

RESOLUTION NO. 21-8989

**A RESOLUTION OF THE CITY OF SANTA CLARA,
CALIFORNIA, RATIFYING THE PROCLAMATION OF
EMERGENCY DROUGHT CONDITIONS BY THE DIRECTOR OF
EMERGENCY SERVICES AND AUTHORIZING
IMPLEMENTATION OF STAGE 2 OF THE WATER SHORTAGE
CONTINGENCY PLAN**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, section 2.140.060 of “The Code of the City of Santa Clara, California” (“SCCC”) empowers the Director of Emergency Services to proclaim the existence or threatened existence of a “local emergency” when the City of Santa Clara is affected or likely to be affected by a public calamity, subject to ratification by the City Council within seven days;

WHEREAS, extreme drought conditions in the San Francisco Bay Area region and the City of Santa Clara have the potential of extreme peril to the safety of persons and property within the City;

WHEREAS, on June 9, 2021 the Board of Directors of the Santa Clara Valley Water District (Valley Water) declared a water shortage emergency condition in Santa Clara County and called for a mandatory 15% reduction in water usage County wide as compared to 2019;

WHEREAS, on June 15, 2021, the Santa Clara County Director of Emergency Services proclaimed a local emergency related to extreme drought conditions;

WHEREAS, on June 22, 2021, the Santa Clara County Board of Supervisors adopted a resolution ratifying the June 15, 2021 proclamation by the Director of Emergency Services;

WHEREAS, on July 8, 2021, California Governor Gavin Newsom extended his previous drought proclamation to include Santa Clara County;

WHEREAS, on July 12, City Manager Deanna J. Santana, acting in her role as the City’s Director of Emergency Services, proclaimed a local emergency due to extreme drought conditions in the City of Santa Clara;

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WHEREAS, the City Council hereby finds that these extreme drought conditions did warrant and necessitate the proclamation of the existence of a local emergency; and,

WHEREAS, the existence of this local emergency does necessitate the implementation of Stage 2 of the City's Water Shortage Contingency Plan, with slight modifications, and does hereby institute the water use prohibitions listed below.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That the City Council hereby finds that conditions of extreme peril to the safety of persons and property did warrant and necessitate the proclamation of the existence of a local emergency.
2. That the Director of Emergency Services of the City of Santa Clara did proclaim the existence of a local emergency within the City of Santa Clara on July 12, 2021.
3. That it is therefore proclaimed and ordered that the local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council.
4. That Stage 2 of the City's Water Shortage Contingency Plan be implemented with the following water use regulations:
 - A. Expand a Public Information Campaign.
 - B. Increase Water Waste Patrols and Enforcement of Permanent Water Use Restriction Ordinance in Section 1C of the Water Service and Use Rules and Regulations (Municipal Code 13.15.080).
 - C. Reduce System Water Loss.
 - D. Decrease Hydrant/Line Flushing, Unless for Public Health and Safety.
 - E. Prohibit Filling of Decorative Water Features Except to Sustain Aquatic Life and Requiring that those Features Use Recirculating Water.
 - F. Require the Water Used for Construction and Dust Control be Recycled Water when that Water is Available.


- G. Restrict New Irrigation Connections to Those that Use Recycled Water When that Water is Available.
- H. Restrict Irrigation on Golf Courses to Recycled Water when that Water is Available.
- I. Restrict Outdoor Watering to a Maximum of Three (3) Days per Week for All Customers with Odd Numbered Addresses and Sites with No Address Watering on Mondays, Thursdays, and Saturdays and Even Numbered Addresses Watering on Tuesdays, Fridays, and Sundays.

5. That the Stage 2 prohibitions listed above are in addition to the prohibitions already codified in Section 1C of the City's Water Service and Use Rules and Regulations

6. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 13TH DAY OF JULY, 2021, BY THE FOLLOWING VOTE:

AYES:	COUNCILORS:	Becker, Chahal, Jain, Park, and Watanabe, and Mayor Gillmor
NOES:	COUNCILORS:	None
ABSENT:	COUNCILORS:	Hardy
ABSTAINED:	COUNCILORS:	None

ATTEST: 
 NORA PIMENTEL, MMC
 ASSISTANT CITY CLERK
 CITY OF SANTA CLARA

Attachments incorporated by reference:
 1. Proclamation of Local Emergency for Extreme Drought Conditions

*(*MUST BE RATIFIED BY THE CITY COUNCIL WITHIN 7 DAYS OF THE PROCLAMATION BY THE DIRECTOR OF EMERGENCY SERVICES AND MUST BE REVIEWED AT LEAST EVERY 60 DAYS UNTIL TERMINATION PER GOV'T CODE 8630)*

NO. 21-01

A PROCLAMATION OF LOCAL EMERGENCY FOR EXTREME DROUGHT CONDITIONS IN THE CITY OF SANTA CLARA, CALIFORNIA BY THE DIRECTOR OF EMERGENCY SERVICES

BE IT PROCLAIMED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, section 2.140.060 of “The Code of the City of Santa Clara, California” (“SCCC”) empowers the Director of Emergency Services to proclaim the existence or threatened existence of a “local emergency” when the City of Santa Clara is affected or likely to be affected by a public calamity, subject to ratification by the City Council within seven days; and

WHEREAS, extreme drought conditions in the San Francisco Bay Area region and the City of Santa Clara have the potential of extreme peril to the safety of persons and property within the City;

WHEREAS, on June 9, 2021 the Board of Directors of the Santa Clara Valley Water District (Valley Water) declared a water shortage emergency condition in Santa Clara County and called for a mandatory 15% reduction in water usage County wide as compared to 2019;

WHEREAS, on June 15, 2021, the Santa Clara County Director of Emergency Services proclaimed a local emergency related to extreme drought conditions;

WHEREAS, on June 22, 2021, the Santa Clara County Board of Supervisors adopted a resolution ratifying the June 15, 2021 proclamation by the Director of Emergency Services;

WHEREAS, on July 8, 2021, California Governor Gavin Newsom extended his previous drought proclamation to include Santa Clara County;

WHEREAS, the existence of this local emergency does necessitate the implementation of Stage 2 of the City’s Water Shortage Contingency Plan, with slight modifications, and does hereby institute the water use prohibitions listed below.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED:

1. That the Director of Emergency Services hereby finds that conditions of extreme peril to the safety of persons and property do warrant and necessitate the proclamation of a local emergency throughout the City of Santa Clara.

2. That the Director of Emergency Services of the City of Santa Clara proclaims the existence of a local emergency within the City of Santa Clara on July 12, 2021.

3. That Stage 2 of the City's Water Shortage Contingency Plan be implemented with the following water use regulations:

- A. Expand a Public Information Campaign
- B. Increase Water Waste Patrols and Enforcement of Permanent Water Use Restriction Ordinance in Section 1C of the Water Service and Use Rules and Regulations (Municipal Code 13.15.080)
- C. Reduce System Water Loss
- D. Decrease Hydrant/Line Flushing, Unless for Public Health and Safety
- E. Prohibit Filling of Decorative Water Features Except to Sustain Aquatic Life and Requiring that those Features Use Recirculating Water
- F. Require the Water Used for Construction and Dust Control be Recycled Water when that Water is Available.
- G. Restrict New Irrigation Connections to Those that Use Recycled Water When that Water is Available.
- H. Restrict Irrigation on Golf Courses to Recycled Water when that Water is Available.
- I. Restrict Outdoor Watering to a Maximum of Three (3) Days per Week for All Customers with Odd Numbered Addresses and Sites with No Address Watering on Mondays, Thursdays, and Saturdays and Even Numbered Addresses Watering on Tuesdays, Fridays, and Sundays.

4. That the Stage 2 prohibitions listed above are in addition to the prohibitions already codified in Section 1C of the City's Water Service and Use Rules and Regulations
5. That it is therefore proclaimed and ordered that the local emergency shall be ratified by the City Council within 7 days of this proclamation, or otherwise expire, and will be reviewed at least every 60 days until termination is proclaimed by the City Council.
6. Effective date. This resolution shall become effective immediately.

Dated: 7/12/2021 Signed: 
Director of Emergency Services

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A PROCLAMATION OF EMERGENCY FOR THE CITY OF SANTA CLARA, CALIFORNIA, BY THE DIRECTOR OF EMERGENCY SERVICES ON THE 12TH DAY OF JULY 2021.

ATTEST:


NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA