



AGENDA REPORT

Meeting Date: May 27, 2009
Item Number: F-5
To: Honorable Mayor & City Council
From: City Attorney
Subject: AN ORDINANCE OF THE CITY OF BEVERLY HILLS RELATING TO EMERGENCY WATER CONSERVATION PROCEDURES AND AMENDING THE BEVERLY HILLS MUNICIPAL CODE
Attachments: 1. Ordinance

RECOMMENDATION

It is recommended that the proposed ordinance be adopted.

INTRODUCTION

This ordinance amends the Municipal Code relating to emergency water conservation procedures to allow the City Council to adopt by resolution a procedure for the appeals of water consumption surcharges.

DISCUSSION

At the City Council meeting of May 13, 2009, the City Council conducted a first reading of this ordinance.

FISCAL IMPACT

There will be no significant fiscal impact.



Laurence S. Wiener, City Attorney

Attachment 1

Ordinance

ORDINANCE NO. 09-_____

AN ORDINANCE OF THE CITY OF BEVERLY HILLS RELATING TO
EMERGENCY WATER CONSERVATION PROCEDURES AND AMENDING
THE BEVERLY HILLS MUNICIPAL CODE

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS HEREBY ORDAINS AS
FOLLOWS:

Section 1. Section 9-4-306 of Article 3 of Chapter 4 of Title 9 is hereby amended to
read as follows:

“9-4-306. Hearings. Any person receiving notice of a violation of any water usage
percentage reduction provision set forth in Section 9-4-304 shall have the right to request a
hearing to appeal the imposition of the water penalty surcharge. The City Council shall establish
the appeal procedures by resolution.”

Section 2. Section 9-4-308 of Article 3 of Chapter 4 of Title 9 is hereby amended to
read as follows:

“9-4-308. Exceptions. Nothing in this article shall be construed to require the city to
curtail the supply of water to any customer when such water is required by that customer to
maintain an adequate level of public health and safety.”

Section 3. This Ordinance shall go into effect and be in full force and effect at 12:01
a.m. on the thirty-first (31st) day after its passage.

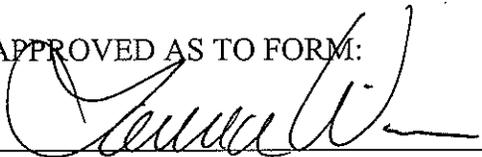
Adopted:

NANCY KRASNE
Mayor of the City of Beverly Hills

ATTEST:

BYRON POPE
City Clerk (SEAL)

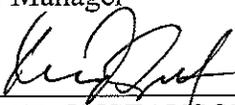
APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

RODERICK J. WOOD
City Manager



DAVID GUSTAVSON
Director of Public Works & Transportation