

## *Town Code for Blowing Rock, North Carolina*

### **CHAPTER 14 - UTILITIES**

#### **Subchapter V - Water Shortage**

#### **Article IX - Regulation of Consumption During Designated Water Shortage**

##### ***Section 14-87 Water Shortage Deemed as Relation of Supply and Demand.***

A water shortage shall be deemed to exist when water consumption by customers connected to the municipal water system of the Town of Blowing Rock shall have reached the point where continued or increased consumption will equal or exceed the system supply capacity such that citizens cannot be supplied with water to protect their health and safety without substantially curtailing the water demand.

##### ***Section 14-88 Proclamation of Water Shortage.***

(A) In the event it appears that water consumption of the Blowing Rock municipal water system may exceed supply capacity, then a Stage I Water Advisory, calling for voluntary water conservation, may be announced by the Town Administrator.

(B) In the event of a water shortage in the "Stage II" or "Stage II" degrees of severity hereinafter set forth, the Mayor of the Town of Blowing Rock is authorized and empowered to issue a public proclamation declaring to all persons the existence of such state and the severity thereof, and, in order to more effectively protect the health and safety of the people within the Town of Blowing Rock, to place in effect the mandatory restrictive provisions hereinafter authorized.

##### ***Section 14-89 Compliance Required in the Event of Shortage.***

In the event the Mayor issues any such proclamation declaring a Stage II or III water shortage, then and in that event it shall be unlawful for any person, firm, or corporation, to use or permit the use of water from the Blowing Rock municipal water system for any purpose prohibited under those conditions until such time as this ordinance is amended or repealed, or until the proclamation of water shortage has been cancelled as hereinafter set forth. In exercising this discretionary authority, consideration shall be given to: available/usable storage on hand; storage drawdown rates; the actual and projected supply capability; outlook for precipitation; daily water use patterns; and availability of water from other sources.

##### ***Section 14-90 Restrictions Applicable to Various Degrees of Water Shortage Severity.***

(A) The severity of a water shortage shall be determined by the relation of supply to demand, weather conditions, and the amount of water remaining in storage. The restrictive measures in effect at each stage are as follows:

(1) ***Stage I Shortage.*** In the event the water level in the Blowing Rock reservoir falls five (5) feet below full pond (full pond being when water flows over the spillway) and if the National Weather Service forecast predicts less than 50% chance of precipitation within the next two days, the Stage I Water Shortage Advisory may be announced by the Town Administrator and the following voluntary water restrictions will be publicized and imposed:

## *Town Code for Blowing Rock, North Carolina*

(a) The following residential conservation measures will be encouraged and recommended:

- (1.) Limit lawn watering to that which is necessary for plants to survive.
- (2.) Limit vehicle washing to minimum.
- (3.) Do not wash down outside areas such as sidewalks, patios, etc.

(b) The following conservation measures will be encouraged and recommended for commercial users, public buildings, institutions, etc.:

- (1.) Limit lawn watering to that which is necessary for plants to survive.
- (2.) Limit vehicle washing to minimum.
- (3.) Do not wash down outside areas such as parking lots, service bays or aprons, sidewalks, etc.

(2) ***Stage II Shortage.*** In the event a Stage I Water Shortage Advisory is in effect and the water level in the Blowing Rock reservoir falls ten (10) feet below full pond, then a Stage II Water Shortage may be proclaimed by the Mayor and in addition to the voluntary restrictions heretofore requested, the following moderate mandatory water restrictions shall be in effect. It shall be unlawful to use water supplied by the Blowing Rock municipal water system for the following purposes:

