

AN ORDINANCE
OF THE CITY OF MILLEN
TO ENACT OUTDOOR WATERING RESTRICTIONS;
TO AMEND THE CODE OF THE CITY OF MILLEN, GA
BY REPLACING CHAPTER 5-3 TO BE KNOWN AS
"OUTDOOR WATERING RESTRICTIONS;"
TO PROVIDE FOR AN EFFECTIVE DATE;
AND FOR OTHER PURPOSES

WHEREAS, the health, safety and welfare of the citizens of Millen, Georgia depend upon the availability and affordability of water resources: and

WHEREAS, the Georgia Department of Natural Resources Environmental Protection Division has issued regulations pursuant to a statewide drought management plan; and

WHEREAS, the EPD drought plan includes outdoor water use restrictions for both drought and non-drought conditions; and

WHEREAS, the City of Millen is under regulations set forth in the Special Costal Permit Conditions by the Georgia Department of Natural Resources Environmental Protection Division.

NOW THEREFORE BE IT ORDAINED that the Mayor and Council of the City of Millen, Georgia, hereby enacts the following Ordinance relative to the use of water resources and amending The Code of the City of Millen, Georgia, by deleting the existing Chapter 5-3 in its entirety and adding a new Chapter 5-3, to be titled and known as "Outdoor Watering Restrictions:";

"CHAPTER 5-3
Outdoor Watering Restrictions

"Section 5-3-1 Definitions.

When used in this ordinance:

Address means the "house number" (a numeric or alphanumeric designation) that, together with the street name, describes a physical location of a specific property. "Even numbered address" means a house number ending with the number 0, 2, 4, 6, 8, or no house number. "Odd numbered address" means a house number ending with the number 1, 3, 5, 7, or 9.

Declared drought response level means one of four levels of drought that can be declared based on the

severity of drought conditions, with one being the least severe and four being the most severe.

Section 5-3-2 Outdoor water use schedule during non-drought periods.

Outdoor water use other than exempted activities shall occur only as follows:

Odd-numbered addresses: Outdoor water use is allowed on Tuesdays, Thursday, and Sundays.

Even-numbered addresses: Outdoor water use is allowed on Mondays, Wednesdays, and Saturdays.

During declared drought conditions, outdoor water use other than activities exempted in **Section 5-3-4** hereof, shall occur only during scheduled hours on the scheduled days.

Section 5-3-3 Outdoor water use schedule during declared drought response levels.

The city shall enforce drought response levels as declared by the Georgia Department of Natural Resources Director of the Environmental Protection Division.

(a) Declared drought response level one. Outdoor water use may occur on scheduled days within the hours of 12:00 midnight to 10:00 a.m. and 4:00 p.m. to 12:00 midnight.

(i) Scheduled days for odd-numbered addresses are Tuesdays, Thursdays, and Sundays.

(ii) Scheduled days for even-numbered addresses are Mondays, Wednesdays, and Saturdays.

Use of hydrants for any purpose other than firefighting, public health, safety, or flushing is prohibited.

Cemetery/graveyard watering shall be allowed on Friday only, within the hours of 12:00 midnight to 10:00 am.

(b) Declared drought response level two. Outdoor water use may occur on scheduled days within the hours of 12:00 midnight to 10:00 a.m.

(i) Scheduled days for odd-numbered addresses are Tuesdays, Thursdays, and Sundays.

(ii) Scheduled days for even-numbered addresses and golf course fairways are Mondays, Wednesdays, and Saturdays.

The following uses are prohibited:

Using hydrants for any purpose other than firefighting, public health, safety, or flushing.

Washing hard surfaces, such as streets, gutters, sidewalks, and driveways except when necessary for public health and safety.

Cemetery/graveyard watering shall be allowed on Friday only, within the hours of 12:00 midnight to

10:00 am.

(c) Declared drought response level three. Outdoor water use may occur on the scheduled day within the hours of 12:00 midnight to 10:00 a.m.

(i) The scheduled day for odd-numbered addresses is Sunday.

(ii) The scheduled day for even-numbered addresses and golf course fairways is Saturday.

The following uses are prohibited:

Using hydrants for any purpose other than firefighting, public health, safety, or flushing.
Washing hard surfaces, such as streets, gutters, sidewalks, driveways, except when necessary for public health and safety.

Filling installed swimming pools except when necessary for health care or structural integrity.

Washing vehicles, such as cars, boats, trailers, motorbikes, airplanes, golf carts.

Washing buildings or structures except for immediate fire protection.

Non-commercial fund-raisers, such as car washes.

Using water for ornamental purposes, such as fountains, reflecting pools, and waterfalls except when necessary to support aquatic life.

(d) Declared drought response level four. No outdoor water use is allowed, other than for activities exempted in **Section 5-3-4** below or as the EPD director may order.

Section 5-3-4 Exemptions.

This rule shall not apply to the following outdoor water uses:

Capture and re-use of cooling system condensate or storm water in compliance with applicable local ordinances.

Re-use of gray water in compliance with applicable local ordinances.

The following established landscape water uses are exempt from the outdoor water use schedules of this rule:

Use of reclaimed wastewater by a designated user from a system permitted by EPD to provide reclaimed wastewater.

Irrigation of personal food gardens.

Newly installed landscapes (in place less than 30 days) are subject to the following:

Irrigation of newly installed landscapes is allowed any day of the week, but only during allowed hours for the drought response level in effect, for a period of 30 days following installation. No watering is allowed during drought response level four.

For new landscapes installed by certified or licensed professionals, commercial exemptions apply.

The following golf course outdoor water uses are exempt from the schedules of this rule:

Use of reclaimed wastewater by a designated user from a system permitted by *EPD* to provide reclaimed wastewater.

Irrigation of fairways during times of non-drought and declared drought response level one.

Irrigation of tees during times of non-drought and declared drought response levels one, two, and three.

Irrigation of greens.

The following commercial outdoor water uses are exempt from the outdoor water use schedules of this rule:

Professionally certified or licensed landscapers, golf course contractors, and sports turf landscapers:

During installation and 30 days following installation only. Professional landscapers must be certified or licensed for commercial exemptions to apply.

Irrigation contractors: During installation and as needed for proper maintenance and adjustments only.

Sod producers.

Ornamental growers.

Fruit and vegetable growers.

Retail garden centers.

Hydro-seeding.

Power-washing.

Construction sites.

Producers of food and fiber.

Car washes.

Other activities essential to daily business.

Watering-in of pesticides and herbicides on turf.

Section 5-3-5 Penalties

Violations of this Ordinance shall be as follows:

(a) Any person or entity found to be violating the provisions of this Ordinance for the first time shall be served written notice stating the nature of the violation and shall be issued a warning ticket for the violation.

(b) Upon a second violation by any person or entity, water service shall be terminated and a fine of \$200.00 shall be imposed.

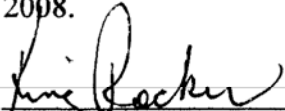
(c) Upon a third violation and all subsequent violations, water service shall be terminated and a current water tapping fee as published by City of Millen Water Department for each violation shall be imposed.

Without limiting the generality of the foregoing, all specifications and requirements of the City of Millen Water Department shall apply to any reconnection.”

Effective date. This Ordinance shall become effective upon adoption and execution by the Mayor and Council.

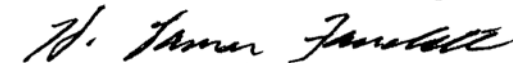
Repealer. All Ordinances or parts of Ordinances, in conflict here with are repealed.

ADOPTED AT A REGULAR MEETING OF MAYOR AND COUNCIL ON THE 5th DAY OF AUGUST, 2008.



King Rocker, Mayor

ATTESTED and FILED in my office this 5th day of August 2008.



City Administrator