

CITY OF DAHLONEGA

ORDINANCE 86-6

AN ORDINANCE TO PROVIDE FOR CONSERVATION OF WATER DURING PERIODS OF DROUGHT; TO PROVIDE RESTRICTIONS ON THE USE OF WATER; TO REGULATE THE USE OF WATER FROM FIRE PLUGS; AND TO PROVIDE FOR PUNISHMENT OF PERSONS VIOLATING THE PROVISIONS OF THIS ORDINANCE.

WHEREAS, there presently exists a serious drought in the State of Georgia, and such drought conditions occur from time to time and the Mayor and Council of the City of Dahlonega deem it essential for the welfare of the inhabitants of the City of Dahlonega and other users of water through the distribution system of the City of Dahlonega that provisions be made for conservation of water resources, their restrictions on the use of water during periods of drought and to regulate use of city water drawn from fire plugs.

NOW THEREFORE, be it ordained by the Mayor and Council of the City of Dahlonega as follows:

SECTION 1:

There is hereby established four (4) phases of drought conditions, with Phase 1 being any drought condition which is deemed serious enough to require the restriction of water use. Phase 2, Phase 3 and Phase 4 shall consist of successive periods of worsening of drought conditions.

SECTION 2:

During any period of Phase I drought conditions, no individual using water distributing through the water distribution system of the City of Dahlonega shall use any water for watering lawns, gardens, washing cars, cleaning sidewalks and driveways or other outside use of water between the hours of 11:00 A.M. and 5:00 P.M.

SECTION 3:

During any period of Phase 2 drought conditions, no individual using water distributing through the water distribution system of the City of Dahlonega shall use any water for out side watering, except the watering of gardens, at any time.

SECTION 4:

During the period of Phase 3 drought conditions, no person, or business shall use any water distributed through the water distribution system of the City of Dahlonega or any outside use whatsoever.

SECTION 5:

During any period of Phase 4 drought conditions, all residential and commercial users of water distributed through the water distribution system of the City of Dahlonega shall be limited to monthly consumption of water based upon the number of members in each household and the number of employees and nature of business of each commercial establishment after determination of the amount of water which will be available for distribution to dater customers of the City of Dahlonega.

SECTION 6:

The City Manager, after consultation with the Manager of the City of Dahlonega Water Plant, and after consideration of all available data as to the extent of existing drought conditions, shall from time to time determine whether conditions exist for restrictions under Phase 1, Phase 2, Phase 3 or Phase 4. Upon determination of the existence of the need for restrictions under any Phase, the City Manager shall cause notification thereof to be inserted in the Dahlonega Nugget and broadcast on a local radio station and, when Phase 4 conditions exist, notification shall also be given in person or by mail.

SECTION 7:

The restrictions on water use provided for herein shall also apply to any other person, organization or municipality purchasing water from the City of Dahlonega for distribution through a separate water distribution system.

SECTION 8:

Any person, firm or corporation or other entity drawing water from a City of Dahlonega fire plug must have a written permit from the City Manager of the City of Dahlonega before obtaining the water. Anyone wishing to purchase bulk water from the city must first get a written permit from City Hall, pay for the water and receive information as to which area to draw water. This section does not pertain to City of Dahlonega Employees or Dahlonega-Lumpkin County Fire Department.

SECTION 9:

Any person, firm or corporation or other entity violating the provisions of this Ordinance shall be cited to appear in the City of Dahlonega Municipal Court and upon conviction shall be subject to a fine of not more than \$50.00 for each violation; a second violation will force termination of water service; and any violation by anyone purchasing water from the City of Dahlonega for re-distribution shall subject such person, firm or other entity to forfeiting the right to purchase water from the City of Dahlonega.

ADOPTED THIS 8<sup>th</sup> DAY of SEPTEMBER, 1986.

Haines Hill, Mayor

ATTEST: Janet Jarrard, City Clerk

## ORDINANCE 91-4

AN ORDINANCE TO IMPOSE WATER CONSERVATION RESTRICTIONS; TO PROVIDE DEFINITIONS; TO PROVIDE FOR EXEMPTIONS; TO PROVIDE FOR PENALTIES; TO PROVIDE FOR RELATED MATTERS; TO REPEAL CONFLICTING ORDINANCES AND FOR OTHER PURPOSES.

