

## DIVISION 8. - WATER CONSERVATION

*Footnotes:*

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**Cross reference**— *Utilities, ch. 122.*

## Sec. 50-311. - Definitions.

For the purpose of this division, the following words shall be defined as provided in section 50-71:

Automatic system.

District.

Even numbered address.

Landscape irrigation use.

Odd numbered address.

Reclaimed water.

(Ord. No. 88-15, 5-19-88; Ord. No. 90-7, § II(800.00), 3-22-90; Ord. No. 00-34, § 2, 10-5-00; Ord. No. 2022-7, § I, 1-18-22)

**Cross reference**— Definitions and rules of construction generally, § 1-2.

## Sec. 50-312. - Variances.

A variance from the specific landscape irrigation days or day set forth in section 50-313 may be granted by the county manager or designee if strict application of the scheduled days or day would lead to unreasonable or unfair results in particular instances, provided that the applicant demonstrates with particularity that compliance with the scheduled days or day will result in a substantial economic, health or other hardship on the applicant requesting the variance or those served by the applicant. Where a contiguous property is divided into different zones, a variance may be granted hereunder so that each zone may be irrigated on different days or day than other zones of the property. However, in no event shall a variance allow a single zone to be irrigated more than two days per week during Daylight Savings Time or more than one day per week during Eastern Standard Time. Variance requests under this section must be submitted on a completed application form designated by the county. The decision of the county manager or designee on a variance request under this section shall be final and non-appealable.

( Ord. No. 2022-7, § I, 1-18-22)

Sec. 50-313. - Landscape irrigation schedules.

- (a) When Daylight Savings Time is in effect, landscape irrigation shall occur only in accordance with the following schedule:
  - (1) Residential landscape irrigation at odd numbered addresses or no address may occur only on Wednesday and Saturday and shall not occur between 10:00 a.m. and 4:00 p.m.; and
  - (2) Residential landscape irrigation at even numbered addresses may occur only on Thursday and Sunday and shall not occur between 10:00 a.m. and 4:00 p.m.; and
  - (3) Nonresidential landscape irrigation may occur only on Tuesday and Friday and shall not occur between 10:00 a.m. and 4:00 p.m.; and
  - (4) No more than  $\frac{3}{4}$  inch of water may be applied per irrigation zone on each day that irrigation occurs, and in no event shall irrigation occur for more than one hour per irrigation zone on each day that irrigation occurs.
- (b) When Eastern Standard Time is in effect, landscape irrigation shall occur only in accordance with the following schedule:
  - (1) Residential landscape irrigation at odd numbered addresses or no address may occur only on Saturday and shall not occur between 10:00 a.m. and 4:00 p.m.; and
  - (2) Residential landscape irrigation at even numbered addresses may occur only on Sunday and shall not occur between 10:00 a.m. and 4:00 p.m.; and
  - (3) Nonresidential landscape irrigation may occur only on Tuesday and shall not occur between 10:00 a.m. and 4:00 p.m.; and
  - (4) No more than  $\frac{3}{4}$  inch of water may be applied per irrigation zone on each day that irrigation occurs, and in no event shall irrigation occur for more than one hour per irrigation zone on each day that irrigation occurs.
- (c) All landscape irrigation shall be limited in amount to only that necessary to meet landscape needs and in accordance with the schedules herein.

( Ord. No. 2022-7, § I, 1-18-22)

Sec. 50-314. - Additional requirement.

Any person who purchases and installs an automatic landscape irrigation system must properly install, maintain, and operate technology that inhibits or interrupts operation of the system during periods of sufficient moisture.

( Ord. No. 2022-7, § I, 1-18-22)

Sec. 50-315. - Exceptions.

Landscape irrigation shall be subject to the following irrigation schedule exceptions:

- (a) Irrigation using a microspray, microjet, drip or bubbler irrigation system is allowed anytime.
- (b) Irrigation of new landscape is allowed at any time of day, on any day for the initial 30 days and every other day for the next 30 days for a total of one, 60-day period, provided that the irrigation is limited to the minimum amount necessary for such landscape establishment.
- (c) Watering in of chemicals, including insecticides, pesticides, fertilizers, fungicides and herbicides, when required by law, the manufacturer, or best management practices, is allowed at any time of day on any day within 24 hours of application. Watering in of chemicals shall not exceed ¼ inch of water per application except as otherwise required by law, the manufacturer, or best management practices.
- (d) Irrigation systems may be operated at any time of day, on any day for maintenance and repair purposes not to exceed 20 minutes per hour per zone.
- (e) Irrigation using a hand-held hose equipped with an automatic shutoff nozzle is allowed at any time of day on any day.
- (e) Discharge of water from a water-to-air air-conditioning unit or other water-dependent cooling system is not limited.
- (g) The use of water from a reclaimed water system is allowed anytime. For the purpose of this subsection, a reclaimed water system includes systems in which the primary source is reclaimed water, which may or may not be supplemented from another source during peak demand periods.
- (h) The use of recycled water from wet detention treatment ponds for irrigation is allowed anytime provided the ponds are not augmented from any ground or off-site surface water or public supply sources.

( Ord. No. 2022-7, § I, 1-18-22)

Sec. 50-316. - Violations; declaration.

The county council hereby finds and declares that a violation of this division presents a serious threat to the public health, safety and welfare and is irreparable or irreversible in nature. No violator of this division shall be entitled to an opportunity to correct a violation prior to the levy of a civil penalty in accordance with any of the enforcement methods prescribed in section 1-7. The civil penalty shall be \$50.00 for each violation. However, if the person has been previously found through a code enforcement board or any other quasi-judicial or judicial process to have violated or who has admitted violating this division within five years prior to the violation, the civil penalty shall be \$100.00 for a second violation, \$250.00 for a third violation and \$500.00 for a fourth or subsequent violation, notwithstanding the violations occur at different locations.

( Ord. No. 2022-7, § I, 1-18-22)

Secs. 50-317—50-340. - Reserved.