

TOWN OF APPLE VALLEY, UTAH

RESOLUTION R-2026-27

A RESOLUTION AMENDING THE TOWN OF APPLE VALLEY WATER CONSERVATION PLAN TO INCORPORATE WATER CONSERVATION STAGES, EMERGENCY WATER RATE SCHEDULES, AND RELATED ADMINISTRATIVE PROCEDURES

WHEREAS, Utah Code Section 73-10-32 requires retail water providers to prepare, adopt, implement, and periodically update a water conservation plan;

WHEREAS, the Town of Apple Valley operates the municipal water system known as the Apple Valley Water Department and adopted the Town of Apple Valley Water Conservation Plan by Resolution R-2025-28 on November 18, 2025;

WHEREAS, the Town has prepared amendments establishing four progressive response stages: Stage 1 - Normal Water Supply, Stage 2 - Water Alert, Stage 3 - Water Crisis, and Stage 4 - Water Emergency;

WHEREAS, the amendments establish conservation requirements, procedures for declaring and terminating each stage, customer notification provisions, enforcement measures, and emergency conservation pricing for prolonged Stage 3 and Stage 4 conditions;

WHEREAS, the emergency water rates are also established in the Town Fee Schedule and may be implemented only in accordance with the Fee Schedule and applicable law;

WHEREAS, the Town Council provided the required public notice and held a public hearing on August 19, 2026, to receive public comment regarding the proposed amendment to the Water Conservation Plan; and

WHEREAS, after considering the proposed amendments, public comment, and staff recommendations, the Town Council finds that adoption of the amendments and the restated Water Conservation Plan is in the best interest of the Town and its water customers.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Apple Valley, Utah, as follows:

1. Amendment Incorporated into Resolution. The Town of Apple Valley Water Conservation Plan is amended by adding the following section, which is adopted as part of this resolution:

WATER CONSERVATION STAGES AND EMERGENCY WATER RATES

To protect the Town's limited water supply and provide a structured response to changing water-supply conditions, the Town establishes four water conservation stages. Each stage contains conservation measures appropriate to the severity of the water-supply condition.

The Mayor may declare, increase, reduce, or terminate a conservation stage based on water availability, system capacity, infrastructure conditions, anticipated demand, drought conditions, well production, storage levels, public health and safety, or other circumstances affecting the Town's water system.

The Town shall provide notice of a declared conservation stage through methods reasonably calculated to inform affected water customers, including the Town website, social media, email, utility billing notices, posted notices, or other available communication methods.

STAGE 1 - NORMAL WATER SUPPLY

1. Water shall be used for beneficial purposes only; all unnecessary and wasteful uses of water are prohibited.

2. Water shall be confined to the resident's property and shall not be allowed to run off to adjoining properties or to the roadside ditch or gutter. Care shall be taken not to water past the point of saturation.
3. Free-flowing hoses for all uses are prohibited. Automatic shut-off devices shall be attached to any hose or filling apparatus in use.
4. Leaking customer pipes or faulty sprinklers shall be repaired within five (5) working days or less if warranted by the severity of the problem.
5. All pools, spas, and ornamental fountains or ponds shall be equipped with a recirculation pump and shall be constructed to be leak-proof. Pool draining and refilling shall be allowed only for health, maintenance, or structural considerations.
6. Washing streets, parking lots, driveways, sidewalks, or buildings, except as necessary for health, aesthetic, or sanitary purposes, is prohibited.

