

**VILLAGE OF GROSSE POINTE SHORES,
A MICHIGAN CITY**

ORDINANCE NO. 251

AMENDMENTS TO WATER USE RESTRICTIONS ORDINANCE

An ordinance to amend Chapter 36, Article II, Division 3, of the City Code of Ordinances, entitled "Water Use Restrictions," so as to permit the City Manager or designee to enforce restrictions in case of emergency or necessity, and to repeal inconsistent ordinances.

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY, ORDAINS:

I. Article III, Division 3, of the Code of Ordinances of Village of Grosse Pointe Shores, A Michigan City, as enacted by Ordinance No, 192, dated June 27, 2005, is amended to provide as follows:

DIVISION 3. WATER USE RESTRICTIONS

Sec. 36-81. Restrictions Issued By DWSD, DNR and/or DPH.

As a purchaser of water from the Detroit Water and Sewerage Department (DWSD), the City is subject to the reasonable regulations of the DWSD, the Michigan Department of Natural Resources (DNR) and the Michigan Department of Public Health (DPH). In cases of heavy water usage and reduced water supply, the DWSD, DNR and/or DPH may, on occasion, issue restrictions on the use of water in order to preserve water supplies and/or maintain adequate water pressure, and it is hereby declared to be the policy of the City to support, abide by and enforce such regulations within the City.

Sec. 36-82. Imposition of Water Restrictions by City Manager or Designee.

In the event of emergency or other necessity, which shall be specified in writing, the City Manager or a designee may independently issue restrictions on the use of water to preserve water supplies, maintain adequate water pressure, and/or to prevent exceedences of contractual peak flow demands resulting in undue increases in the City's wholesale water rate from DWSD.

Sec. 36-83. Notice.

Upon receipt of written notice of the enactment of restrictions on the use of water from DWSD, DNR and/or DPH, or upon the imposition pursuant to Section 36-82 by the City Manager or designee of restrictions on the use of water, the City Manager or a designee shall promptly publish such restrictions in conspicuous places in the City, and shall arrange for the prompt publication of such restrictions

over any cable television channel dedicated to City activities or notices, the City website, and any other appropriate locations.

Sec. 36-84. Compliance.

Upon the publication of the restrictions in accordance with section 36-83, all persons within the City shall comply with such restrictions until such restrictions expire or are canceled.

Sec. 36-85. Cancellation; notice.

Upon the cancellation of some or all of the water use restrictions by the DWSD, DNR, DPH, or the City Manager or a designee, the City Manager or a designee shall promptly publish notice of such cancellation by the means specified in section 36-83.

Section 36-86. Violation as Municipal Civil Infraction.

The violation of Section 36-84 shall be a municipal civil infraction, punishable in accordance with Chapter 1, Article II of the Code of Ordinances.

II. Miscellaneous Provisions

- A. Severability. If a word, clause, sentence, paragraph or part of this ordinance shall be found invalid or unconstitutional by any court of competent jurisdiction, it shall not affect the remainder of this ordinance and such remainder shall remain in full force and effect.
- B. Inconsistent Ordinances Repealed. All ordinances or parts of ordinances in conflict, or inconsistent with this ordinance are hereby repealed.
- C. Effective Date; Publication. This ordinance shall take effect immediately upon publication of this ordinance, or a synopsis thereof, in a newspaper circulated in Village of Grosse Pointe Shores, A Michigan City, which publication shall be within 16 days after passage.

Passed: June 15, 2010



Brian P. Vick, City Clerk



James M. Cooper, Mayor