

STATE OF GEORGIA

CITY OF STOCKBRIDGE

ORDINANCE NO. OR17-433

AN ORDINANCE TO RESTRICT THE WASTE OF WATER WITHIN THE CITY; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**WHEREAS**, the governing authority of the City of Stockbridge is the Mayor and Council thereof;

**WHEREAS**, the governing authority of the City of Stockbridge, Georgia desires to adopt an ordinance to restrict the waste of water within the City; and,

**WHEREAS**, the health, safety, and welfare of the citizens of Stockbridge, Georgia, will be positively impacted by the adoption of this Ordinance.

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

**Section 1.** That Chapter 8.16 of the Stockbridge Municipal Code is hereby amended by adding a new Section 8.16.100 attached hereto as Exhibit A.

**Section 2.** The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

**Section 3.** (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

**Section 4.** All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

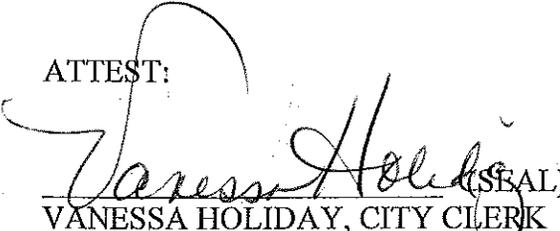
**Section 5.** Penalties in effect for violations of the City of Stockbridge at the time of the effective date of this Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full force and effect.

**Section 6.** The effective date of this Ordinance shall be May 8, 2017.

SO ORDAINED this 8<sup>th</sup> day of May, 2017.

  
JUDY NEAL, MAYOR

ATTEST:

  
VANESSA HOLIDAY, CITY CLERK

APPROVED AS TO FORM:

  
MICHAEL WILLIAMS, CITY ATTORNEY

Date Presented to Mayor: 05.11.17

Date Received from Mayor: 05.12.17

## EXHIBIT "A"

### Section 8.16.100 WATER WASTE ORDINANCE

- A. The following uses are a waste or unreasonable use or method of use of water and are prohibited:
1. Allowing water to escape from any premises onto public right-of-way, such as streets and sidewalks, or upon any other person's property.
  2. Operating an irrigation system or other lawn or landscaping watering device during rain.
  3. Operating an irrigation system or other lawn or landscaping watering device that has any broken or missing sprinkler heads.
  4. Failing to repair a controllable leak, including a broken sprinkler head, or a leaking valve, or a leaking outdoor faucet, or a service line leak, or any other visible outside water leaks, on premises owned, leased, or managed by that person, within thirty (30) days.
  5. Washing any vehicle with a hose and not having a water shut-off nozzle or allowing water to run continuously from a hose while washing any vehicle is also prohibited.
- B. The restrictions in this policy or ordinance do not apply to the following authorized uses:
1. Flow resulting from firefighting or routine inspection of fire hydrants or from fire training activities.
  2. Water applied as a dust control measure, as required by erosion and sedimentation rules.
  3. Water applied to abate spills of flammable or otherwise hazardous materials, where water is the appropriate methodology.
  4. Water applied to prevent or abate health, safety, or accident hazards when alternate methods are not available.
  5. Water used for construction or maintenance activities where the application of water is appropriate methodology and where no other practical alternative exists.
  6. Water used for power-washing hard surfaces to alleviate safety or sanitary hazards, unless prohibited by drought restrictions.

7. Mobile car washes when approval or a special use permit is obtained from the city.
  8. Emptying of swimming pools for maintenance when proper local rules are followed.
- C. If it is found that there is a waste of water in or about any premises to which water is supplied from the City of Stockbridge water system, either by willful waste or by means of a leak in any water pipe or fixture located in or upon the premises, the City of Stockbridge may cause the water to be cut off from the premises upon reasonable notice to the occupant, unless special circumstances require that such waste shall be immediately stopped. Where the water supply is cut off as herein provided, the water shall not again be turned on until all water bills and the bill for the cost of cutting off and again turning on the water shall have been paid.