

DROUGHT CONTINGENCY PLAN

BOLIVAR WATER SUPPLY CORPORATION

DATE: MAY 2019

**DROUGHT CONTINGENCY PLAN
FOR THE
BOLIVAR WATER SUPPLY CORPORATION
MAY 1, 2019**

1. Introduction and Objectives

Water supply has always been a key issue in the development of Texas. In recent years, the increasing population and economic development in Region C have led to growing demands for water. At the same time, local and less expensive sources of water supply are largely developed. Additional supplies to meet higher demands will be expensive and difficult to develop. Therefore, it is important that we make efficient use of existing supplies and make them last as long as possible. This will delay the need for new supplies, minimize the environmental impacts associated with developing new supplies, and delay the high cost of additional water supply development.

Recognizing the need for efficient use of existing water supplies, the Texas Commission on Environmental Quality (TCEQ) has developed guidelines and requirements governing the development of drought contingency plans for public water suppliers². The TCEQ rules governing development of drought contingency plans for public water suppliers are contained in Title 30, Part 1, Chapter 288, Subchapter B, Rule 288.20 of the Texas Administrative Code, which is included as Appendix B. For the purpose of these rules, a drought contingency plan is defined as:

“A strategy or combination of strategies for temporary supply and demand management responses to temporary and potentially recurring water supply shortages and other water supply emergencies. A drought contingency plan may be a separate document identified as such or may be contained within another water management document(s).”

The Bolivar Water Supply Corporation (Bolivar WSC) has adopted this drought contingency plan pursuant to TCEQ guidelines and requirements.

The purpose of this drought contingency plan is as follows:

- To conserve the available water supply in times of drought and emergency
- To maintain supplies for domestic water use, sanitation, and fire protection
- To protect and preserve public health, welfare, and safety
- To minimize the adverse impacts of water supply shortages
- To minimize the adverse impacts of emergency water supply conditions

1.1 State Requirements for Drought Contingency Plans

This drought contingency plan is consistent with Texas Commission on Environmental Quality (TCEQ) guidelines and requirements for development of drought contingency plans by public drinking water suppliers, contained in Title 30, Part 1, Chapter 288, Subchapter B, Rule 288.20 of the Texas Administrative Code. This rule is included in Appendix B.

TCEQ's minimum requirements for drought contingency plans are addressed in the following subsections of this report:

- 288.20(a)(1)(A) – Provisions to Inform the Public and Provide Opportunity for Public Input – Section 1.2.
- 288.20(a)(1)(B) – Provisions for Continuing Public Education and Information – Section 1.3
- 288.20(a)(1)(C) – Coordination with Regional Water Planning Group – Section 1.8
- 288.20(a)(1)(D) – Criteria for Initiation and Termination of Drought Stages – Section 1.4
- 288.20(a)(1)(E) – Drought and Emergency Response Stages – Section 1.5
- 288.20(a)(1)(F) – Specific, Quantified Targets for Water Use Reductions – Section 1.5
- 288.20(a)(1)(G) – Water Supply and Demand Management Measures for Each Stage – Section 1.5
- 288.20(a)(1)(H) – Procedures for Initiation and Termination of Drought Stages – Section 1.5
- 288.20(a)(1)(I) – Procedures for Granting Variances – Section 1.6
- 288.20(a)(1)(J) – Procedures for Enforcement of Mandatory Restrictions – Section 1.7
- 288.20(a)(3) – Consultation with Wholesale Supplier – Not applicable.
- 288.20(b) – Notification of Implementation of Mandatory Measures – Section 1.5
- 288.20(c) – Review and Update of Plan – Section 1.9

1.2 Provisions to Inform the Public and Opportunity for Public Input

Bolivar Water Supply Corporation provided opportunity for public input in the development of this drought contingency plan by the following means:

