

ORDINANCE NO. 587

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING ORDINANCE NO. 439 OF THE CITY OF KETCHUM PROVIDING FOR IMPLEMENTATION OF MUNICIPAL WATER USAGE CONSERVATION MEASURES; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO:

SECTION 1. That Section 13 of Ordinance No. 439 is hereby repealed and replaced with a new Section 13 reading as follows:

"SECTION 13. IMPLEMENTATION OF MUNICIPAL WATER USAGE CONSERVATION MEASURES.

A. PROHIBITION AND RESTRICTION OF MUNICIPAL WATER USAGE. The sprinkling or watering of outdoor plantings such as grass, lawns, gardens, ground cover, shrubbery, trees or other landscaping shall be prohibited between the hours of 10:00 a.m. and 5:00 p.m. daily, during the annual time period beginning June 15 and ending September 1, except as provided below:

1. Upon request made by the municipal water consumer, the Water Superintendent may grant an exception to the prohibition and restriction of municipal water usage if one or more of the following conditions are met:
 - a. The municipal water consumer is now using, or will use as condition to the granting of said exception, water conservation irrigation devices such as "drip" or "bubbler" style irrigation systems that minimize water evaporation losses.
 - b. The municipal water consumer's water usage will be for the purpose of sprinkling or watering new plantings.

B. EXCLUSION. Sprinkling or watering by commercial nurseries on their own sites are specifically excluded from the prohibitions and restrictions of this Ordinance."

SECTION 2. REPEAL OF CONFLICTING ORDINANCES. All ordinances or parts thereof in conflict herewith are hereby repealed.

SECTION 3. SAVING & SEVERABILITY CLAUSE. It is hereby declared to be the legislative intent that the provisions and parts thereof of this Ordinance shall be severable. If any part, section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid for any reason by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect after its passage, approval and publication according to law.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF KETCHUM, IDAHO on this 15th day of July, 1992.

CITY OF KETCHUM, IDAHO
DAN M. HAMILTON, Ph.D., Mayor

(SEAL)

ATTEST: Sandra E. Cady, City Clerk