BE IT ORDAINED by the City Council of Dahlonega, and it is hereby ordained by the authority thereof;

### Section 1. Definitions.

- (a) "Commercial" means any type of building other than residential.
- (b) "Construction" means the erection of a new building or the alteration of an existing building in connection with its repair or renovation or in connection with making an addition to an existing building and shall include the replacement of a malfunctioning, unserviceable, or obsolete faucet, showerhead, toilet, or urinal in an existing building.
- (c) "Residential" means any building or unit of a building intended for occupancy as a dwelling but shall not include a hotel or motel.

### Section 2.

On or after July 1, 1991, no construction may be initiated within the City of Dahlonega for any residential building or any type which:

- (1) Employs a gravity tank-type, flushometer-valve, or a flushometer-tank toilet that uses more than an average of 1.6 gallons of water per flush; provided, however, this paragraph shall not be applicable to one-piece toilets until July 1, 1992;
- (2) Employs a showerhead that allows a flow of more than an average of 2.5 gallons of water per minute at 60 pounds per square inch of pressure;
- (3) Employs a urinal that uses more than an average of 1.0 gallons of water per flush;
- (4) Employs a lavatory faucet or lavatory replacement aerator that allows a flow of more than 2.0 gallons of water per minute; or
- (5) Employs a kitchen faucet or kitchen replacement aerator that allows a flow of more than 2.5 gallons of water per minute.

### Section 3.

On or after July 1, 1992, there shall be no construction of any commercial building initiated within the City of Dahlonega for any commercial building of any type which does not meet the requirements of subparagraphs (1) through (5) of Section of this ordinance.

### Section 4.

The requirements of Section 2 of this ordinance shall apply to an residential construction initiated after July 1, 1991, and to any commercial construction initiated after July 1, 1992, which involves the repair or renovation of or addition to any existing building when such repair or renovation of or addition to such existing building includes replacement of toilets or showers of both.

### Section 5.

- (a) Exemptions. New construction and the repair or renovation of an existing building shall be exempt from the requirements of Section 2, 3, and 4 of this ordinance when:

(1) The repair or renovation of the existing *building* does not include the replacement of the plumbing or sewage system servicing toilets, faucets or showerheads within such existing buildings; or,

(2) When such plumbing or sewage system within such existing building, because of its capacity, design, or installation would not function properly if the toilets, faucets or showerheads required by this ordinance were installed; or,

(3) Such system is a well or gravity flow from a spring and is owned privately by an individual for use in such individual's personal residence; or,

(4) Units to be installed are:

(A) Specifically designed for use by the handicapped,

(B) Specifically designed to withstand unusual abuse of installation in a penal institution; or,

(C) Toilets for juveniles.

(b) The owner, or his agent, of a building undergoing new construction or repair or renovation who is entitled to an exemption as specified in subparagraph (a) (2), (3) or (4) of this section shall obtain the exemption by applying at the office of the building inspector for the City of Dahlonega. A fee shall be charged for the inspection and issuance of such exemption.

#### Section 6. Enforcement; Penalty.

(a) This ordinance shall be enforced by the office of the building inspector of the City of Dahlonega. Citations for violations may be issued by the chief building inspector of the City of Dahlonega.

(b) Any person, corporation, partnership or other entity violating this ordinance shall be tried before the municipal court of the City of Dahlonega. Upon conviction, a violation of this ordinance may be punished by a fine not to exceed \_\_\_\_\_ Dollars (\$) or imprisonment not to exceed \_\_\_\_\_.

#### Section 7.

All ordinances and parts of ordinances in conflict with this ordinance are repealed.

#### Section 8. Effective Date.

This ordinance shall become effective on June 30, 1991.

ORDAINED THIS 4<sup>th</sup> DAY OF March, 1991, BY THE MAYOR AND COUNCIL OF THE CITY OF DAHLONEGA.