- Providing written notice of the proposed plan and the opportunity to comment on the plan by newspaper and posted notice
- Providing the draft plan to anyone requesting a copy
- Holding a public meeting at the Bolivar Water Supply Corporation at 7 p.m. on February 14, 2019

1.3 Provisions for Continuing Public Education and Information

Bolivar Water Supply Corporation will inform and educate the public about its drought contingency plan by the following means:

- Preparing a bulletin describing the plan and making it available at city hall or other appropriate locations
- Notifying local organizations, schools, and civic groups that Bolivar Water Supply Corporation's staff members are available to make presentations on the drought contingency plan

At any time that the drought contingency plan is activated or the drought stage changes, Bolivar Water Supply Corporation will notify local media of the issues, the drought response stage, and the specific actions required of the public. Billing inserts or mail outs will also be used as appropriate.

1.4 Initiation and Termination of Drought Response Stages

1.4.1 Initiation of Drought Response Stages

The General Manager or his/her official designee may order the implementation of a drought response stage or water emergency when one or more of the trigger conditions for that stage is met. The following actions will be taken when a drought stage is initiated:

- The public will be notified through local media.
- Wholesale customers (none at present) will be notified by telephone with a follow-up letter or fax.
- If any mandatory provisions of the drought contingency plan are activated, Bolivar Water Supply Corporation will notify the Executive Director of the TCEQ within five business days.

For other trigger conditions, the General Manager or his/her designee may decide not to order the implementation of a drought response stage or water emergency even though one or more of the trigger criteria for the stage are met. Factors that could influence such a decision include, but are not limited to, the time of the year, weather conditions, the anticipation of replenished water supplies, or the anticipation that additional facilities will become available to meet needs.

1.4.2 Termination of Drought Response Stages

The General Manager or official designee may order the termination of a drought response stage or water emergency when the conditions for termination are met or at his/her discretion. The following actions will be taken when a drought stage is terminated:

- The public will be notified through local media.
- Wholesale customers (if any) will be notified by telephone with a follow-up letter or fax.
- When any mandatory provisions of the drought contingency plan that have been activated are terminated, Bolivar Water Supply Corporation will notify the Executive Director of the TCEQ within five business days.

The General Manager or his/her designee may decide not to order the termination of a drought response stage or water emergency even though the conditions for termination of the stage are met. Factors that could influence such a decision include, but are not limited to, the time of the year, weather conditions, or the anticipation of potential changed conditions that warrant the continuation of the drought stage.

1.5 Drought and Emergency Response Stages

1.5.1 Stage 1, Mild

1.5.1.1 Triggering and Termination Conditions for Stage 1, Mild

- Demand exceeds 90% of the amount that can be delivered to customers for seven consecutive days
- Water demand for all or part of the delivery system approaches delivery capacity because delivery capacity is inadequate
- Supply source becomes contaminated
- Water supply system is unable to deliver water due to the failure or damage of major water system components
- Water demand is approaching the limit of the permitted supply

Stage 1 can be terminated when the circumstances that caused the initiation of Stage 1 no longer prevail.

1.5.1.2 Goal for Use Reductions and Actions Available Under Stage 1, Mild

The goal for water use reduction under Stage 1, Mild is a 2 percent reduction of the use that would have occurred in the absence of drought contingency measures. The purpose of actions under Stage 1, Mild is to raise public awareness of potential drought problems. The General Manager or his/her designee can order the implementation of any of the actions listed below, as deemed necessary:

- Request voluntary reductions in water use by the public and by wholesale customers
- Increase public education efforts on ways to reduce water use
- Review the problems that caused the initiation of Stage 1
- Notify major water users and work with them to achieve voluntary water use reductions
- Intensify efforts on leak detection and repair
- Reduce non-essential city government water use, including street cleaning, vehicle washing, and operation of ornamental fountains
- Reduce city government water use for landscape irrigation
- Request water customers to voluntarily abide by a watering schedule to limit the irrigation of landscaped areas to between the hours of 12:00 midnight and 10:00 a.m. and 8:00 p.m. and 12:00 midnight. The following schedule is recommended for implementation; however, an alternate schedule may be used if it is found to be more effective:
Customers with street addresses ending in an even number (0, 2, 4, 6, or 8): Sundays and Thursdays
Customers with street addresses ending in an odd number (1, 3, 5, 7, or 9): Saturdays and Tuesdays
- Notify wholesale customers (if any) of actions being taken in the Bolivar WSC and request implementation of similar procedures

