ORDINANCE NO. 2026-01

AN ORDINANCE OF THE
COASTSIDE COUNTY WATER DISTRICT

MODIFYING ORDINANCE NO. 2008-1 AND ADDING IT TO SECTION G OF THE DISTRICT'S GENERAL REGULATIONS REGARDNG WATER SERVICE PERTAINING TO RULES AND REGULATIONS PROHIBITING WASTEFUL WATER USE UNDER ALL WATER SUPPLY CONDITIONS, REGARDLESS OF WATER SHORTAGE STATUS AND PROVIDING FOR ENFORCEMENT THEREOF

RECITALS

WHEREAS, Article X, Section 2, of the California Constitution declares that water resources of the State be put to beneficial use to the fullest extent of which they are capable, and that the waste or unreasonable use or unreasonable method of use of water be prevented, and that the conservation of such water is to be exercised with a view to the reasonable and beneficial use thereof in the interest of the people and for the public welfare; and

WHEREAS, the Coastside County Water District ("District") is an urban retail water supplier and subject to the Urban Water Management Planning Act; and

WHEREAS, California Water Code Sections 375 et seq. authorizes the District to adopt and enforce water use regulations to reduce the quantity of water used for the purpose of conserving water supplies; and

WHEREAS, the long-term legal framework known as Making Water Conservation a California Way of Life was initiated by Executive Order B-37-16; and

WHEREAS, Title 23, Division 3, Chapter 3.5, and Article 1 contain the text of the Making Conservation a California Way of Life regulation; and

WHEREAS, Title 23, Division 6, Part 2.55, Chapter 2.5, Section 10608.14 of the Water Code, (Assembly Bill 1572 – 2023) prohibits the use of potable water for the irrigation of nonfunctional turf located on commercial, industrial, and institutional properties, other than a cemetery, and on properties of homeowners' associations, common interest developments, and community service organizations or similar entities; and

WHEREAS, the District has published a notice and held a public hearing providing the public with an opportunity to comment on this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE COASTSIDE COUNTY WATER DISTRICT AS FOLLOWS:

Section A. Declarations

It is hereby declared by the Board of Directors that, in order to conserve the District's water supply for the greatest public benefit and to maintain the District's commitment to water use efficiency, it is necessary that wasteful use of water be eliminated during all water supply conditions. All customers must follow the provisions set forth in this Ordinance.

The provisions of this ordinance shall apply to all persons using water supplied by the District, both within and outside of the District's jurisdictional area, and regardless of whether any person using water having a contract for water service with the District.

Section B. Definitions

1. "Customer" means any person, whether within or without the geographical and jurisdictional boundaries of the District, who uses potable or non-potable water supplied by the District.

2. "District" means Coastside County Water District.

3. "District Staff" means Water Use Efficiency (conservation) Coordinator or designee.

4. "Functional turf" means a ground cover surface of turf located in a recreational use area or community space. Turf enclosed by fencing or other barriers to permanently preclude human access for recreation or assembly is not functional turf.

5. "General Manager" means the General Manager of the District or their authorized representative.

6. "Nonfunctional turf" means any turf that is not functional turf and includes turf located within a street right-of-way and parking lots.

7. "Person" means any person, firm, partnership, association, corporation, company, organization or governmental entity.

8. "Turf" or "Turfgrass" has the same meaning as defined in Section 491 of Title 23 of the California Code of Regulations as a living ground cover surface of mowed grass.

9. "Urban water supplier" means a supplier, either publicly or privately owned, providing water for municipal purposes either directly or indirectly to more than 3,000 customers or supplying more than 3,000 acre-feet of water annually(Water Code Section 10608.12).

10. "Urban retail water supplier" means a water supplier, either publicly or privately owned, that directly provides potable municipal water to more than 3,000 end users or that supplies more than 3,000 acre-feet of potable water annually at retail for municipal purposes (Water Code Section 10617).

11. "Water" means potable water supplied by the District, unless otherwise specified.

Section C. Regulations and Restrictions on Water Use

The following uses and applications of water are declared to be unreasonable and are hereby prohibited for both potable and non-potable water.

1. The use of water when the customer has been given written notice by the District to repair broken or defective plumbing, equipment, appliances, sprinklers, watering or irrigation systems, and has failed to effect such repairs or take corrective actions for 48 hours after delivery of the notice.

2. The use or application of water which results in flooding or super saturation of the ground or soil, including ponding and standing water.

3. The use of water for washing cars, motorcycles, buses, boats, trailers or other vehicles through a hand-held hose, unless the hose is equipped with a nozzle with a positive shutoff valve or other similar device to control the flow of water.

