

District of Barriere
REPORT TO COUNCIL

Date: April 22, 2024	
To: Council	From: Tasha Buchanan, Acting CAO
Re: DRAFT Water System Bylaw No. 189, Amendment Bylaw No. 240	

Background:

Draft *Water System Bylaw No. 189, Amendment Bylaw No. 240* was given 1st, 2nd and 3rd readings at the last Regular Council Meeting on April 8, 2024 and is included on this meeting's agenda for adoption.

Discussion:

Council requested an amendment to the presented draft to include a provision that any water conservation regulations enacted in response to a Provincial Drought Level Response, be made at Council's discretion.

Upon review, Section 8.3 of the Water System Bylaw already currently states the following:

8.3 *DETERMINING RESTRICTIONS*

- a) *Notwithstanding any other provision of this bylaw it shall be lawful for the Council, when in their opinion, there is, or there is likely to be, a shortage of water, by resolution, to restrict or ration the use of water for all or any purposes by determining the applicable Water Conservation Stage further outlined in Section 8 of this bylaw. Such restriction or rationing shall continue until such time as the Council shall in their discretion, decide that sufficient water is available.*
- b) *In situations requiring immediate action, Council delegates the responsibility for determining, imposing and lifting the restrictions described in Section 8, to the Chief Administrative Officer.*

Therefore, the additional water conservation provision made in response for a Provincial Drought Level, would be made by Council resolution at their discretion; subject to an emergency situation as stated in 8.3 (b).

The presented Bylaw was slightly amended to remove the words "Level 4" and replaced with "Level Response" in order for Council flexibility to enact this water conservation measure for any Provincial Drought Level that the Council feels appropriate. In addition, it also now refers to Section 8.3 in this provision.

Recommendation:

That Draft *Water System Bylaw No. 189, Amendment Bylaw No. 240* be adopted as presented.

*submitted for information

Prepared by: Tasha Buchanan, Acting CAO



DRAFT BYLAW NO. 240

DISTRICT OF BARRIERE

A BYLAW TO AMEND DISTRICT OF BARRIERE WATER SYSTEM BYLAW NO. 189

The Council of the District of Barriere, in open meeting assembled, enacts as follows:

1. This bylaw may be cited for all purposes as the “*District of Barriere Water System Bylaw No. 189, Amendment Bylaw No. 240.*”

2. Section 8.5 “WATER CONSERVATION STAGES” is amended by adding the following subheading:

“PROVINCIAL DROUGHT LEVEL RESPONSE that applies to the District of Barriere

- a) During a Provincial Drought Response that applies to the District of Barriere imposed under Section 8.3 of this bylaw, no person shall use a watering system to water a lawn, garden, or landscaped area on a property with:
- i) an even numbered address, except on Tuesdays and Saturdays between the hours of 7:00am to 9:00am **OR** 7:00pm to 9:00pm.
 - ii) an odd numbered address, except on Wednesdays and Sundays, between the hours of 7:00am to 9:00am **OR** 7:00pm to 9:00pm.
- b) During a Provincial Drought Level response that applies to the District of Barriere imposed under Section 8.3 of this bylaw, a person may:
- i) water trees, shrubs, flowers and vegetables if watering is done by hand-held container or a hose equipped with a shut-off nozzle, but only during the prescribed Stage 1 watering hours and days;
 - ii) water trees, shrubs, flowers and vegetables if watering is done by a drip irrigation system as defined in this bylaw;
 - iii) water newly planted trees, shrubs, flowers and vegetables if watering is done by hand-held container or a hose equipped with a shut-off nozzle during installation and for the following 24 hours if prior approval from the District of Barriere is received;
 - iv) wash a vehicle with water using a hand-held container or hose equipped with a shut-off nozzle and at commercial car washes;
 - v) top-up or add to a swimming pool, wading pool, hot tub, garden pond or decorative fountain.

- c) The District of Barriere Public Works Manager and/or Chief Administrative Officer may adjust the permissions and/or restrictions of this subsection during a Provincial Drought Level 4 that applies to the District of Barriere based on Provincial recommendations or special circumstances during a Provincial Drought Level 4 that applies to the District of Barriere.
- d) A Provincial Drought Level higher than Level 4 that applies to the District of Barriere, Stage 2 or 3 Water Restrictions may be imposed by resolution of Council.

READ FOR A FIRST TIME this **8th** day of **April, 2024.**

READ FOR A SECOND TIME this **8th** day of **April, 2024.**

READ FOR A THIRD TIME this **8th** day of **April, 2024.**

ADOPTED this **day of** , **2024.**

Ward Stamer, Mayor

Tasha Buchanan, Corporate Officer