1.5.2 Stage 2, Moderate

1.5.2.1 Triggering and Termination Conditions for Stage 2, Moderate

- Demand exceeds 95% of the amount that can be delivered to customers for three consecutive days
- Water demand for all or part of the delivery system equals delivery capacity because delivery capacity is inadequate
- Supply source becomes contaminated
- Water supply system is unable to deliver water due to the failure or damage of major water system components
- Water demand is approaching the limit of the permitted supply

Stage 2 can terminate when the circumstances that caused the initiation of Stage 2 no longer prevail. Stage 1 becomes operative on termination of Stage 2.

1.5.2.2 Goal for Use Reduction and Actions Available Under Stage 2, Moderate

The goal for water use reduction under Stage 2, Moderate is a 4 percent reduction of the use that would have occurred in the absence of drought contingency measures. The General Manager or his/her designee can order the implementation of any of the actions listed below, as deemed necessary:

- All restrictions of Stage 1 shall remain in effect during Stage 2
- Initiate engineering studies to evaluate alternatives should conditions worsen
- Further accelerate public education efforts on ways to reduce water use
- **Requires Notification to TCEQ** – Limit landscape watering at each service address to once every five days based on the last digit of the address. (Exceptions: Foundations, new plantings (first year) of trees and shrubs may be watered for up to two hours on any day by a hand-held hose or a soaker hose. Restrictions do not apply to locations using treated wastewater effluent for irrigation). A mandatory lawn-watering schedule shall be imposed. The following schedule is recommended for implementation; however, an alternate schedule may be used if it is found to be more effective:
Customers with street addresses ending in an even number (0, 2, 4, 6, 8,): Sundays and Thursday
Customers with street addresses ending in an odd number (1, 3, 5, 7, 9): Saturdays and Tuesdays

Irrigation of landscaped areas is limited to the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days. However, irrigation of landscaped areas is permitted at anytime if it is by means of hand-held hose, a faucet filled bucket or watering can of five (5) gallons or less, or drip irrigation system.

- **Requires Notification to TCEQ** – Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle for quick rinses. Vehicle washing may be done at anytime on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public is contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.
- **Requires Notification to TCEQ** – Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or jacuzzi-type pools is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight.
- **Requires Notification to TCEQ** – Use of water from hydrants shall be limited to fire fighting, related activities, or other activities necessary to maintain public health, safety, and welfare, except that use of water from designated fire hydrants for construction purposes may be allowed under special permit from the Bolivar WSC.
- **Requires Notification to TCEQ** – Use of water for irrigation of golf course greens, tees, and fairways is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight. However, if the golf course utilizes a water resource other than provided by Bolivar Water Supply Corporation, the facility shall not be subject to these regulations.
- Encourage the public to wait until the current drought or emergency situation has passed before establishing new landscaping
- Notify wholesale customers (if any) of actions being taken in Bolivar Water Supply Corporation and request them to implement similar procedures

1.5.3 Stage 3, Severe

1.5.3.1 Triggering and Termination Conditions for Stage 3, Severe

- Demand exceeds 98% of the amount that can be delivered to customers for three consecutive days
- Water demand for all or part of the delivery system exceeds delivery capacity because delivery capacity is inadequate
- Supply source becomes contaminated
- Water supply system is unable to deliver water due to the failure or damage of major water system components
- Water demand is approaching the limit of the permitted supply

Stage 3 can terminate when the circumstances that caused the initiation of Stage 3 no longer prevail. Stage 2 becomes operative on termination of Stage 3.

1.5.3.2 Goal for Use Reduction and Actions Available Under Stage 3, Severe

The goal for water use reduction under Stage 3, Severe, is a reduction of 7 percent of the use that would have occurred in the absence of drought contingency measures. If the circumstances warrant, the General Manager or his/her designee can set a goal for greater water use reduction.

The General Manager or his/her designee can order the implementation of any of the actions listed below, as deemed necessary. Measures described as “requires notification to TCEQ” impose mandatory requirements on retail and wholesale customers. Bolivar Water Supply Corporation staff must notify TCEQ within five business days if these measures are implemented.

- All requirements of Stages 1 and 2 shall remain in effect during Stage 3
- Implement viable alternative water supply strategies
- **Requires Notification to TCEQ** – Initiate mandatory water use restrictions as follows:
 - Prohibit hosing of paved areas, buildings, or windows
 - Prohibit operation of ornamental fountains
 - Prohibit washing or rinsing of vehicles by hose
 - Prohibit using water in such a manner as to allow runoff or other waste
- **Requires Notification to TCEQ** – Limit landscape watering at each service address to once every five days based on the last digit of the address. (Exceptions: Foundations, new plantings (first year) of trees and shrubs may be watered for up to two hours on any day by a hand-held hose or a soaker hose. Restrictions do not apply to locations using treated wastewater effluent for irrigation.) A mandatory lawn-watering schedule shall be imposed. The following schedule is recommended for implementation; however, an alternate schedule may be used if it is found to be more effective:
Customers with street addresses ending in an even number (0, 2, 4, 6, or 8): Sundays and Thursdays
Customers with street addresses ending in an odd number (1, 3, 5, 7, or 9): Saturdays and Tuesdays
Irrigation shall be limited to the designated watering days between the hours of 6:00 a.m. and 10:00 a.m. and between the hours of 8:00 p.m. and 12:00 midnight and shall be by means of hand-held hoses, hand-held buckets, drip irrigation or permanently installed automatic sprinkler systems only. The use of hose-end sprinklers is prohibited at all times.
- **Requires Notification to TCEQ** – Watering of golf courses is prohibited unless the golf course utilizes a water source other than the Bolivar Water Supply Corporation
- Use of water for construction purposes from designated fire hydrants under special permit is to be discontinued.
- **Requires Notification to TCEQ** – Prohibit draining and filling of existing pools and filling of new pools. (Pools may add water to replace losses during normal use.)
- **Requires Notification to TCEQ** – Prohibit establishment of new landscaping
- Initiate a 20 percent rate surcharge for all water use over 6,000 gallons per connection per month
- Discontinue city government water use for landscape irrigation, except as needed to prevent foundation damage, and preserve new plantings
- Halt non-essential city government water use, including street cleaning, vehicle washing, and operations of ornamental fountains.
- **Requires Notification to TCEQ** – Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountain or ponds are equipped with a re-circulating system
- Notify wholesale customers of actions being taken in the Bolivar WSC and request them to implement similar procedures

1.5.4 Stage 4 - Emergency

1.5.4.1 Triggering and Termination Conditions for Stage 4 – Emergency

- Demand exceeds the amount that can be delivered to customers
- Water demand for all or part of the delivery system seriously exceeds delivery capacity because the delivery capacity is inadequate
- Supply source becomes contaminated

- Water supply system unable to deliver water due to the failure or damage of major water system components
- Water demand is approaching the limit of the permitted supply

Stage 4 can terminate when the circumstances that caused the initiation of Stage 4 no longer prevail. Stage 3 becomes operative on termination of Stage 4.

1.5.4.2 Goal for Use Reduction and Actions Available Under Stage 4, Emergency

The goal for water use reduction under Stage 4, Emergency, is a reduction of 10 percent of the use that would have occurred in the absence of drought contingency measures. If circumstances warrant, the General Manager or his/her designee can set a goal for greater water use reduction.

The General Manager or his/her designee can order the implementation of any of the actions listed below, as deemed necessary. Measures described as “requires notification to TCEQ” impose mandatory requirements on retail and wholesale customers. The Bolivar WSC staff must notify TCEQ within five business days if these measures are implemented.

- All requirements of Stages 1, 2 and 3 shall remain in effect during Stage 4
- Implement viable alternative water supply strategies
- **Requires notification to TCEQ** – Prohibit washing of vehicles except as necessary for health, sanitation or safety reasons, including car washes
- **Requires notification to TCEQ** – Prohibit commercial and residential landscape watering, except that foundations may be watered for 2 hours each day with a hand-held hose or soaker hose
- **Requires notification of TCEQ** – Prohibit any filling of private pools. Commercial and public pools may refill to replace losses during normal use
- **Requires notification of TCEQ** – Require all commercial water users to reduce water use by a percentage established by the General Manager and his/her designee
- Initiate a 25 percent rate surcharge over normal rates for all water use over 6,000 gallons per month
- Notify wholesale customers of actions being taken by Bolivar WSC and request them to implement similar procedures

1.6 Procedure for Granting Variances to the Plan

The General Manager and his/her designee may grant temporary variances for existing water uses otherwise prohibited under this drought contingency plan if one or more of the following conditions is met:

- Failure to grant such a variance would cause an emergency condition adversely affecting health, sanitation, or fire safety for the public or the person requesting the variance
- Compliance with this plan cannot be accomplished due to technical or other limitations
- Alternative methods that achieve the same level of reduction in water use can be implemented

Variances shall be granted or denied at the discretion of Bolivar WSC General Manager or his/her designee. All petitions for variances should be in writing and should include the following information:

- Name and address of the petitioner(s)
- Purpose of water use
- Specific provisions from which relief is requested
- Detailed statement of the adverse effect of the provision from which relief is requested
- Description of relief requested

- Period of time for which the variance is sought
- Alternative measures that will be taken to reduce water use
- Other pertinent information

1.7 Procedure for Enforcement of Mandatory Restrictions

Mandatory water use restrictions may be imposed in Stage 3 and Stage 4 drought stages. These mandatory water use restrictions will be enforced by warnings and penalties as follows:

- On the first violation, customers will be given a written warning that they have violated the mandatory water use restriction.
- On the second and subsequent violations, citations may be issued to customers, with fines not less than \$100.00 and not to exceed \$2,000.00 per incident.
- After two violations have occurred, the Bolivar WSC may install a flow restrictor in the line to limit the amount of water that may pass through the meter in a 24-hour period.
- After three violations have occurred, the Bolivar WSC may cut off water service to the customer.

1.8 Coordination with the Regional Water Planning Group

The Bolivar WSC is located within the Region C water planning area. Appendix D includes a copy of a letter sent to the Chair of the Region C Water Planning Group (RCWPG) with this drought contingency plan.

1.9 Review and Update of Drought Contingency Plan

As required by TCEQ rules, Bolivar WSC will review this drought contingency plan every five years after that date to coincide with RCWPG. The plan will be updated as appropriate based on new or updated information. As the plan is reviewed and subsequently updated, a copy of the revised drought contingency plan will be kept on file at Bolivar WSC and submitted to the RCWPG for their records.

APPENDICES

APPENDIX A

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Texas Administrative Code

TITLE 30**ENVIRONMENTAL QUALITY****PART 1****TEXAS COMMISSION ON ENVIRONMENTAL QUALITY****CHAPTER 288****WATER CONSERVATION PLANS, DROUGHT CONTINGENCY PLANS,
GUIDELINES AND REQUIREMENTS****SUBCHAPTER B****DROUGHT CONTINGENCY PLANS****RULE §288.20****Drought Contingency Plans for Municipal Uses by Public Water Suppliers**

(a) A drought contingency plan for a retail public water supplier, where applicable, must include the following minimum elements.

(1) Minimum requirements. Drought contingency plans must include the following minimum elements.

(A) Preparation of the plan shall include provisions to actively inform the public and affirmatively provide opportunity for public input. Such acts may include, but are not limited to, having a public meeting at a time and location convenient to the public and providing written notice to the public concerning the proposed plan and meeting.

(B) Provisions shall be made for a program of continuing public education and information regarding the drought contingency plan.

(C) The drought contingency plan must document coordination with the regional water planning groups for the service area of the retail public water supplier to ensure consistency with the appropriate approved regional water plans.

(D) The drought contingency plan must include a description of the information to be monitored by the water supplier, and specific criteria for the initiation and termination of drought response stages, accompanied by an explanation of the rationale or basis for such triggering criteria.

(E) The drought contingency plan must include drought or emergency response stages providing for the implementation of measures in response to at least the following situations:

(i) reduction in available water supply up to a repeat of the drought of record;

(ii) water production or distribution system limitations;

(iii) supply source contamination; or

(iv) system outage due to the failure or damage of major water system components (e.g., pumps).

(F) The drought contingency plan must include specific, quantified targets for water use reductions to be achieved during periods of water shortage and drought. The entity preparing the plan shall establish the targets. The goals established by the entity under this subparagraph are not enforceable.

(G) The drought contingency plan must include the specific water supply or water demand management measures to be implemented during each stage of the plan including, but not limited to, the following:

(i) curtailment of non-essential water uses; and

(ii) utilization of alternative water sources and/or alternative delivery mechanisms with the prior approval of the executive director as appropriate (e.g., interconnection with another water system, temporary use of a non-municipal water supply, use of reclaimed water for non-potable purposes, etc.).

(H) The drought contingency plan must include the procedures to be followed for the initiation or termination of each drought response stage, including procedures for notification of the public.

(I) The drought contingency plan must include procedures for granting variances to the plan.

(J) The drought contingency plan must include procedures for the enforcement of mandatory water use restrictions, including specification of penalties (e.g., fines, water rate surcharges, discontinuation of service) for violations of such restrictions.

(2) Privately-owned water utilities. Privately-owned water utilities shall prepare a drought contingency plan in accordance with this section and incorporate such plan into their tariff.

(3) Wholesale water customers. Any water supplier that receives all or a portion of its water supply from another water supplier shall consult with that supplier and shall include in the drought contingency plan appropriate provisions for responding to reductions in that water supply.

(b) A wholesale or retail water supplier shall notify the executive director within five business days of the implementation of any mandatory provisions of the drought contingency plan.

(c) The retail public water supplier shall review and update, as appropriate, the drought contingency plan, at least every five years, based on new or updated information, such as the adoption or revision of the regional water plan.

Source Note: The provisions of this §288.20 adopted to be effective February 21, 1999, 24 TexReg 949; amended to be effective April 27, 2000, 25 TexReg 3544; amended to be effective October 7, 2004, 29 TexReg 9384

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APPENDIX B

PUBLIC NOTICE

The Bolivar Water Supply Corporation will conduct a public meeting at 7:00 p.m. on May 8, 2014 for the purpose of receiving input from the public in preparation of the Bolivar Water Supply Corporation's Drought Contingency Plan. The public meeting will take place at the Administrative Offices, located at 4151 FM 455 West, Sanger TX 76266.

