

**TOWNSHIP OF WYCKOFF
340 FRANKLIN AVENUE
COUNTY OF BERGEN, STATE OF NEW JERSEY**

ORDINANCE #1993

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 183 (WATER EMERGENCIES) OF THE CODE OF THE TOWNSHIP OF WYCKOFF BY DELETING AND REPLACING IT IN ITS ENTIRETY WITH A NEW CHAPTER 183

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, in the County of Bergen, New Jersey, that those portions of the aforesaid set forth below are hereby amended as follows and that those portions not set forth below shall remain unchanged:

SECTION 1. Chapter 183 (Water Emergencies) shall be deleted in its entirety and supplemented as follows:

CHAPTER 183 WATER EMERGENCIES

§ 183-1 Purpose.

The purpose of this Chapter is to limit, restrict and regulate the use of water provided by Ridgewood Water by customers of Ridgewood Water during periods of use and emergency, as hereinafter defined, in order to ensure public health and safety.

§ 183-2 Definitions.

For the purposes of this Chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

CALENDAR YEAR

January 1 to December 31 of any given year.

CONVENTIONAL IRRIGATION SYSTEM OR DEVICE

Hose end irrigation systems and automatic irrigation devices.

DRIP/MICRO IRRIGATION

An irrigation method that saves water and fertilizer by allowing water to drip slowly to the roots of many different plants, either onto the soil surface or directly onto the root zone, through a network of valves, pipes, tubing, and emitters.

EMERGENCY

Any period of water shortage or imminent water shortage caused by drought; lack or failure of proper pumping equipment, storage, or other facilities; acts of God or public enemies; or excessive demand upon or use of water facilities or capacity.

HAND-HELD HOSE

A hose designed to be operated while being held in the hand and equipped with a nozzle that automatically shuts off when released.

IRRIGATION

The watering or sprinkling (including automatic sprinkling) of lawns, shrubs, and gardens.

NJDEP

New Jersey Department of Environmental Protection.

NJPDES

New Jersey Pollution Discharge Elimination System.

RIDGEWOOD WATER

The Department of Water Supply of the Village of Ridgewood.

SMART CONTROLLER

A weather-based irrigation controller or soil moisture-based irrigation controller meeting criteria specified and labeled as being compliant under the United States Environmental Protection Agency Water Sense Program, meeting the guidelines prescribed by Ridgewood Water and approved by permit from Ridgewood Water.

WATER

That water delivered and/or supplied to any persons by Ridgewood Water. This definition shall not include water pumped from private wells for residential irrigation purposes provided that the property owner maintaining the private well has provided their name and address to the Township.

§ 183-3 Declaration of emergency.

The Village Manager is authorized, in their discretion, in consultation with the Director of Ridgewood Water, to determine and declare the existence and extent of an emergency with respect to the water supply of the Village of Ridgewood. The determination of the Village Manager shall apply to the Township of Wyckoff, and notification of the emergency shall be promulgated to all such communities in the most reasonably expeditious manner. Interim emergency regulations may be adopted without notice by the Village Manager of the Village of Ridgewood and shall apply to the

Township of Wyckoff and shall be promulgated in the most reasonably expeditious manner to all the communities.

§ 183-4 Public notice.

Public notice of the declaration of an emergency and the determinations made by the Village Manager of the Village of Ridgewood shall be made in the most expeditious manner by publication in the legal newspaper for the Village of Ridgewood and, for the other communities served by Ridgewood Water, by posting in each municipal building and at such other public places as shall be designated by the Village Manager and the local administrators or Clerks of the serviced communities. Notice shall also be disseminated through the press and the public in general. The emergency shall remain in effect until declared at an end by the Village Manager of the Village of Ridgewood.

§ 183-5 Regulations.

The following irrigation schedule and water emergency regulations are hereby adopted to become effective as set forth herein:

A. Irrigation schedule, effective year-round:

- (1) All nongovernmental properties: Irrigation by a conventional irrigation system or device may only be done on Tuesday and Saturday for odd-numbered addresses and Wednesday and Sunday for even-numbered addresses.
- (2) Governmental properties: Irrigation by a conventional irrigation system or device may only be done on Monday and Friday.
- (3) Irrigation using a hand-held hose or drip/micro irrigation system shall be allowed any day.

B. The emergency stages shall be as follows:

Stage of Emergency Regulation	Drought Emergency Condition	User Restrictions
III	Pending / Critical	Mandatory restriction of irrigation for all properties to the use of a hand-held hose on Tuesdays and Saturdays for properties with odd-numbered addresses and Wednesdays and Sundays for properties with even-numbered addresses. No irrigation of any kind shall be allowed on Mondays, Thursdays, or Fridays.
IV	Critical	Irrigation is prohibited at any time. Exceptions for irrigation using a hand-held hose may be allowed under conditions prescribed by the Village Manager of the Village of Ridgewood.

- C. Stage III and Stage IV emergency regulations shall become effective upon declaration of each stage by the Village Manager of the Village of Ridgewood. The cleaning of cars, houses, or property, filling of swimming pools, or other outdoor water usage, including by water pumped from private wells, shall be prohibited during Stage III and Stage IV.
- D. Exceptions to the user restrictions shall be determined by the Village Manager of the Village of Ridgewood or a Village of Ridgewood employee designated by the Village Manager. The request for an exception shall be submitted on forms prepared by Ridgewood Water and shall include any required documentation. Exceptions will automatically be denied for customers with bill balances beyond 120 days. Exceptions are subject to renewal annually and may be voided at any time due to an emergency. The exceptions may include the following:
- (1) Outdoor irrigation necessary for the establishment of newly sodded or seeded grass lawns or landscaping within the first 21 consecutive days of planting.
 - (2) Irrigation of lawns or plantings with smart controllers, approved by permit from Ridgewood Water, and limited to the irrigation hours specified in Section E of this Chapter.

- (3) Outdoor water use from rain harvesting (rain barrels, etc.), gray water, or reclaimed water. Use of gray or reclaimed water must have an approved NJPDES permit issued through the NJDEP.
 - (4) Outdoor irrigation necessary for one day only where treatment with an application of chemicals require immediate watering to preserve an existing landscape or to establish a new landscape.
 - (5) Other outdoor water usage.
- E. Irrigation shall not be conducted between 10:00 a.m. and 6:00 p.m. on any day. Irrigation using automatic systems, including Smart Controllers, may only be used between 3:00 a.m. and 7:00 a.m.
 - F. All automatic irrigation systems shall be equipped with an operational automatic rain sensor device. Each rain sensor device shall be capable of and programmed to interrupt the automatic irrigation cycle when 1/4 inch of rain has fallen.

§ 183-6 Violations and penalties.

- A. It shall be unlawful and a violation hereof for any person to use water in violation of this Chapter. Penalties for any property owner(s) found to be in violation of the provisions of this chapter shall be as follows per violation per individual block and lot location:

Number of violations within a calendar year	Penalty
First and second occurrences	Warning only
3rd occurrence	\$100
4th occurrence	\$250
Over four occurrences	\$500 per occurrence

- B. Failure to comply with any section of this Article or pay penalties imposed shall result in an issued summons to appear in court.

§ 183-7 Enforcement.

The enforcement of the provisions of this Chapter shall be the responsibility of the Code Enforcement Officer, Construction Code Official, Zoning Official, Superintendent of Public Works, Township Administrator, or the Police Department of the Township of Wyckoff.

SECTION 2. If any section, sub-section, paragraph, sentence, or any other part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance.

SECTION 3. All ordinances or parts of ordinances that are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4: This ordinance shall take effect after final adoption and publication and otherwise as provided by law.