thereof.
- Section 3. Voluntary Conservation. In accordance with Section 7, users shall be requested to reduce water consumption by practicing voluntary conservation techniques. The governing body shall suggest reasonable and meaningful actions which will alleviate existing or potential water shortage.
- Section 4. Mandatory Conservation. In accordance with Section 7, users shall be prohibited from the water uses listed below, subject to reasonable terms, times and conditions as the governing body shall determine.
- a. Sprinkling, watering or irrigating of shrubbery, trees, grass, ground covers, plants, vines, gardens, vegetables or any other vegetation.
 - b. Washing of automobiles, trucks, trailers, mobile homes, railroad cars or any other type of mobile equipment.
 - c. Cleaning or spraying of sidewalks, driveways, paved areas, or other outdoor surfaces.

- d. Washing and cleaning of any business equipment or machinery.
- e. The filling of swimming pools, wading pools and ornamental fountains.
- f. Knowingly allowing leakage through defective plumbing or through plumbing fixtures and appurtenances.

Section 5. Rationing. In addition to the mandatory conservation measures identified in Section 4 and in accordance with Section 7, users shall be limited to water use per the the following schedule:

- a. Residential use shall be limited to 75 gallons per person per day.
- b. Business, commercial and industrial users shall be limited to 70 percent of the volume of water used during the corresponding month of the preceding year. Business and commercial or industrial users that were not in business and operating in the area served by the Town of Silver Lake Public Water System more than one year prior to the declaration of need shall be restricted to 70 percent of the average monthly volume of water used during the number months such business, commercial or industrial user was in business and operating in the public water system area.

Section 6. Exceptions. The governing body of the Town of Silver Lake, Indiana reserves the right to establish alternative rationing requirements for the following:

- a. Health care providers.
- b. A reasonable use of water to maintain adequate health and sanitary standards.
- c. Those industrial and agricultural activities declared to be necessary for th public health well being.

Section 7. Notice. Notice of voluntary conservation measures shall be by publication in a local newspaper of general circulation or by other means as deemed appropriate by the governing body. Said Notice shall be effective upon publication.

Notice of Mandatory conservation or rationing of water shall be first class United States Mail Service, or by other door-to-door distribution to each established current user, and by electronic and print media. Said Notice shall be deemed as effective at the end of the door-to-door distribution, or, at noon of the third day after depositing same in the United States Mail Service.

Section 8. Enforcement. Any user who violates Section 4 or Section 5 of this Ordinance may be punished by a fine of not more than the amount of \$2,500.00 [see IC 36-1-3-8(10)]. Each day of any violation shall constitute a separate offense. In addition to, or in the alternative to a fine, water service may be then terminated for any user who violates Section 4 or Section 5 of this Ordinance.

Section 9. Effective Date. This Ordinance shall be in full force and effect upon passage.

Passed and adopted by the Town of Silver Lake, Indiana, on the 17th day of October 1988.

BY IT'S BOARD OF TRUSTEES,
TOWN OF SILVER LAKE, INDIANA

ATTESTED BY:

Fern Strong
CLERK-TREASURER,
TOWN OF SILVER LAKE, INDIANA

John M. Teeter
Robert L. Hackin
Lloyd M. Moore