

Commissioners,

The Law Department has recommended the following changes to the backup for item D11 on your agenda, to improve the clarity and consistency of the code.

These changes eliminate an erroneous reference to watering days being designated by rule, and revise language governing vehicle and surface washing to make the phrasing similar across all conservation and drought stages. Language is added under Stages 2 and 3 to clarify the applicability of restrictions for surface washing.

~~§6-4-7 (C) The rules shall provide for designated outdoor water use days. [Note: Subchapters D, E, F and G of the same section were relabeled to C, D, E and F due to this change.]~~

~~§6-4-15 (D) A person may not use or allow the use of water to wash or rinse an automobile, truck, trailer, boat, airplane, motorcycle, or other mobile equipment or vehicle or any outdoor surface including but not limited to a sidewalk, driveway, parking area, street, tennis court, patio, or other paved area or outdoor building surface unless using a hose with a positive shutoff valve or a single-fill bucket with water. A person commits a separate offense for each vehicle or piece of equipment or outdoor surface washed in violation of the terms and conditions of this Subsection. It is an affirmative defense to a violation of this subsection that the water use occurred at a vehicle wash facility for the water use charged in the complaint. A person may not wash, rinse, or treat an automobile, truck, trailer, boat, airplane, motorcycle, or other mobile equipment or vehicle or any outdoor surface including but not limited to a sidewalk, driveway, parking area, street, tennis court, patio, or other paved area or outdoor building surface using a hand held hose without having a positive shut off valve affixed to the hose~~

~~§6-4-16 (F) A person may not use or allow the use of water to wash or rinse an automobile, truck, trailer, boat, airplane, motorcycle, or other mobile equipment or vehicle or any outdoor surface including but not limited to a sidewalk, driveway, parking area, street, tennis court, patio, or other paved area or outdoor building surface unless using a hose with a positive shutoff valve or a single-fill bucket with water. A person commits a separate offense for each vehicle or piece of equipment or outdoor surface washed in violation of the terms and conditions of this Subsection. It is an affirmative defense to a violation of this subsection that the water use occurred at a vehicle wash facility for the water use charged in the complaint. A person may not wash, rinse, or treat an automobile, truck, trailer, boat, airplane, motorcycle, or other mobile equipment or vehicle or any outdoor surface including but not limited to a sidewalk, driveway, parking area, street, tennis court, patio, or other paved area or outdoor building surface using a hand held hose without having a positive shut off valve affixed to the hose.~~

~~§6-4-17 (J) A person may not use or allow the use of water to wash or rinse any outdoor surface including but not limited to a sidewalk, driveway, parking area, street, tennis court, patio, or other paved area or outdoor building surface unless using a hose with a positive shutoff valve or a single-fill bucket with water. A person commits a separate offense for each outdoor surface washed in violation of the terms and conditions of this Subsection.~~

~~§6-4-18 (L) A person may not use or allow the use of water to wash or rinse any outdoor surface including but not limited to a sidewalk, driveway, parking area, street, tennis court, patio, or other paved area or outdoor building surface unless using a hose with a positive shutoff valve or a single-fill bucket with water. A person commits a separate offense for each outdoor surface washed in violation of the terms and conditions of this Subsection~~