- (a) To water lawns, grass, shrubbery, trees, flower and vegetable gardens except by hand.
- (b) To fill newly constructed swimming pools and/or wading pools or refill swimming and/or pools which have been drained. A minimal amount of water may be added to maintain continued operation of pools which are in operation at the time a Stage I shortage is placed into effect.
- (c) To wash automobiles, trucks, trailers, boats, airplanes, or any other type of mobile equipment including commercial washing.
- (d) To wash down outside areas such as streets, driveways, service station aprons, parking lots, office buildings, exteriors of existing or newly constructed homes or apartments, sidewalks, or patios or to use water for other similar purposes.
- (e) To operate or introduce municipal system water into any ornamental fountain, pool, pond, or other structure making similar use of water.
- (f) To use water from public or private fire hydrants for any purpose other than fire suppression or other public emergency.
- (g) To use municipal system water for dust control or compaction.
- (h) To use water for any unnecessary purpose or to intentionally waste water.

## *Town Code for Blowing Rock, North Carolina*

The owner or occupant of any land or building which receives water from the Town of Blowing Rock and that also utilizes water from a well or supply other than that of the Town shall post and maintain in a prominent place thereon a sign obtained from the Public Works Department giving public notice of the use of the well or other source of supply.

(3) ***Stage III Shortage.*** In the event a Stage II Water Shortage is in effect and the water level in the Blowing Rock reservoir falls fifteen (15) feet below full pond level, then a Stage III Water Shortage may be proclaimed by the Mayor and in addition to the restrictions heretofore imposed, the following stringent mandatory water restrictions shall be in effect. It shall be unlawful:

- (a) To use water outside a structure for any use other than an emergency involving fire.
- (b) To introduce water into any swimming pool.
- (c) To serve drinking water in restaurants, cafeterias, or other food establishments, except upon request.
- (d) To make any non-essential use of water for commercial or public use, and the use of single service plates is encouraged and recommended in restaurants.
- (e) To operate an evaporative air conditioning unit which recycles water; except during the operating hours of business.

(4) ***Stage IV Shortage.*** In the event a Stage III Water Shortage is in effect and the water level in the Blowing Rock reservoir falls twenty (20) feet below full pond, then a Stage IV Water Shortage may be proclaimed by the Mayor and in addition to the restrictions heretofore imposed, the following actions shall be taken:

- (a) Above ground water lines shall be installed so as to utilize either Chetola Lake and/or Bass Lake as an alternate source of water.

### ***Section 14-91 Lifting of Restrictions Imposed During Water Shortage.***

(A) A Stage I Water Shortage Advisory will expire when the Town Administrator determines that the condition which caused the alert has abated.

(B) Stages II and III degrees of water shortage will be cancelled when the Mayor determines that the condition which caused or contributed to the water shortage has abated.

(C) The expiration or cancellation of a water shortage declaration shall be promptly and extensively publicized.

### ***Section 14-92 Discontinuance of Service and Penalties.***

(A) ***Discontinuance of Service.*** Pursuant to the provision of General Statute Section 162-88 and the Town Water Ordinance, service may be temporarily discontinued for willful disregard of this ordinance and a one hundred (\$100.00) dollar reconnect fee may be imposed before restoration of service. In the event of continued gross noncompliance of this ordinance the removal of the meter will be deemed

## *Town Code for Blowing Rock, North Carolina*

proper and service will be discontinued and all tap fees and deposits forfeited. Reconnection will only be made by payment of current due amounts, and new tap fees and deposits shall be paid. *[Amended 7/13/93]*

(B) ***Penalties.*** Any violation of the provisions of the ordinance shall constitute a misdemeanor, punishable upon conviction by a fine not to exceed one hundred (\$100.00) dollars or imprisonment exceeding thirty (30) days as provided by General Statute Section 14-4 and in addition thereto such violation may be enjoined and restrained as provided in General Statute 153 A-123.

### ***Section 14-93 Injunctive Remedies.***

The provisions of this ordinance may also be enforced by injunction or order of abatement issued by the General Court of Justice.

### ***Section 14-94 Severability.***

If any section, subdivision, clause, or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to such section, subdivision, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

### ***Section 14-95 Reserved.***