SECTION 1: Title 8 of the San Luis Obispo County Code, is hereby amended by adding Chapter 8.69 as follows:

Chapter 8.69 – URBAN AND RURAL DEVELOPMENT WATER CONSERVATION REQUIREMENTS

8.69.010 Purpose and Intent

The standards of this Section are applicable to all properties, except those in the Agriculture land use category and those served by a Community Service District, Community Service Area, or other water provider where comparable requirements are already enforced. These standards are necessary to conserve water, assure reasonable and beneficial use of water, prevent waste of water, prevent unreasonable use of water and prevent unreasonable methods of use of water in order to recognize that water is scarce natural resource that requires careful management not only in times of drought, but at all times.

8.69.020 Hose watering prohibition

No person shall hose water or wash down any sidewalk, walkway, driveway, parking area, street, alley, gutter, ditch or any other paved surface, except under the following conditions:

(1) As is required for the benefit of public health and safety to alleviate safety or sanitary hazards, and then only by the use of a hand-held bucket or a water-hose equipped with an automatic shutoff nozzle.

(2) When a low-volume, high-pressure cleaning machine or a low-volume high-pressure water broom is used.

(3) All wash-down activities must comply with all state or local regulations pertaining to discharges.

(4) Any use of water which results in excessive runoff is prohibited.

8.69.030 Watering of lawns and landscaping.

(1) No residential or commercial ornamental landscapes or turf shall be watered between the hours of 9:00 a.m. and 7:00 p.m.

(2) No ornamental landscapes or turf shall be watered more than once a day and no more than three times per week.

(3) No ornamental landscapes or turf shall be watered to such an extent that runoff onto adjoining sidewalks, walkways, driveways, parking areas, streets, alleys, gutters, ditches or any other paved surfaces occurs. Sprinkler direction and run times shall be adjusted to prevent excess watering and run-off from landscaped or hardscaped surfaces.

(4) No ornamental landscapes or turf shall be watered when it is raining.

(5) All hoses, faucets and irrigation systems shall be regularly inspected and maintained and all leaks shall be repaired as soon as is reasonably practicable.

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8.69.040 Indoor plumbing and fixtures. All hoses, faucets, pipes and any other indoor plumbing fixtures shall be regularly inspected and maintained and all leaks shall be repaired as soon as is reasonably practicable.

8.69.050 Washing vehicles. No motor vehicle, boat, trailer, or other type of mobile equipment may be washed, except at a commercial carwash or with reclaimed water, unless such vehicle is washed by using a hand-held bucket or a water-hose equipped with an automatic shutoff nozzle. No water hose shall be left running while washing a vehicle or at any other time.

8.69.060 Swimming pools and spas.

(1) On properties overlying groundwater basins that have been certified Level of Severity III pursuant to the County's Resource Management System, emptying and refilling public or private swimming pools and/or spas or hot tubs are prohibited except to prevent structural damage and/or to provide for the public health and safety.

(2) Overfilling or swimming pools and/or spas or hot tubs such that overflow water is discharged onto an adjoining sidewalk, walkway, driveway, parking area, street, alley, gutter, ditch or any paved surface is prohibited.

8.69.070 Decorative fountains. Potable water shall not be used to clean, fill, or maintain levels in decorative fountains, ponds, lakes, or other similar aesthetic structures unless such water flows through a recycling system.

8.69.080 Public restaurants.

(1) No restaurant, hotel, cafeteria, café, or other public place where food is sold or served shall serve drinking water to any customer unless specifically requested to do so by such customer.

(2) All new or remodeled restaurants and other food establishments shall install water conserving dish wash spray valves.

8.69.090 Transient lodging facilities. Hotels, motels and other transient lodging facilities shall provide customers the option of not having towels and linen laundered daily. Notice of this option shall be prominently displayed in each bathroom.

8.69.100 Construction activities. If non-potable water is available, the use of potable water for soil compaction or dust control purposes in construction activities is prohibited.

8.69.110 Agricultural processing uses - wineries. On properties overlying groundwater basins that have been certified Level of Severity III pursuant to the County's Resource Management System, the following standards apply to all winery uses as defined by Title 22, Land Use Ordinance Section 22.30.070.D.2.

(1) Water conserving measures shall be used for activities during the winemaking process including crush operations, press, tank, and barrel washing and barrel soaking. These measures could include, but not be limited to:

a) Conducting crush and press activities outside and covered wherever feasible to reduce "baking" of waste material on equipment surface.

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b) Pre-cleaning with appropriate tools (e.g. a stiff brush or squeegee) should occur to loosen and remove large material before wash-down.

c) Use of a timing system, shut-off valve and/or hot water on high pressure washers or hoses for cleaning processing equipment, tanks, floors, etc. should be installed wherever feasible.

d) Wash down and barrel soaking is conducted with knowledge of wastewater or septic system capacity.

SECTION 2. Enforcement of the provisions of this ordinance shall be as set forth in Chapter 8.54 of the County Code.

SECTION 3. This project is covered by the general rule that the California Environmental Quality Act (CEQA) applies only to projects which have the potential for causing a significant effect on the environment (Government Code 15061(b)(3). It can be seen with certainty that there is no possibility that this project may have a significant effect on the environment because no new development is authorized, no increase in density will occur, no change in allowed uses is proposed or authorized and no physical change to the environment will occur. Therefore the activity is not subject to CEQA.

SECTION 4. If any section, subsection, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

SECTION 5: Before the expiration of 15 days after the adoption of this ordinance by the San Luis Obispo County Board of Supervisors, it shall be published once in a newspaper of general circulation published in the County of San Luis Obispo, State of California, together with the names of the members of the Board of Supervisors voting for and against the ordinance.

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