4. The use of water for construction purposes, such as dust control and consolidation of backfill, unless reclaimed wastewater is not reasonably available.

5. The application or use of water to landscapes which results in excessive runoff into adjacent property, non-irrigated areas, private or public walkways, roadways, parking lots, or structures.

6. The use of water in a fountain or other decorative water feature, except where the water is part of a recirculating system.

7. The use of water by an automated commercial carwash unless such water is recycled through an on-site filter system and reused.

8. The use of water for washing sidewalks, driveways, buildings, patios and other surfaces and structures through a hand-held hose, unless the hose is equipped with a nozzle with a positive shutoff valve or other similar device to control the flow of water.

9. The use of water for single pass-through cooling systems. The use of water in ice making machines and any other mechanical equipment that utilizes a single-pass cooling system to remove and discharge heat to waste. Water used for all cooling purposes shall be recycled or re-circulated.

10. The use of water from any fire hydrant, unless specifically authorized by the District.

Section D. Regulations and Restrictions for Nonfunctional Turf

The use of potable water is prohibited for the irrigation of nonfunctional turf located on commercial, industrial, and institutional properties, other than a cemetery, and on properties of homeowners' associations, common interest developments, and community service organizations or similar entities effective as of the dates below:

1. All properties owned by the Department of General Services, shall comply by **January 1, 2027**.

2. All properties owned by local governments, local or regional public agencies, and public water systems shall comply by **January 1, 2027**.
   a. All properties owned by local governments, local public agencies, and public water systems in disadvantaged communities shall comply by **January 1, 2031**, or the date upon which a state funding source is made available to fund conversion of nonfunctional turf on these properties to climate-appropriate landscapes, whichever is later.

3. All other institutional properties and all commercial and industrial properties shall comply by **January 1, 2028**.

4. All common areas of properties of homeowners' associations, common interest developments, and community service organizations or similar entities, shall comply by **January 1, 2029.**

5. The prohibitions against irrigation of non-functional turf do not apply to the extent necessary to:
   a. Ensure the health of trees and other perennial non-turf plantings.
   b. Address an immediate health and safety need.

Section E. Enforcement

1. If the District believes that the water has been or is being used in violation of the above restrictions, District staff shall send a written notice (Day 1) to the Customer specifying the nature of the waste and the time of occurrence, to the extent known by the District, and directing the

Customer to cease such use and/or to take corrective action.

2. A second written notice (Day 7) shall be sent to the Customer in the event that continued waste of water is observed or corrective action has not been taken within the time specified.

3. A third and final written notice (Day 14) shall be sent to the Customer in the event that water waste continues or corrective action has not been taken within the time specified and shall include a notice of the termination of water service.
   a. After the third notice, a written notice stating that water service has been terminated shall be posted on the property when the water service is terminated at the meter.
   b. With the restoration of water service, the Customer shall be responsible for paying the District's costs incurred in terminating and restoring water service, including staff time for enforcement.

Section F. Appeal

Any Customer, who disputes staff determination of a violation(s) of the above restrictions, may appeal to the General Manager. The written appeal should be addressed to the General Manager. The decision of the General Manager shall be final and based on public health, public safety, and regulatory requirements. The written appeal shall include:

(1) The customer's name
(2) Mailing address
(3) Service address if different from mailing address
(4) Account number
(5) Description of the violation
(6) The enforcement action taken by the District
(7) Explanation of the basis for the appeal by the customer

Section G. Authority

This Ordinance is adopted pursuant to the District's authority under Sections 375 et seq. And 10608 et seq. of the California Water Code.

Section H. Effective Date

This Ordinance shall take effect immediately upon its adoption.

Section I. Repeal of Ordinance

Ordinance No.2008-1 is hereby repealed.

Section J. Severability

If any provision of this Ordinance is held to be invalid, or unenforceable in particular circumstances, such invalidity shall not affect the remainder of the Ordinance which shall continue to be of full force and effect, and the Board declares this Ordinance to be severable for that purpose.

Section K. Publication

1. The District has published and posted notice of and held a public hearing providing the public an opportunity to comment on this Ordinance prior to adoption.

2. Following adoption, this Ordinance will be published – within 10 days - in a newspaper of general circulation in the District and will be posted at the District's headquarters and website, in accordance with the requirements of California Water Code 376.

Adopted this 8th day of December 2026 by the following vote of the Board:

AYES:

NOES:

ABSENT:

_____

President, Board of Directors
Coastside County Water District

ATTEST:

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Mary Rogren
Secretary of the District