

RESOLUTION NO. 989

A RESOLUTION ESTABLISHING WATER CONSERVATION GOALS
IN COMPLIANCE WITH THE WASHINGTON STATE
WATER USE EFFICIENCY RULE
FOR THE CITY OF LYNDEN, WHATCOM COUNTY, WASHINGTON

WHEREAS, in 2003, the Washington State Legislature passed the Municipal Water Supply Efficiency Requirements Act (also known as the Municipal Water Law HB1338) in order to address the increasing demand on our state's water resources and to identify elements related to water rights, system capacity, service area consistency, conservation, and education programs required in all municipal water system plans, and

WHEREAS, HB 1338 included a directive for the Washington State Department of Health (DOH) to adopt goals that establish water use efficiency requirements for all municipal water suppliers, resulting in the Water Use Efficiency (WUE) Rule of January 22, 2007, and

WHEREAS, the WUE Goals require municipal water suppliers with 1,000 or more connections to develop a Water Use Efficiency Program and it is time for the City to update these goals for the period of January, 2019 through December 2025; and

WHEREAS, the State of Washington has declared the conservation and efficient use of water to be a public purpose of the highest priority; and

WHEREAS, the Lynden City Council, as the governing board of the City's water utility, must approve goals for the City's 2019 – 2025 Water Use Efficiency Program; and

WHEREAS, on April 16, 2018, the Lynden City Council set a Public Hearing Date of May 7, 2018 to provide the opportunity for consumers and the general public to participate and comment on the water use efficiency goals; and

WHEREAS, on May 7th, 2018, pursuant to the procedures and requirements of the Water Use Efficiency Rule, the Lynden City Council considered and discussed the goals and any comments received during the public hearing relating to the City's 2019 - 2025 Water Use Efficiency Program will be included in the current proposed draft Water Comprehensive Plan; and

WHEREAS, the proposed draft Water Comprehensive Plan is expected to receive a final review for approval later in 2018.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lynden, Whatcom County, Washington that the City of Lynden hereby adopts the following goals for the City's 2019-2025 Water Use Efficiency Program:

- A. Maintain Distribution System Loss (DSL) below 10 percent for the 20-year planning period; and
- B. Reduce the 4-year rolling average demand for each residential unit (ERU) by 1 gallon per day each year for the 6-year planning period, then maintain this lower average demand for the rest of the planning period.

Section 2: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.

Section 3: If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution. The Council hereby declares that it would have passed this code and each section, regardless of whether any one or more sections, subsections, sentences, clauses or phrases has been declared invalid or unconstitutional, and if, for any reason, this Resolution is declared invalid or unconstitutional, then the original Resolution or Resolutions shall be in full force and effect.

Section 4: This Resolution shall be in full force and effect the 15th day of May 2018.

PASSED BY THE CITY COUNCIL BY AN AFFIRMATIVE VOTE OF 6 IN FAVOR, AND 0 IN OPPOSITION, AND SIGNED BY THE MAYOR THIS 7TH DAY OF MAY 2018.


MAYOR SCOTT KORTHUIS

ATTEST:


PAM BROWN, CITY ADMINISTRATOR

APPROVED AS TO FORM:


CITY ATTORNEY BOB CARMICHAEL