

ORDINANCE 2004-23

TIME-OF-DAY WATERING ORDINANCE

**AN ORDINANCE AMENDING THE MUNICIPAL CODE TO PROMOTE
WATER USE EFFICIENCY IN AMENITY LANDSCAPE IRRIGATION.**

Section 1. Preamble

- A. WHEREAS, Washington City desires to promote efficient sprinkler irrigation Practices for all lawns and landscapes; and
- B. WHEREAS, research has shown that irrigating landscapes only during the hours of 8:00 p.m. to 10:00 a.m. significantly increases irrigation efficiency; and
- C. WHEREAS, conservation of water through more efficient use is in the public interest and enhances the community's economic, environmental, recreational and aesthetic resources.

Section 2. Ordaining Clause

NOW THEREFORE, be it ordained by Washington City that the following ordinance be enacted.

Section 3. Time-of-Day Watering Parameters

Sprinkler irrigation of all lawns and landscapes is prohibited between the hours of 10:00 a.m. and 8:00 p.m. from the first Sunday of April of each year to the last Sunday of October of each year (Day Light Savings).

Section 4. Applicability of Time-of-Day Watering Ordinance

The provisions of this ordinance shall apply to all landscapes within the city. This Ordinance does not apply in the following situations:

- A. New lawns that require frequent irrigation for establishment purposes within 90 days of planting.
- B. Short cycles required for testing, inspecting and maintaining irrigation systems.
- C. Landscape watering is allowed on any day if using a hand-held hose, a soaker hose, a 5-gallon or less capacity bucket, a watering can, bubbler or drip-irrigation system.
- D. Private Wells, wastewater effluent, aerobic septic systems, nursery plant stock and the watering of golf course greens that do not require the use of potable water are exempt from these restrictions.

E. Other situations as permitted by the city.

Section 6. Penalty

Any person, firm or corporation or other entity found in violation of any provision of this ordinance shall be punished as follows: First offense will generate the issuance of a warning only; second offense will require an appearance before the Washington City Justice Court for a judgment not to exceed \$100.00; third offense will be a mandatory \$100.00 fine; and, the fourth offense, and each offense thereafter, will be a fine of \$500.00.

SECTION 7.

If any provision or clause of this Ordinance or application thereof to any person or entity or circumstance is held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such invalidity shall not affect other sections, provisions, clauses or applications hereof which can be implemented without the invalid provision(s), clause(s) or application(s) hereof, and to this end the provisions and clauses of this Ordinance are declared to be severable.

SECTION 8.

This Ordinance supersedes or repeals the provision(s) of any ordinance(s) or resolution(s) that is (are) inconsistent with the provisions of this Ordinance.

SECTION 9.

This Ordinance shall take effect immediately upon publication or posting, as required by law.

Passed and approved this 23 day of June 2004.

WASHINGTON CITY

By 
Terrill Clove, Mayor

ATTEST

