

Chapter 180 Water and Wastewater Article X. Drought Response

Set Public Hearing: 4/15/08
Publication Dates: 5/1 & 5/8 Media: Clarke Times Courier
Public Hearing: May 20, 2008 Code Update: _____
Approved/Denied on a motion by: _____

ARTICLE X. DROUGHT RESPONSE

ARTICLE X. WATER CONSERVATION

- 180-34.53. Purpose The purpose of this Article is to provide for the voluntary and mandatory restriction on the nonessential use of ground water during declared water shortages or water emergencies.
- 180-34.54. Scope This Article shall apply to all Clarke County residents and businesses which are served by well water. This Article shall not apply to those residents and businesses which are supplied by a public water supply system by the Town of Berryville or the Clarke County Sanitary Authority.
- 180-34.55. Drought Response Plan The Board of Supervisors (Board) shall adopt by resolution a Drought Response Plan.
- 180-34.56. Drought Indicators The indicators used to indicate drought severity shall be precipitation, streamflow, and groundwater levels. When at least two indicators exceed the threshold for drought stage determination, as set forth in Appendix I of the Clarke County Drought Response Plan, the Board may declare a specific drought stage.
- 180-34.57. Drought Stages The drought stages shall be Drought Watch, Drought Warning, and Drought Emergency, as determined by the Board pursuant to the Drought Response Plan.
- 180-34.58. Declaration Upon the Board finding that a drought stage exists, the Board may issue a declaration of a drought stage. The County Administrator, upon the declaration of a drought stage by the Commonwealth of Virginia, may issue a declaration of a drought stage to be in effect until the next regular Board meeting.

- 180-34.59. Drought Stage Response Upon declaration by the Board or the County Administrator of a Drought Watch or Drought Warning, voluntary conservation measures will be requested of residents and businesses as set forth in the Drought Response Plan. Upon declaration of a Drought Emergency, mandatory restrictions shall apply as set forth in the Drought Response Plan.
- 180-34.60. Waiver of Restrictions Upon prior written request by an individual, business, or other water user, the Board of Supervisors, or its designee, may permit less than full compliance with any drought restrictions if good cause can be shown, including evidence that the applicant is affected in a substantial manner not common to other businesses or persons generally. No waiver shall be granted by the Board or its designee unless the Board or its designee determines that the public health, safety, and welfare will not be adversely affected by the waiver. All waivers granted by the Board or its designee shall be reported at the Board's next regular or special meeting.
- 180-34.61. Penalties. Any person who shall violate any of the provisions of this Article shall, upon conviction thereof, be fined not less than one hundred dollars (\$100.00), nor more than five hundred dollars (\$500.00). Each act or each day's continuation of the violation shall be considered a separate offense.