

RESOLUTION 255-2020

**A RESOLUTION DECLARING THAT A
WATER SHORTAGE EMERGENCY CONDITION
PREVAILS WITHIN THE AREA SERVED BY THE
INVERNESS PUBLIC UTILITY DISTRICT WATER SYSTEM**

- WHEREAS**, the Inverness Public Utility District Water System is a surface water system relying on surface water sources for its water supply; and
- WHEREAS**, weather in general and rainfall in particular are known to be key determinants of the amount of water available from the District's surface water sources; and
- WHEREAS**, the District's measurements of rainfall during the 2019/2020 rainfall year (July 1, 2019 – June 30, 2020) show that rainfall over this period was abnormally low, to wit, 23.08 inches, which is only 61.2% of the 89-year average of 37.72 inches, making 2019/2020 one of the driest year recorded in Inverness and the driest year since 1976/77; and
- WHEREAS**, the District's measurements of rainfall during the five-month period of February–June 2020 show that total rainfall over this period was critically low, to wit, 5.99 inches, which is only 38.6% of the 89-year average of 15.53 inches for the period; and
- WHEREAS**, weather during the spring of 2020 was unusually warm and sunny, and the month of June 2020 was notable for an absence of the morning fog and overcast conditions that typically characterize this time of the year; and
- WHEREAS**, measurements of streamflows at the District's water collection points over the period of January through June 2020 show abnormally low streamflow volumes; and
- WHEREAS**, the District's customer usage records show consistently that customer demand is greatest in the summer and fall months when the streamflows are approaching their lowest volumes; and
- WHEREAS**, there is a general recognition throughout Northern California at this time that drought conditions already or will soon prevail; and
- WHEREAS**, because of limited water supply the operations staff of the Water System has been unable repeatedly since mid-June to maintain adequate reserves to ensure availability of water for essential uses; and
- WHEREAS**, the District's staff initiated on June 25 a water conservation educational effort among the District's customers, which effort has not been fully successful in reducing customer demand to levels that enable maintenance of adequate reserves to ensure availability of water for essential uses; and
- WHEREAS**, the District's Directors convened a teleconferencing public hearing on July 22, 2020, pursuant to Section 351 of the Water Code of the State of California, at which time the public in general and the consumers of the District's water supply in particular were provided an opportunity to present testimony and evidence in favor of or in opposition to a declaration of a water shortage emergency and to present their respective needs for water to the District's governing board; and
- WHEREAS**, a notice of the date and time of, and means of participating in, said public hearing was published, pursuant to Section 6061 of the Government Code, on July 9, 2020, in the *Point Reyes Light*, a newspaper of general circulation in the area of the Inverness Public Utility District; and
- WHEREAS**, in view of the various aforementioned factors and in compliance with the aforementioned requirements, the Board of Directors finds that the District is unable to provide assurance that the ordinary demands and requirements of its water customers can be satisfied in the immediate future without depleting

the water supply to the extent that there would be insufficient water for human consumption, sanitation, and fire protection,

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Inverness Public Utility District as follows,

SECTION 1. A Water Shortage Emergency Condition, as defined in Section 350 of the Water Code of the State of California, prevails within the area served by the Inverness Public Utility District Water System.

SECTION 2. The Board of Directors, in compliance with Section 353 of the Water Code of the State of California and so as to regulate and restrict the delivery and consumption of water for public use within the District's service area in order to conserve the water supply for the greatest public benefit, with particular regard to domestic use, sanitation, and fire protection, declares that Inverness Public Utility District Water System Regulation 117, "Water Shortage Emergency," as enacted by Ordinance 58-2001, is now in effect with the full force of law and constitutes the District's emergency water conservation program.

SECTION 3. Pursuant to Section 376(a) of the Water Code of the State of California, the regulations and restrictions implemented by activation of the effectiveness of Water System Regulation 117, "Water Shortage Emergency," shall be effective, implementable, and have the full force of law immediately upon adoption of this Resolution, and shall remain in effect as the District's emergency water conservation program until the Board of Directors declares an end to the water shortage emergency declared by Section 1 of this Resolution.

SECTION 4. The Board of Directors hereby declares that a violation of a requirement of the District's emergency water conservation program may at the discretion of the General Manager be handled by application of the provisions of Sections 377 and 377.5 of the Water Code of the State of California instead of by application of the provisions of paragraph (h), "Enforcement," of Inverness Public Utility District Water System Regulation 117.


PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Inverness Public Utility District on the 22nd day of July, 2020, by the following vote, to wit:

AYES: Directors Kenneth J. Emanuels, Kathryn Donohue, Brent Johnson, David Press

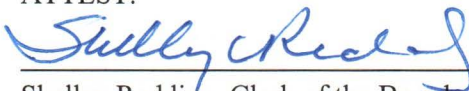
NOES: None

ABSTAINING: None

ABSENT: Director Dakota Whitney


Kenneth J. Emanuels, President

ATTEST:


Shelley Redding, Clerk of the Board

I hereby certify that the foregoing instrument is a true and correct copy of the original of Resolution 255-2020 on record in this office and that subsequent to its adoption no declaration contained in Resolution 255-2020 has been amended, modified, or revoked by the governing body.

_____, Clerk of the Board, Inverness Public Utility District, County of
Marin, State of California.

By _____ Date _____