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## **CITY COUNCIL CONSENT ITEM**

### **CITY OF FAIR OAKS RANCH, TEXAS**

**May 18, 2023**

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**AGENDA TOPIC:** Approval of the second reading of an ordinance amending the City of Fair Oaks Ranch Code of Ordinances, Chapter 13 "Utilities", Article 13.03 "Water and Sewer System", Division 3, Part II "Drought Contingency Plan" to include updated definitions, initiation and termination criteria and creating an appeal process; and amending Appendix A Fee Schedule Article A9 (v) "Water Charges – Drought Surcharge Rates"

**DATE:** May 18, 2023

**DEPARTMENT:** Public Works

**PRESENTED BY:** Consent Item - Kelsey Delgado, Environmental Program Manager

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### **INTRODUCTION/BACKGROUND:**

The first reading of an ordinance amending the Drought Contingency Plan was passed and approved by City Council on May 4<sup>th</sup>, 2023.

The most impactful updates to the Drought Contingency Plan include:

- Including Trinity Glen Rose Groundwater Conservation District (TGRGCD) as a trigger for drought stage initiation.
- Raising the triggering height of Fair Oaks Ranch Utilities (FORU) observation well by 5 feet for Stages 2 & 3.
- Limiting Golf Course watering at Stage 2 to effluent and non-potable irrigation well water only.
- Lowering Residential Drought Surcharge thresholds and implementing Commercial Drought Surcharge thresholds.
- Including and defining a Drought Surcharge Appeal process.

### **POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:**

- Furthers the Strategic Action Plan Priority 3.1 to Enhance and Ensure Continuity of Reliable Water Resources in Accordance with CCN Obligations.
- Better protects and preserves the City's water resources and infrastructure.
- Conserves water during times of extreme drought to ensure customers have potable water for essential uses.
- Provides surcharge relief to Fair Oaks Ranch Utility customers who experience extreme water leaks during a drought stage.

**LONG-TERM FINANCIAL & BUDGETARY IMPACT:**

N/A

**LEGAL ANALYSIS:**

The City Attorney has reviewed and approved the ordinance as to form.

**RECOMMENDATION/PROPOSED MOTION:**

Consent Item - I move to approve the second reading of an ordinance amending the City of Fair Oaks Ranch Code of Ordinances, Chapter 13 "Utilities", Article 13.03 "Water and Sewer System", Division 3, Part II "Drought Contingency Plan" to include updated definitions, initiation and termination criteria and creating an appeal process; and amending Appendix A Fee Schedule Article A9 (v) "Water Charges – Drought Surcharge Rates.