

CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: Parks and Recreation

AGENDA DATE: August 21, 2018

CONTACT PERSON/PHONE: Tracy Novak, Director (212-1708)

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL:

Goal 4 – Enhance El Paso's Quality of Life through Recreational, Cultural, and Educational Environments

SUBJECT:

An ordinance amending Chapter 15 (Water Conservation) of the El Paso Municipal Code. In particular, Chapter and Section 15.13.020 - Mandatory compliance - Lawn and landscape watering. This section is amended to address changes necessary to allow for a Water Conservation Plan.

BACKGROUND / DISCUSSION:

Parks and Recreation staff has been working with El Paso Water (EPW) to implement water conservation practices detailed in a Water Conservation Plan (Plan), for the application of water in the public landscape, in conformance with water restrictions called for in Chapter 15.13.020. The Plan allows for the flexibility of watering multiple days a week, thereby minimizing the impact of public use of landscape that would otherwise restrict water application, except for in severe drought conditions. It also provides for annual water conservation goals to reduce water consumption.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD: T. Novak

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____



DEPARTMENT HEAD'S AGENDA ITEM CHECK LIST



Primary User Department:

Parks and Recreation

Secondary User Department:

I have verified the following:

Posting Language

- ☒ The accuracy of the agenda posting language, including addresses and the correct District number.

Description

An ordinance amending Chapter 15 (Water Conservation) of the El Paso Municipal Code. In particular, Chapter and Section 15.13.020 - Mandatory compliance - Lawn and landscape watering. This section is amended to address changes necessary to allow for a Water Conservation Plan.

Documentation

- ☒ All electronic and hard copy documents (resolutions, ordinance, contracts, leases, agreements) with all required signatures are attached to the agenda submittal and delivered to the City Clerk's Office. This includes the department head's signature, the City Attorney's signature (if required) and the other party's signature (if required).

City Management Leadership

- ☒ I have cleared this item for placement through my supervisor in the City Manager's Office

Please select name

Ted Marquez

Contacted

☐ By Phone

☒ In Person

☐ By E-Mail

Date

08/16/2018

Time

8:30 pm

Board / Commission Action

- ☒ Not Applicable

Strategic Briefing Review

Date:

☒ I presented the Power Point for this item at SBR on

08/15/2018

☐ Item was not required to be presented at SBR

☐ Draft Agenda prepared 30 - 60 days in advance

The Power Point has been revised to reflect the feedback received at SBR.

Briefing Request

☐ I or my staff member(s), have briefed the affected City Council members, specifically,

ALL	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>
Mayor Margo	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>
District #1	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>
District #2	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>
District #3	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>
District #4	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>
District #5	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>
District #6	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>
District #7	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>
District #8	<input type="checkbox"/>	Date	<input type="text"/>	Time	<input type="text"/>

Source of Funding

☐ There is available funding for this item in the proper account. The amount of the item and the funding source are correct.

Department Head Signature



Date:

08/16/2018

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 15 (PUBLIC SERVICES), CHAPTER 15.13 (WATER CONSERVATION), SECTION 15.13.020 (MANDATORY COMPLIANCE-LAWN AND LANDSCAPE WATERING) OF THE EL PASO CITY CODE, TO REVISE THE IRRIGATION REQUIREMENTS FOR CITY OF EL PASO PUBLIC PARKS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 15.13.080 OF THE EL PASO CITY CODE.

WHEREAS, the City of El Paso (the “City”) seeks to promote healthy outdoor recreational activity to the citizens and visitors of El Paso through the use of its City parks; and

WHEREAS, the Water Conservation Ordinance applies mandatory restrictions on all customers of or persons, including the City, who use or receive water from the El Paso Water Utilities Public Service Board (“Public Service Board”); and

WHEREAS, the City is committed to saving water and has created a Water Conservation Plan to address the requirements of the Texas Commission on Environmental Quality while providing sufficient irrigation for public use of City parks; and

WHEREAS, the proposed amendment enables the City to better operate in compliance with the Water Conservation Ordinance and reach water conservation goals while meeting quality turf objectives for public use of City parks; and

WHEREAS, the El Paso City Council, after a public hearing at which the public was allowed to comment on the proposed ordinance amendment, has determined that this amendment will provide for the public health, safety and general welfare of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

SECTION 1. That Title 15 (Public Services), Chapter 15.13 (Water Conservation), Section 15.13.020 (Mandatory Compliance-Lawn and Landscape Watering), of the El Paso City Code be amended in its entirety and replaced with the following:

The following mandatory restrictions shall apply to all customers of, or persons who use or receive water from the public service board:

- A. All outdoor irrigation of grass, trees, plants or other vegetation on residential and commercial property on the side of the street on which building addresses are even numbered, may be done only Tuesdays, Thursdays and Saturdays; and on the side of the street on which buildings are odd numbered, such vegetation may be irrigated only on Wednesdays, Fridays and Sundays. In case of corner buildings having both odd and even numbers, the number carried on the books of the public service board shall control.

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18-1049-1157 | 812056

Lawn and Landscaping Watering-Title 15 Amendment

LBJ

- B. All outdoor irrigation of grass, trees, plants or other vegetation on industrial properties, parks, golf courses, schools and cemeteries may be permitted only on Mondays, Wednesdays and Fridays. All other properties, not falling within the industrial classifications described in this subsection, shall be considered residential and shall be watered in accordance with the requirements of subsection A of this section.
- C. Outdoor irrigation of grass, trees, plants or other vegetation on City of El Paso parks (with such meter/account under the control and management of the City of El Paso Parks and Recreation Department) may be permitted for more than three days, subject to the submission and approval of an annual Conservation Plan. Time-of-day restrictions apply all year for City parks, with irrigation prohibited from ten a.m. to six p.m. The City of El Paso Parks and Recreation Department will submit the annual Conservation Plan to the Conservation Manager by end-of-January each year. The Plan will consist of:
- Conservation goals and targets; total annual water consumption, volume per developed acre, and any other agreed upon metric;
 - Conservation improvements implemented in prior year; improvements planned for year ahead, consistent with the Texas Water Development Board municipal parks best management practices;
 - Policy statement that any new City parks have been designed to irrigation standards established by the Texas Commission on Environmental Quality; and
 - Special variances needed for the year (watering days, new parks, turf renovation, seeding, etc.).

The Plan will be considered and approved on an annual basis with previous year compliance taken into account as part of the approval process. All outdoor irrigation shall be subject to the drought and water emergency management response plans adopted by the Public Service Board.

- D. From April 1st to September 30th, all outdoor irrigation of vegetation is prohibited between the hours of ten a.m. and six p.m.
- E. The review board of the Public Service Board shall have the authority to review special situations and hardship cases upon application of any person in accordance with the procedures set forth in **Section 15.13.060** of this chapter.

SECTION 2. Except as expressly herein amended, Title 15 Public Services, of the El Paso City Code shall remain in full force and effect.

ADOPTED this _____ day of _____ 2018.

(Signatures on the following page)

ORDINANCE NO. _____

18-1049-1157 | 812056

Lawn and Landscaping Watering-Title 15 Amendment

LBJ

CITY OF EL PASO

ATTEST:

Dee Margo
Mayor

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Leslie B. Jean-Pierre
Assistant City Attorney

APPROVED AS TO CONTENT:



Tracy Novak, Director
Parks and Recreation Department