

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN JOSE CONTINUING RESOLUTION 80303  
DECLARING AN ONGOING FIFTEEN PERCENT (15%)  
WATER SHORTAGE AND ESTABLISHING WATERING  
DAYS WITH CERTAIN EXCEPTIONS CITYWIDE  
THROUGH MAY 31, 2024 UNLESS AMENDED OR  
REVOKED BY COUNCIL**

**WHEREAS**, on May 10, 2021, California Governor Gavin Newsom declared a state of emergency due to statewide drought conditions for thirty-nine (39) California Counties, bringing the total to forty-one (41) of fifty-eight (58) total California counties; and

**WHEREAS**, on June 9, 2021 the Board of Directors of the Santa Clara Valley Water District (“Valley Water”) declared a water shortage emergency condition in Santa Clara County and called for a mandatory fifteen percent (15%) reduction in water usage Countywide as compared to 2019; and

**WHEREAS**, on June 15, 2021, the Santa Clara County Director of Emergency Services proclaimed a local emergency related to extreme drought conditions; and

**WHEREAS**, on June 22, 2021, the Santa Clara County Board of Supervisors adopted a resolution ratifying the June 15, 2021 proclamation by the Director of Emergency Services; and

**WHEREAS**, on July 8, 2021, California Governor Gavin Newsom extended his previous drought proclamation to include Santa Clara County; and

**WHEREAS**, the San José Municipal Water System’s Water Shortage Contingency Plan (“WSCP”) was last adopted by the City Council of the City of San José (“Council”) on June 15, 2021, as part of its Urban Water Management Plan; and

**WHEREAS**, a Council declaration of a water shortage is required to implement Stage 2 of the WSCP, corresponding to a ten through twenty percent water shortage; and

**WHEREAS**, Chapter 15.10 of Title 15 of the San José Municipal Code contains mandatory requirements for water conservation measures that become effective citywide upon Council declaration of a water shortage, and provides for the adoption of a resolution declaring a water shortage by the Council whenever a minimum water conservation level of ten percent (10%) has been established by the Valley Water; and

**WHEREAS**, on November 30, 2021, City of San José ("City") City Council adopted Resolution No. 80303 which declared a fifteen percent (15%) water shortage and established watering days with certain exceptions citywide through October 31, 2022; and

**WHEREAS**, the City desires to extend the declaration of a water shortage, as adopted under Resolution No. 80303, to May 31, 2024 for continued enhanced level of citywide restrictions on potable water use under Chapter 15.10 of the Municipal Code, including limitation of outdoor watering;

**NOW, THEREFORE**, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. Pursuant to Chapter 15.10 of Title 15 of the San José Municipal Code, a fifteen percent (15%) water shortage as set forth in Resolution 80303 is hereby extended for the purpose of continuing and enforcing mandatory citywide water conservation measures for water applicable to a ten percent (10%) water shortage, continuing in effect the prior declaration through May 31, 2024 unless amended or revoked by Council.

2. Pursuant to San José Municipal Code Section 15.10.310, the following watering schedule for potable water is hereby adopted:
  - a. Landscape and turf at properties with addresses ending in even numbers (i.e., 0, 2, 4, 6, and 8) shall be irrigated only on Tuesdays and Fridays.
  - b. Landscape and turf at properties with addresses ending in odd numbers (i.e., 1, 3, 5, 7, and 9) shall be irrigated only on Mondays and Thursdays.
  - c. Landscape and turf at properties with no address shall be irrigated only on Mondays and Thursdays.
3. The following activities are exempt from the watering schedule set forth in this resolution:
  - a. Watering by hand;
  - b. Watering for maintenance of public parks, playing fields, day care centers, golf course greens, and school grounds, provided such irrigation is done in a water-efficient manner;
  - c. Watering for fire protection, soil erosion control, and environmental mitigation projects;
  - d. Watering plants or trees grown for consumption or nursery/garden center plants for sale; and
  - e. Watering using drip irrigation as defined in San José Municipal Code Section 15.11.340.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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SAM LICCARDO  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk