

ORDINANCE NO. 269

AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF ALBURTIS, LEHIGH COUNTY, PENNSYLVANIA, SETTING FORTH THE REGULATIONS FOR DROUGHT EMERGENCIES.

BE IT HEREBY ORDAINED, AS FOLLOWS:

SECTION I. - PURPOSE:

1. The Commonwealth of Pennsylvania developed a three stage approach to drought preparedness and response which consist of (1) a drought watch which is to alert the public and elected officials; (2) a drought warning which is to prepare and coordinate community response; and (3) a drought emergency which is a declaration by the Governor pursuant to the Emergency Management Services Code.

2. The Borough of Alburtis is, by statute and regulation, required to be responsive to the need to conserve water at any of the foregoing stages of preparedness and even prior thereto in the event local conditions are deemed to require more immediate action.

SECTION II. - PROCEDURE:

1. The Council for the Borough of Alburtis does hereby empower the Mayor to invoke the power of this Ordinance to impose prohibitions upon certain uses of water within the Borough of Alburtis whenever in his or her judgment any of the three stages of drought preparedness are declared to be in existence in the Commonwealth of Pennsylvania and the Borough of Alburtis.

2. The Mayor in the exercise of the action empowered by this Ordinance shall consider the following activities, in the sequence of listing, below, as a series of prohibitions to be imposed either sequentially or at random, individually or as a group:

- P1 Washing of streets, roads, sidewalks, driveways, or any outdoor paved surface, except when necessary for repaving.
- P2 Filling and topping off swimming pools.
- P3 Car washing, except in car wash facilities that recycle water.
- P4 Watering lawns and gardens except with the use of a hand held hose or container. (This prohibition not applicable to commercial nurseries.)
- P5 Operation of outdoor fountains and circulating pools.
- P6 Serving water in restaurants, except at the request of customers.

SECTION III. - PENALTIES:

1. Failure of any person or persons to act in response to a prohibition imposed by the Mayor under the terms of this Ordinance shall subject the responsible individual or individuals to the issuance of a citation by the Borough Police Department and subsequent penalties to be imposed as follows:

- a. Initial citation shall subject the party cited to a "warning" only.
- b. A subsequent citation shall be punishable by a fine of \$25 and costs of prosecution in the form of a Summary Proceeding.
- c. Any citation issued to a person or persons in excess of two previous citations shall subject the party to a fine of \$25 plus an additional amount in multiples of \$100 for each previous citation issued in excess of the first citation whereupon a fine and costs has been levied and paid.

ORDAINED AND ENACTED by the Borough of Alburtis this  
10 day of May , 1989.

BOROUGH OF ALBURTIS  
By Arthur R. Raines  
President of Council

ATTEST:

Louise Stamb  
Borough Secretary

APPROVED this 10 day of May

, 1989.