

**SCOTTS VALLEY WATER DISTRICT
ORDINANCE NO. 147-08**

**AN ORDINANCE AMENDING ARTICLE 3 OF ORDINANCE NO. 119-96, AS AMENDED,
AUTHORIZING LANDSCAPE WATER CONSERVATION PILOT PROGRAM**

BE IT ORDAINED by the Board of Directors of the Scotts Valley Water District, Santa Cruz County, California, that Ordinance No. 119-96, as amended, is hereby further amended as set forth below in Sections 1 and 2 of this Ordinance No. 147-08.

SECTION 1. WATER FIXTURE RETROFIT CREDIT

The current Section 3.44 of Article 3 of Ordinance No. 119-96, as amended, shall be and is hereby renumbered as Section 3.43 under the following title without other change:

Section 3.43 – Water Fixture Retrofit Credit

SECTION 2. LANDSCAPE WATER CONSERVATION PILOT PROGRAM

A new Section 3.44 of Article 3 of Ordinance No. 119-96, as amended, shall be and is hereby added, reading as follows:

Section 3.44 – Landscape Water Conservation Pilot Program

Customers who install approved landscape water conservation improvements between December 1, 2008, and November 30, 2010, are eligible for a credit upon their water bill. Credits shall be awarded pursuant to guidelines approved by the Board of Directors for:

- (a) Purchase of an approved weather-based or sensor-based irrigation controller to retrofit an existing landscape;
- (b) Replacement of lawn with artificial turf or qualifying xeriscape;
- (c) Purchase and installation of a qualifying cistern.

To be eligible for a credit under this pilot program, a customer must receive District approval prior to commencing installation of the improvement. No credit will be given for labor. The District shall reserve the right to inspect the customer's premises before and after installation for purposes of verification.

SECTION 3. SEVERABILITY

If any section, subsection, paragraph, subparagraph, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such validity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this Ordinance; and the Board declares that this Ordinance and each section, subsection, paragraph, subparagraph, sentence, clause and phrases thereof would have

been adopted irrespective of the fact that one or more of such section, subsection, paragraph, subparagraph, sentence, clause or phrase be declared invalid or unconstitutional.

SECTION 4. EFFECTIVE DATE

This Article shall be in full force and effect thirty (30) days after adoption and shall be published once in full in a newspaper of general circulation, printed, published, and circulated in the District within fifteen (15) days after adoption and shall be posted within said time in three (3) public places within the District.

PASSED AND ADOPTED this 9th day of October 2008, by the following vote:

AYES:	DIRECTORS – Hober, Hodgins, Kannegaard, Kassis, Perri
NOES:	DIRECTORS –
ABSENT:	DIRECTORS –
ABSTAIN:	DIRECTORS –

/s/ Margo Hober
Margo Hober
President, Board of Directors

ATTEST:

/s/ Charles McNiesh
Charles McNiesh
Acting Secretary to the Board

I hereby certify that the foregoing Ordinance was duly passed and adopted by the Board of Directors of the Scotts Valley Water District, Santa Cruz County, California, at its regular meeting thereof held on the 9th day of October in the year 2008, by the following vote:

AYES: DIRECTORS - Hober, Hodgins, Kannegaard, Kassis, Perri
NOES: DIRECTORS -
ABSENT: DIRECTORS -
ABSTAIN: DIRECTORS -

/s/ Margo Hober
Margo Hober
President, Board of Directors

ATTEST:

/s/ Charles McNiesh
Charles McNiesh
Acting Secretary to the Board