



# Town of Johnstown

## TOWN COUNCIL AGENDA COMMUNICATIONS

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<b>AGENDA DATE:</b>	June 21, 2021
<b>SUBJECT:</b>	<b>Public Hearing Ordinance 2021-201:</b> An Ordinance Amending Section 13-151(C) Of The Johnstown Municipal Code Concerning Level 2 Drought Restrictions; And Declaring An Emergency.
<b>ACTION PROPOSED:</b>	Consider Approval Ordinance 2021-200 Declaring an Emergency as Presented
<b>ATTACHMENTS:</b>	1. Ordinance 2021-201
<b>PRESENTED BY:</b>	Matt LeCerf, Town Manager

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### AGENDA ITEM DESCRIPTION:

Enclosed for your review and consideration is Ordinance 2021-201 which will amend Section 13-151(c) of the Johnstown Municipal Code. The sections specifically modified are Subsections 13-151(c)(1) and (2) of Article IV of Chapter 13. These sections of the Municipal Code address a Level 2 Drought Condition and provisions for the conservation of water. The result and need for this ordinance revision is two fold:

1. The Town's Water Treatment Plant has a permitted level of 5 MGD and we are currently operating a daily flow of 4.7 MGD. As part of the operation of the water plant, we have a peak demand (1 hour time period) currently of 6 MGD. Currently with these high water use levels we want to try and control the water use during each day to ensure we have proper pressures on the system.
2. The Town's current code in the sections referenced above only provide for watering of odd and even homes respectively for two (2) days per week. During the Town work session on Monday June 14, 2021, Staff discussed the current water situation with Council. Council during the discussion recommended providing for every other day to control volume spikes and usage in the system and evaluate the situation as the extreme heat continues.

The changes specifically to the ordinance will provide for the following updates:

1. Watering of lawns with spray irrigation from 9:00 p.m. – 2:00 a.m. Hand spray irrigation will be permissible during the hours of 6:00 p.m. - 10:00 a.m.

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2. Irrigation of any type shall only occur at a property on an even- or odd-numbered address corresponding to the date of the month where “even addresses” may only water on even dates of the calendar month and “odd addresses” may only water on odd dates of the calendar month. The last digit of the address of the property shall determine whether an address is even- or odd-numbered.

As a final note, the Ordinance presented is provided as an emergency ordinance and in order to be approved will required the affirmative vote of five (5) member from Council. The ordinance is emergency in nature due to the fact that we are reaching our peak limits for water production. Council and the community should note that the Town is moving forward with an expansion of our water treatment plant and looking toward installation of a new water trunk line from Lone Tree Reservoir to the water treatment plant to meet future demands.

**LEGAL ADVICE:**

The Ordinance presented was drafted by the Town Attorney.

**FINANCIAL ADVICE:**

This may have an impact on water revenues in the water fund for 2021.

**RECOMMENDED ACTION:** Approve the Ordinance as presented

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**SUGGESTED MOTIONS:**

**For Approval:** I move to approve Ordinance No. 2021-201, an Ordinance Amending Section 13-151(C) Of The Johnstown Municipal Code Concerning Level 2 Drought Restrictions; And Declaring An Emergency.

**For Denial:** I move we deny Ordinance No. 2021-201, an Ordinance Amending Section 13-151(C) Of The Johnstown Municipal Code Concerning Level 2 Drought Restrictions; And Declaring An Emergency.

*Reviewed and Approved for Presentation,*



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Town Manager

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