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PUBLIC NOTICE

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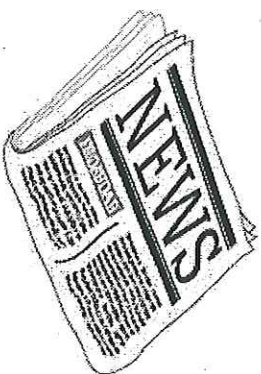
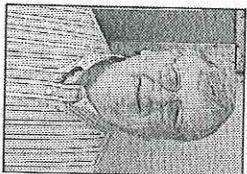
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APENDIX C



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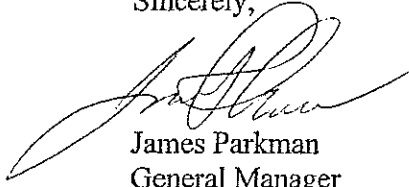
Region C Water Planning Group
North Texas Municipal Water District
P.O. Box 2408
Wylie TX 75098-2408

Re: Bolivar Water Supply Corporation Drought Contingency Plan

Dear Sir or Madam:

I am forwarding a copy of the Bolivar Water Supply Corporation's recently adopted Drought Contingency Plan. This Plan was prepared in compliance with the Texas Commission on Environmental Quality Rules.

Sincerely,



James Parkman
General Manager

Enclosure

APPENDIX D

RESOLUTION NO. 2142019

A RESOLUTION ADOPTING A DROUGHT CONTINGENCY PLAN FOR THE BOLIVAR WATER SUPPLY CORPORATION TO PROMOTE THE RESPONSIBLE USE OF WATER AND TO PROVIDE FOR PENALTIES AND/OR THE DISCONNECTION OF WATER SERVICE FOR NONCOMPLIANCE WITH THE PROVISIONS OF THE DROUGHT CONTINGENCY PLAN.

WHEREAS, the Bolivar Water Supply Corporation (the "WSC"), recognizes that the amount of water available to its water customers is limited; and

WHEREAS, the WSC recognizes that due to natural limitations, drought conditions, system failures and other acts of GOD which may occur, the WSC cannot guarantee an uninterrupted water supply for all purposes at all times; and

WHEREAS, the Water Code and regulations of the Texas Commission on Environmental Quality (the "Commission") require that the WSC adopt a Drought Contingency Plan; and

WHEREAS, the WSC has determined an urgent need in the best interest of the public to adopt a Drought Contingency Plan, and

WHEREAS, pursuant to Chapter 67 of the Water Code, the WSC is authorized to adopt such policies necessary to preserve and conserve its water resources:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BOLIVAR WATER SUPPLY CORPORATION THAT:

Section 1. The Board of Directors hereby approves and adopts the Drought Contingency Plan (the "Plan"), attached hereto as Addendum A, as if recited verbatim herein. The WSC commits to implement the requirements and procedures set forth in the adopted Plan.

Section 2. Any Customer defined pursuant to 3- Tex. Admin. Code Chapter 291, failing to comply with the provisions of the Plan shall be subject to a monetary fine as allowed by law, and /or discontinuance of water service by WSC. Proof of a culpable mental state is not required for a conviction of an offence under this section. Each day a customer fails to comply with the Plan is a separate violation. The WSC's authority to seek injunctive or other civil relief available under the law is not limited by this section.

Section 3. The Board of Directors does hereby find and declare that sufficient written notice of the date, hour, place and subject of the meeting adopting this Resolution was posted at a designated place convenient to the public for the required by law preceding the meeting, that such place of posting was readily accessible at all times to the general public, and that all of the foregoing was done as required by law at all times during which this Resolution and the subject matter thereof has been discussed, considered and formally acted upon. The Board of Directors further ratifies, approves and confirms such written notice and the posting thereof.

Section 4. The General Manager or his designee is hereby directed to file a copy of the Plan and this Ordinance with the Commission in accordance with Title 30, Chapter 288 of the Texas Administrative Code amendment to the WSC's tariff to incorporate the Plan therein.

Section 5. Should any paragraph, sentence, clause, phrase or word of this Resolution be declared unconstitutional or invalid for any reason, the remainder of this Resolution shall not be repealed.

Section 6. {If Applicable} Resolution NO. NA, adopted on 2/14/2019, is hereby repealed.

Approved and adopted by the Board of Directors of Bolivar Water Supply Corporation this 14th day of February 2019.



President, Board of Directors



Secretary-Treasurer

