

**ORDINANCE NO. 105**

ORDINANCE OF THE BOARD OF DIRECTORS OF THE INDIAN WELLS VALLEY WATER DISTRICT, KERN AND SAN BERNARDINO COUNTIES, CALIFORNIA, RESCINDING ORDINANCE 101 AND ADOPTING THE 2020 WATER SHORTAGE CONTINGENCY PLAN.

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**WHEREAS**, California Water Code (“CWC”) Section 10632 and CWC Sections 365 through 367 require urban water suppliers to prepare an analysis of the elements within a water shortage contingency plan and to set forth actions, prohibitions, and penalties to be implemented during the various stages of a water shortage or a catastrophic interruption of water supplies.

**WHEREAS**, the Indian Wells Valley Water District (“District”) is an urban water supplier within the meaning of CWC Section 10632 and CWC Sections 365 through 367.

**WHEREAS**, the District prepared the 2017 Water Shortage Contingency Plan (“2017 WSCP”) and adopted same by Ordinance No. 101 on July 10, 2021.

**WHEREAS**, the Board of Directors (“Board”) of the District has determined it is necessary to revise and update the 2017 WSCP.

**WHEREAS**, this Ordinance No. 105, adopting the 2020 WSCP, will supersede and replace Ordinance No 101 and the 2017 WSCP.

**NOW, THEREFORE, BE IT ORDAINED**, by the Board of Directors of the Indian Wells Valley Water District, as follows:

**Section 1.** District Ordinance No. 101 and the 2017 WSCP are hereby rescinded.

**Section 2.** The 2020 WSCP includes an analysis of the contingency plan and sets forth actions, prohibitions, and penalties to be implemented during the various stages of a water shortage or a catastrophic interruption of water supplies to help ensure that the District can provide continuous service to its customers during a severe or extended water shortage in which the District has access to as little as 50% of its normal water supply.

**Section 3.** The Indian Wells Valley Water District 2020 Water Shortage Contingency Plan, attached hereto and incorporated herein by reference, is hereby adopted.

**Section 4.** Ordinance No. 105 will become effective on August 9, 2021.

**Section 5.** The General Manager is hereby authorized to file the 2020 Water Shortage Contingency Plan with the California Department of Water Resources, and/or any other State agency, as required by law.

**Section 6.** The Secretary is hereby directed to cause a summary of Ordinance No. 105 to be published once in a newspaper of general circulation, printed, published and circulated in the District within fifteen (15) day of adoption.

All the foregoing being on the motion of Vice President Saint-Amand seconded by Director Boyd, and authorized by the following vote, namely:

AYES:           President Griffin  
                  Director Boyd  
                  Director Cordell  
                  Director Rajtora  
                  Vice-President Saint-Amand


NOES:           None.

ABSENT:        None.


ABSTAIN:       None.

I HEREBY CERTIFY that all the foregoing ordinance is the ordinance of the Indian Wells Valley Water District as duly passed and adopted by said Board of Directors at a legally convened meeting held on the 9<sup>th</sup> day of August, 2021.

WITNESS my hand and the official seal of said Board of Directors this 9<sup>th</sup> day of August, 2021.

  
\_\_\_\_\_  
President, Board of Directors of the Indian  
Wells Valley Water District

ATTEST:

  
\_\_\_\_\_  
Secretary, Board of Directors of the Indian  
Wells Valley Water District

(SEAL)

STATE OF CALIFORNIA )

COUNTIES OF KERN )  
AND SAN BERNARDINO )

I, DONALD M. ZDEBA, Secretary of the Board of Directors of the Indian Wells Valley Water District, DO HEREBY CERTIFY, as follows:

The foregoing Ordinance is a full, true and correct copy of Ordinance No. 105, duly adopted at a Regular Board Meeting of the Board of Directors of said District, duly and held at the regular meeting place of the Board on the 9<sup>th</sup> day of August 2021, for which all of the members of said Board of Directors had due notice and at which a majority of the Board of Directors were present. All the foregoing being on the motion of Vice President Saint-Amand seconded by Director Boyd, and authorized by the following vote, namely:

AYES:           President Griffin  
                  Director Boyd  
                  Director Cordell  
                  Director Rajtora  
                  Vice-President Saint-Amand

NOES:           None.

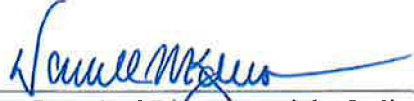
ABSENT:       None.

ABSTAIN:      None.

I have carefully compared the foregoing with the original Minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct copy of the original ordinance adopted at said Meeting and entered into said Minutes.

Ordinance No. 105 has not been amended, modified or rescinded since the date of its adoption on August 9<sup>th</sup>, 2021, and the same is now in full force and effect.

WITNESS my hand and the official seal of said Board of Directors this 9<sup>th</sup> day of August, 2021.

  
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Secretary, Board of Directors of the Indian  
Wells Valley Water District

  
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President, Board of Directors of the Indian  
Wells Valley Water District

(SEAL)