1	ORDINANCE NO. 2023-12-20-04
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3	AN ORDINANCE OF THE CITY OF ROLLINGWOOD,
4	TEXAS, AMENDING THE CITY'S CODE OF ORDINANCES
5	<b>SECTIONS 103-43, 103-86 AND 103-88 TO INCLUDE SPORT</b>
6	COURTS; REPEALING PROVISIONS IN CONFLICT WITH
7	THIS ORDINANCE; PROVIDING FOR SEVERABILITY;
8	AND PROVIDING FOR AN EFFECTIVE DATE
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10	WHEREAS, the City of Rollingwood is a General Law Type A City under the statutes of
11	the State of Texas; and
12	WINDER CO. C.
13	WHEREAS, the City Council may from time to time choose to amend, supplement,
14 15	change or modify the Code of Ordinances; and
15 16	WHEDEAS the City has given proper notice, as pagessory, portaining to the amendment
16 17	<b>WHEREAS</b> , the City has given proper notice, as necessary, pertaining to the amendment of the Code of Ordinances; and
17 18	of the Code of Ordinances, and
19	WHEREAS, the City Council finds and determines that Sections 103-43 Performance
20	measures, 103-86 Definitions, and 103-88 Use restrictions during drought response stages, of
21	City's code of ordinances should be amended to include sport courts.
22	and the second s
23	NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
24	ROLLINGWOOD, TEXAS, THAT:
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26	<b>SECTION 1.</b> All the above premises are hereby found to be true and correct legislative and factual
27	findings of the City Council and are hereby approved and incorporated into the body of this
28	Ordinance as if copied in their entirety.
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30	SECTION 2. Part II of the City's Code of Ordinances, Chapter 103, Article II, Division 2,
31	Sections 103-43; and Part II of the City's Code of Ordinances, Chapter 103, Article II, Division 3,
32	Sections 103-86 and 103-88 be amended as follows with strikethroughs being deletions and
33 24	underlines being additions:
34 25	Sec. 103-43. – Performance measures.
35	Sec. 103-43. – Performance measures.
36	(e) Irrigation of landscaped areas is permitted at any time by means of a handheld hose
37	with a positive cutoff device, a faucet-filled bucket or watering can of five gallons or
38	less, or a drip irrigation system.
39	(1) The following uses of water are defined as "waste of water" and are prohibited
	at all times:
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41	a. Allowing water to run off into a gutter, ditch, or drain;
42	b. Failing to repair a controllable leak; and

c. Washing sidewalks, driveways, parking areas, tennis-sport courts, or 43 other impervious hardscapes, except to alleviate immediate health or 44 fire hazards. 45 Sec. 103-86. – Definitions. 46 Nonessential water use means water uses that are not required for the protection of public health, 47 safety, and welfare, including: 48 (1) Irrigation of landscape areas, including parks, athletic fields, and golf courses, except as 49 otherwise provided under this plan; 50 51 (2) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle, except this restriction does not apply to the washing of vehicles or mobile 52 equipment when conducted on the immediate premises of a commercial carwash or a 53 commercial service station or to the washing of automobiles, trucks, trailers, boats, 54 airplanes, and other types of mobile equipment (such as garbage trucks and vehicles to 55 56 transport food and perishables) when the washing is necessary on a more regular and 57 frequent basis in order to protect the health, safety, and welfare of the public; (3) Use of water to wash down any sidewalks, walkways, driveways, parking lots, tennis 58 59 sport courts, or other hard-surfaced areas; 60 (4) Use of water to wash down buildings or structures for purposes other than immediate fire 61 protection; (5) Flushing gutters or permitting water to run or accumulate in any gutter or street; 62 (6) Use of water to fill, refill, or add to any indoor or outdoor swimming pools or jacuzzi-63 64 type pools; (7) Use of water in a fountain or pond for aesthetic or scenic purposes except where 65 necessary to support aquatic life; 66 (8) Failure to repair any controllable leak within a reasonable period after being given notice 67 to repair the leak; and 68 69 (9) Use of water from hydrants for construction purposes or any other purposes other than 70 firefighting. 103-88. - Use restrictions during drought response stages 71 72 (2) Stage 2: Moderate water shortage conditions. 73 74 75 c. Water use restrictions. The water use and waste restrictions in subsection (1) of this section and the following water use restrictions will apply to all customers during 76 77 Stage 2: 78 79 1. Outdoor irrigation is permitted at any time if it is by means of a handheld

hose, a faucet-filled bucket or a watering can of five gallons or less.

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- 2. Outdoor irrigation is permitted by a hose-end sprinkler, a soaker hose, or drip irrigation, from 12:00 midnight to 10:00 a.m. and 7:00 p.m. to 12:00 midnight on an outdoor water use day as designated by the city administrator.
- 3. Outdoor irrigation is permitted by a permanently installed automatic irrigation system from 12:00 midnight to 10:00 a.m. on an outdoor water use day as designated by the city administrator.
- 4. Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is prohibited except on designated watering days between the hours of 7:00 p.m. and 10:00 a.m. Such washing, when allowed, must be done with a handheld bucket or a handheld hose equipped with a positive shutoff nozzle. This restriction does not apply to a commercial carwash or a commercial service station or if washing is necessary to protect the health, safety, and welfare of the public. Charity carwashes are prohibited.
- 5. Watering the ground around a foundation to prevent foundation cracking is prohibited except on a designated outdoor water use day from 12:00 midnight to 10:00 a.m.
- 6. Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or jacuzzi-type pools is prohibited. This prohibition does not apply to a public swimming or wading pool if the water is taken from the city's water distribution system and the pool is equipped with a gutter drain system and it does not leak.
- 7. Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited, except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.
- 8. Use of water from hydrants will be limited to firefighting and related activities, or other activities necessary to maintain public health, safety, and welfare, except that use of water from designated fire hydrants for construction purposes may be allowed under special permit from the city.
- 9. Use of water for the irrigation of golf course greens, tees, and fairways is prohibited except on designated watering days between the hours of 7:00 p.m. and 10:00 a.m.
- 10. All restaurants are prohibited from serving water to their customers except upon the customer's request.
- 11. The following uses of water are nonessential and prohibited except to alleviate an immediate health or safety hazard:
- (i). Wash-down of any sidewalks, walkways, driveways, parking lots, tennis sport courts, patios or other hard-surfaced areas;
- (ii). Use of water to wash down buildings or structures for purposes other than immediate fire protection.
- (iii). Use of water for dust control:
- (iv). Flushing gutters or permitting water to run or accumulate in any gutter or street; and
- (v). Failure to repair a controllable leak within a reasonable period after being given notice to repair such leak.

126	SECTION 3. All provisions of the ordinances of the City of Rollingwood in conflict with the
127	provisions of this ordinance are hereby repealed to the extent of such conflict, and all other
128	provisions of the ordinances of the City of Rollingwood not in conflict with the provisions of this
129	ordinance shall remain in full force and effect.
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131	SECTION 4. Should any sentence, paragraph, clause, phrase or section of this ordinance be
132	adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of
133	this ordinance as a whole, or any part or provision thereof other than the part so decided to be
134	invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a
135	whole.
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137	SECTION 5. This ordinance shall take effect immediately from and after its passage and the
138	publication of the caption as the law provides.
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140	APPROVED, PASSED AND ADOPTED by the City Council of the City of Rollingwood, Texas,
141	on the 20th day of December, 2023.
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143	APPROVED:
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147	Gavin Massingill, Mayor
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149	ATTEST:
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153	Desiree Adair, City Secretary