

AMENDMENT TO DECLARATION OF WATER EMERGENCY

WHEREAS, the Birmingham Water Works Board General Manager Michael O. Vann, has reviewed a proposed easing of water restrictions and stated that “It would not have an adverse effect on our water supplies”; and

WHEREAS, the municipalities of Birmingham, Mountain Brook, Vestavia, Hoover and Homewood have already adopted similar easing of water restrictions or expect to do so within the next several days; and

WHEREAS, the Emergency Management Council is informed and believes that similar easing of water restrictions in the defined area in the unincorporated portion of Jefferson County is appropriate.

NOW THEREFORE, pursuant to the authority and power provided by federal and state emergency management law and regulation, The Emergency Management Council hereby declares that the DECLARATION OF WATER EMERGENCY of the of the Emergency Management Council of Jefferson County, dated October 24, 2000, is hereby amended as follows:

The following is added as paragraph 9:

“(9) Weekend Easing of Prohibition. Notwithstanding paragraphs 1-8, above, each weekend the use and withdrawal of water by any person for the following purposes is authorized as follows:

“Hand use” is the manual application of water using a hose, bucket, or other vehicle. This does not include irrigation systems or automatic sprinklers or perforated hoses or other sprinkling devices.

“Weekends” means from 6:00 PM on Friday to 6:00 PM on the following Sunday.

The following uses shall be exempt from the prohibition:

(a) The hand use of water for the watering of shrubs, trees, grass, plants, vegetables, flowers or other vegetation grown at, or held in inventory for sale at, a garden shop or nursery.

(b) The hand use of water for the watering of existing or new shrubs, trees, grass, plants, vegetables, flowers and other vegetation on weekends only.

(c) The use of water from private wells, lakes, streams or any source other than the municipal water system.

Effective Period. This Amendment shall be effective upon execution by the Chairperson, Emergency Management Council and for a period not to exceed thirty (30) days or until terminated or modified following recommendation by the Birmingham Water Board, whichever occurs first.

Dated: October 26, 2000

Mary M. Buckelew, Chairperson
Emergency Management Council

DECLARATION OF WATER EMERGENCY

WHEREAS, the Emergency Management Council has declared a local State of Emergency because of an extreme drought; and

WHEREAS, on October 13, 2000, Governor Don Siegelman, declared a State of Emergency for Jefferson County, due to drought conditions, and

WHEREAS, certain areas receive their water from the Birmingham Water Works Board; and

WHEREAS, Birmingham Water Works Board has confirmed that the Jefferson County area is currently suffering an extreme drought; and during the past several weeks, the Birmingham Water Works Board has been asking customers to curtail outside non-essential water use; and

WHEREAS, notwithstanding the public pleas and calls for voluntary water conservation, the drought conditions within the defined areas of Jefferson County have worsened and the principal water sources have been declared to be at seriously low levels; and

WHEREAS, jurisdictions within Jefferson County have heretofore voluntarily implemented water conservation procedures and encouraged residents and businesses situated in the defined areas of Jefferson County to curtail water use as much as possible; and

WHEREAS, as the Chairperson of the Emergency Management Council, the undersigned has consulted with the officials of the Birmingham Water Works Board, representatives of the Emergency Management Council; and

WHEREAS, there is determined to be a water emergency in the defined areas of Jefferson County and in accordance with the provisions of State and Local Ordinance for Declaration of a Local Emergency;

NOW, THEREFORE, pursuant to the authority and power provided by federal and state

emergency management law and regulation the Chairperson of the Emergency Management Council hereby declares that a water emergency exists in the defined areas of Jefferson County. The defined area is the unincorporated area of Jefferson County serviced by the Cahaba River Lake Purdy System of the Birmingham Water Works Board. This area includes the unincorporated areas of Jefferson County from Red Mountain southward to the Jefferson County Line, eastward to the Jefferson County Line and westward to the Jefferson County line or city limits of Bessemer. Effective immediately, all individuals and business operators in the defined areas of Jefferson County shall comply with all water emergency ordinances and orders issued by the Emergency Management Council including the following:

The use and withdrawal of water by any person for the following purposes is prohibited:

As used herein the term "washing" means washing with water drawn from any public water service system.

1. Water Yards. The sprinkling, watering and irrigating of shrubbery, trees, lawns, grass, ground covers, plants, vines, gardens, vegetables, flowers, or any other vegetation.
2. Washing Mobile Equipment. The washing of automobiles, trucks, trailers, trailer-houses, railroad cars, or any type of mobile equipment, except as to motor vehicles where such washing is accomplished by a commercial automatic car wash installation engaged in the business of washing motor vehicles.
3. Cleaning Outdoor Surfaces. The washing of sidewalks, driveways, porches and other outdoor surfaces.
4. Cleaning Buildings. The washing of the outside of dwellings; the washing of the inside and outside of office buildings.
5. Cleaning Equipment and Machinery. The washing and cleaning of any business or industrial equipment and machinery.
6. Ornamental Fountains. The operation of any ornamental fountain or other

structure making a similar use of water.

7. Swimming Pools. Swimming and wading pools not employing a filter and recirculating system.
8. Escape Through Defective Plumbing. The escape of water through defective plumbing, which shall mean the knowing permission for defective plumbing to remain out of repair.

Included in this declaration of a water emergency is the request for those citizens of Jefferson County not included in the defined area to voluntarily comply with the water restriction.

This declaration of a water emergency shall remain in force and effect until withdrawn and the current state of emergency ceases to exist by order of the Emergency Management Council of Jefferson County.

Dated: October 24, 2000

Mary M. Buckelew, Chairperson
Emergency Management Council