Murl Jones, Mayor

ATTEST: Janet Jarrard, City Clerk

ORDINANCE NUMBER 76-3  
AMENDMENT - 1

AN ORDINANCE TO ENCOURAGE WATER CONSERVATION  
WITHIN THE CORPORATE LIMITS OF THE CITY OF DAHLONEGA

Be it ordained by the City Council of Dahlonega, and it is so ordained by the authority thereof:

(A) That from and after the effective date hereof, the construction of any building of any type shall not be initiated within the City of Dahlonega which:

(1) Employs a tank-type water closet that uses more than an average of 3.5 gallons of water per flush; or

(2) Employs a shower head or faucet that allows a flow of more than an average of 3.5 gallons of water per minute at 60 pounds per square inch of pressure.

(B) The requirements of subsection (A) of this section shall apply to any construction initiated after the effective date hereof, which involves the repair or renovation of or addition to any existing building when such repair or renovation of or addition to such existing building includes the replacement of water closets or showers or both. As used herein, the word "construction" means the alteration of an existing building in connection with its repair or renovation or in connection with making an addition to an existing building, but such word does not mean and shall not include the mere replacement of a malfunctioning, unserviceable, or obsolete faucet, shower head or water closet in an existing building.

(C) Exempted from the requirements of subsection (B) of this section, relative to the repair or renovation of an existing building, are repairs conducted under the following conditions:

(1) When the repair or renovation of the existing building does not include the replacement of the plumbing or sewage system servicing water closets, faucets, or shower heads within such existing building; or

(2) When such plumbing or sewage system within such existing building, because of its capacity, design or installation, would not function properly if the water closets, faucets, or shower heads required by this section were installed; or

(3) When such system is a well or gravity flow from a spring and is owned privately by an individual for use in such individual's personal residence; or

(4) When the units to be installed shall be:

(a) Specifically designed for use by the handicapped; or

(b) Specifically designed to withstand unusual abuse or installation in a penal institution; or

(c) Are wall hung tank type closets; or

(d) Are one piece, low profile closets; or

(e) Are closets for juveniles.

(D) The ordinances adopted by counties and municipalities pursuant to subsection (C) of this section shall provide procedures and requirements to apply for the exemption authorized by said subsection.

(E) The provisions of this section shall not apply to any construction for which the contract was entered into prior to the effective date hereof.

The foregoing text shall replace in its entirety Ordinance 76-3, entitled "AN ORDINANCE PROVIDING FOR MINIMUM STANDARDS AND REGULATIONS TO PROVIDE FOR WATER CONSERVATION IN PLUMBING SYSTEMS."

The effective date of this ordinance shall be the 7<sup>th</sup> day of October, 1985.

It is so ordained this 7<sup>th</sup> day of October, 1985.

Jack Roberts, Mayor

Janet Jarrard, Clerk

ORDINANCE 76-3

AN ORDINANCE PROVIDING FOR MINIMUM AND REGULATION TO PROVIDE FOR WATER CONSERVATION IN PLUMBING SYSTEMS.

BE IT ORDAINED by the Mayor and Council of the City of Dahlonega, Georgia, that it is hereby ordained by the authority of same, that the Plumbing Code of the City of Dahlonega, Georgia is hereby amended by' adding a new section as follows:

Water Conservation Section.

(a) in all new construction only fixtures and trim not exceeding the following flow rates or water usage shall be installed.

Water Closets, tank type -- 3.5 gal per flush  
Water Closets, one piece combination - (no requirements for one year).  
Water Closets, flush valve type - (no requirements for one year).  
Urinals, tank type -- 3.0 gal per flush  
Urinals, flush valve type -- 3.0 gal per flush  
Shower heads -- 3.5 GPM  
Lavatory, sink faucets -- 4.0 GPM up to.

(b) Car wash installation.

All new car wash installations permitted after adoption of ordinance shall be equipped with water recycling system.

(c) All flow rates shall be tested at 60 PSI.

(d) Exceptions.

- (1) Water closets, tank type designed for handicapped.
- (2) Water closets, tank type designed for juveniles.
- (3) Industrial flood shower heads (emergency use)

Effective date January 3, 1977.

Adopted by the Mayor and Council of the City of Dahlonega this 3<sup>rd</sup> day of January, 1977.

Erwin Owens, Mayor

ATTEST: Rose Ann Head, City Clerk