

RESOLUTION NO. 80303

**A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN JOSE DECLARING A FIFTEEN PERCENT (15%)
WATER SHORTAGE AND ESTABLISHING WATERING
DAYS WITH CERTAIN EXCEPTIONS CITYWIDE
EFFECTIVE ON THE DATE ADOPTED BY THE CITY
COUNCIL THROUGH OCTOBER 31, 2022 UNLESS
AMENDED OR REVOKED BY COUNCIL**

WHEREAS, on May 10, 2021, California Governor Gavin Newsom declared a state of emergency due to statewide drought conditions for thirty-nine (39) California Counties, bringing the total to forty-one (41) of fifty-eight (58) total California counties; and

WHEREAS, on June 9, 2021 the Board of Directors of the Santa Clara Valley Water District (“Valley Water”) declared a water shortage emergency condition in Santa Clara County and called for a mandatory fifteen percent (15%) reduction in water usage Countywide as compared to 2019; and

WHEREAS, on June 15, 2021, the Santa Clara County Director of Emergency Services proclaimed a local emergency related to extreme drought conditions; and

WHEREAS, on June 22, 2021, the Santa Clara County Board of Supervisors adopted a resolution ratifying the June 15, 2021 proclamation by the Director of Emergency Services; and

WHEREAS, on July 8, 2021, California Governor Gavin Newsom extended his previous drought proclamation to include Santa Clara County; and

WHEREAS, the San José Municipal Water System’s Water Shortage Contingency Plan (“WSCP”) was last adopted by the City Council of the City of San José (“Council”) on June 15, 2021, as part of its Urban Water Management Plan; and

WHEREAS, a Council declaration of a water shortage is required to implement Stage 2 of the WSCP, corresponding to a ten through twenty percent water shortage; and

WHEREAS, Chapter 15.10 of Title 15 of the San José Municipal Code contains mandatory requirements for water conservation measures that become effective citywide upon Council declaration of a water shortage, and provides for the adoption of a resolution declaring a water shortage by the Council whenever a minimum water conservation level of ten percent (10%) has been established by the Valley Water;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. Pursuant to Chapter 15.10 of Title 15 of the San José Municipal Code, a fifteen percent (15%) water shortage is hereby declared for the purpose of implementing and enforcing mandatory citywide water conservation measures for water applicable to a ten percent (10%) water shortage, effective on the date adopted by the Council through October 31, 2022 unless amended or revoked by Council.
2. Pursuant to San José Municipal Code Section 15.10.310, the following watering schedule for potable water is hereby adopted:
 - a. Landscape and turf at properties with addresses ending in even numbers (i.e., 0, 2, 4, 6, and 8) shall be irrigated only on Tuesdays and Fridays.
 - b. Landscape and turf at properties with addresses ending in odd numbers (i.e., 1, 3, 5, 7, and 9) shall be irrigated only on Mondays and Thursdays.
 - c. Landscape and turf at properties with no address shall be irrigated only on Mondays and Thursdays.
3. The following activities are exempt from the watering schedule set forth in this resolution:
 - a. Watering by hand;
 - b. Watering for maintenance of public parks, playing fields, day care centers, golf course greens, and school grounds, provided such irrigation is done in a water-efficient manner;

- c. Watering for fire protection, soil erosion control, and environmental mitigation projects;
- d. Watering plants or trees grown for consumption or nursery/garden center plants for sale; and
- e. Watering using drip irrigation as defined in San José Municipal Code Section 15.11.340.

ADOPTED this 30th day of November, 2021, by the following vote:

AYES: ARENAS, COHEN, DAVIS, FOLEY, JONES, JIMENEZ,
MAHAN, PERALEZ, LICCARDO.

NOES: NONE.

ABSENT: CARRASCO, ESPARZA.

DISQUALIFIED: NONE.



SAM LICCARDO
Mayor

ATTEST:



TONI J. TABER, CMC
City Clerk