

Drought Contingency Plan for City of Kendleton

**ORDINANCE FOR ADOPTION OF A
DROUGHT CONTINGENCY PLAN**

ORDINANCE NO. 1

**AN ORDINANCE OF THE CITY OF KENDLETON, TEXAS,
ADOPTING A DROUGHT CONTINGENCY PLAN; ESTABLISHING
CRITERIA FOR THE INITIATION AND TERMINIATION OF
DROUGHT RESPONSE STAGES; ESTABLISHING RESTRICTIONS
ON CERTAIN WATER USES; ESTABLISHING PENALTIES FOR
THE VIOLATION OF AND PROVISIONS FOR ENFORCEMENT OF
THESE RESTRICTIONS; ESTABLISHING PROCEDURES FOR
GRANTING VARIANCES; AND PROVIDING SEVERABILITY AND
AN EFFECTIVE DATE.**

WHEREAS, the City of Kendleton, Texas recognizes that the amount of water available to the City and its water utility customers is limited and subject to depletion during periods of extended drought;

WHEREAS, the City recognizes that natural limitations due to drought conditions and other natural dissectors cannot guarantee an uninterrupted water supply for all purposes;

WHEREAS, Section 11.1272 of the Texas Water Code and applicable rules of the Texas Natural Resource Conservation Commission require all public water supply systems in Texas to prepare a drought contingency plan; and

WHEREAS, as authorized under law, and in the best interests of the citizens of City of Kendleton, Texas, the City Council deems it expedient and necessary to establish certain rules and policies for the orderly and efficient management of limited water supplies during drought and other water supply emergencies;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF KENDLETON, TEXAS:

SECTION 1.

That the City of Kendleton, Texas, Drought Contingency Plan attached hereto as Exhibit A and made part hereof for all purposes be, and the same is hereby, adopted as the official policy of the City.

SECTION 2.

That all ordinances that are in conflict with the provisions of this ordinance be, and the same are hereby, repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3.

Should any paragraph, sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional.

SECTION 4.

This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

DULY PASSED BY THE CITY OF KENDLETON, TEXAS, on the 12th
day of September, 2000.

APPROVED:

Carole Jones
MAYOR

ATTESTED TO:

Rosa L. Zamora
CITY SECRETARY

APPROVED AS TO FORM:

M. Eugene Smith
CITY ATTORNEY