STAGE 2 - WATER ALERT

1. Water shall be used for beneficial purposes only; all unnecessary and wasteful uses of water are prohibited.
2. Water shall be confined to the resident's property and shall not be allowed to run off to adjoining properties or to the roadside ditch or gutter. Care shall be taken not to water past the point of saturation.
3. Free-flowing hoses for all uses are prohibited. Automatic shut-off devices shall be attached to any hose or filling apparatus in use.
4. Leaking customer pipes or faulty sprinklers shall be repaired within five (5) working days or less if warranted by the severity of the problem.
5. All pools, spas, and ornamental fountains or ponds shall be equipped with a recirculation pump and shall be constructed to be leak-proof. Pool draining and refilling shall be allowed only for health, maintenance, or structural considerations.
6. Washing streets, parking lots, driveways, sidewalks, or buildings, except as necessary for health, aesthetic, or sanitary purposes, is prohibited.
7. Reduce landscape and pasture irrigation by 5% to 10%. Customers with smart irrigation timers or controllers are asked to set their controllers to achieve 90% to 95% of the evapotranspiration rate. Drip irrigation systems are excluded from this requirement.
8. Users of construction meters and fire hydrant meters will be monitored for efficient water use.

STAGE 3 - WATER CRISIS

1. Water shall be used for beneficial purposes only; all unnecessary and wasteful uses of water are prohibited.
2. Total outdoor water usage shall be reduced by a total of 50%. Customers with smart irrigation timers or controllers are asked to set their controllers to achieve 50% to 74% of the evapotranspiration rate. Drip irrigation systems are not excluded from this requirement.
3. Water shall only be used for irrigation three times per week on assigned days and should only be used between 7:00 p.m. and 5:00 a.m. Even-numbered addresses may irrigate Monday, Wednesday, and Friday; odd-numbered addresses may irrigate Tuesday, Thursday, and Saturday.

4. Water shall be confined to the resident's property and shall not be allowed to run off to adjoining properties or to the roadside ditch or gutter. Care shall be taken not to water past the point of saturation.
5. Free-flowing hoses are prohibited. Automatic shut-off devices shall be attached to any hose or filling apparatus in use.
6. All pools, spas, and ornamental fountains or ponds shall be equipped with a recirculation pump and shall be constructed to be leak-proof.
7. Construction meters and fire hydrant meters will not be allowed other than at the Town-designated location at the Cooke Well.
8. Automobile or equipment washing is prohibited.
9. Residents shall repair leaking pipes within 24 hours or less if warranted by the severity of the problem.
10. No potable water shall be used to fill or refill empty swimming pools or spas.
11. Water use for artificial lakes, ponds, or streams is prohibited.
12. Water use for ornamental ponds and fountains is prohibited.
13. Washing streets, parking lots, driveways, sidewalks, or buildings is prohibited, except as necessary for health or sanitary purposes.
14. Public sports fields and parks will limit irrigation to achieve at least a 50% reduction in water use.
15. Water for flow testing and construction purposes from Town fire hydrants and blow-offs is prohibited. Use of reclaimed water for construction purposes is encouraged. Reclaimed water is not available within the Town's retail service area and must be obtained elsewhere.
16. Installation of all new turf, lawn, or landscaping of any type is prohibited.
17. Water Emergency tiered pricing may be implemented at the discretion of the Mayor.
18. Water Emergency enforcement measures, including fines and charges for noncompliance, will be implemented in accordance with established Town policies and procedures.

The regular \$75.00 monthly residential base or standby fee remains in effect during Stage 3.

Stage 3 Emergency Residential Water Rates

Gallons Used	Charge per 1,000 Gallons
0-5,000	\$1.50
5,001-12,000	\$1.50
12,001-25,000	\$2.50
25,001-35,000	\$3.00
35,001-45,000	\$3.50
45,001-55,000	\$4.50

55,001-75,000	\$6.00
75,001-100,000	\$7.00
Over 100,000	\$9.00

STAGE 4 - WATER EMERGENCY

1. Water shall be used for beneficial purposes only; all unnecessary and wasteful uses of water are prohibited.
2. All outdoor water use is prohibited other than for watering animals.
3. Automatic shut-off devices shall be attached to any hose or filling apparatus used for animals.
4. Leaking pipes or faulty sprinklers shall be repaired immediately. Water service may be suspended until repairs are made.
5. Reduce indoor water use by more than 50%.
6. Installation of new turf or landscaping is prohibited.
7. Construction meters and fire hydrant meters will not be allowed.
8. Water use for swimming pools or spas is prohibited.
9. Water use for artificial lakes, ponds, or streams is prohibited.
10. Water use for ornamental ponds and fountains is prohibited.
11. Installation of new turf, landscaping, plants, shrubs, gardens, or anything requiring outdoor water use is prohibited.
12. No commitments will be made to provide service for new water service connections.
13. New connections to the Town's water distribution system will not be allowed.
14. Water Emergency enforcement measures, including fines and charges for noncompliance, will be implemented in accordance with established Town policies and procedures.
15. Water Crisis or Emergency tiered pricing may be implemented at the discretion of the Mayor.
16. If necessary, a building moratorium may be issued at the discretion of the Mayor.

The regular \$75.00 monthly residential base or standby fee remains in effect during Stage 4.

Stage 4 Emergency Residential Water Rates

Gallons Used	Charge per 1,000 Gallons
0-5,000	\$1.50
5,001-12,000	\$2.50
12,001-25,000	\$3.50
25,001-35,000	\$4.00

35,001-45,000	\$4.50
45,001-55,000	\$5.50
55,001-75,000	\$8.00
75,001-100,000	\$9.00
Over 100,000	\$11.00

Activation and Termination of Emergency Rates. Emergency rates shall apply only while the corresponding conservation stage is active and only when implemented by written declaration of the Mayor in accordance with the Town's adopted Fee Schedule. The written declaration shall identify the conservation stage, effective date, conditions supporting the declaration, whether the corresponding emergency rate schedule will be implemented, and the date on which the rates will begin applying to water usage.

The Town shall provide notice to affected customers before emergency rates are assessed. When a declaration is terminated or reduced, customers shall return to the rates applicable to the newly declared stage or to the Town's regular water rates. Emergency rates shall be administered in accordance with the Town's adopted Fee Schedule and all applicable ordinances, resolutions, billing policies, and state-law requirements.

2. Adoption of Restated Plan. The amended and restated Town of Apple Valley Water Conservation Plan, attached to this resolution as Exhibit A, incorporates the amendment stated above and is hereby adopted as the official Water Conservation Plan of the Town.

3. Relationship to Fee Schedule. Emergency water rates identified in this resolution and the amended Water Conservation Plan shall be charged only when the applicable conservation stage has been activated and the corresponding rates have been adopted in the Town Fee Schedule. If a conflict exists regarding the amount of a fee or rate, the Town Fee Schedule controls.

4. Stage Activation. The Mayor may declare, increase, reduce, or terminate a water conservation stage based on water availability, well production, storage levels, system capacity, infrastructure conditions, anticipated demand, drought, equipment failure, public health and safety, or other conditions affecting the municipal water system. A declaration affecting emergency rates shall be made in writing and shall identify the applicable stage and effective date.

5. Notice and Administration. Town staff are authorized to provide customer notice and to administer and enforce the amended Water Conservation Plan through the Town website, customer email, utility billing notices, social media, physical posting, or other reasonable available methods.

6. Filing and Submission. The Town Recorder shall retain this resolution and the amended Water Conservation Plan in the official records. Town staff shall submit the amended plan, public hearing documentation, this resolution, and any other required materials to the Utah Division of Water Resources.

7. Prior Resolution. Resolution R-2025-28 remains in effect except as amended by this resolution. The amended and restated Water Conservation Plan adopted herein supersedes the prior version of the plan.

8. Severability. If any provision of this resolution or the amended Water Conservation Plan is held invalid, the remaining provisions shall continue in full force and effect.

9. Effective Date. This resolution shall take effect immediately upon adoption.

PASSED, APPROVED, AND ADOPTED this 19th day of August 2026.

TOWN OF APPLE VALLEY

Michael L. Farrar, Mayor

ATTEST:

Jenna Vizcardo, Recorder

VOTE:

Council Member	AYE	NAY	ABSENT	ABSTAIN
Mayor Michael Farrar				
Council Member Kevin Sair				
Council Member Annie Spendlove				
Council Member Scott Taylor				
Council Member Richard Palmer				

EXHIBIT A
AMENDED AND RESTATED TOWN OF APPLE VALLEY WATER CONSERVATION
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