

**ORDINANCE NO. 0010-2022**

**AN ORDINANCE OF THE CITY OF MCFARLAND  
REGARDING WATER CONSERVATION MEASURES TO  
AMEND AND RESTATE TITLE 12, CHAPTER 12.10,  
SECTION 12.10.40, MCFARLAND MUNICIPAL CODE**

**Section 1.** Recitals.

**WHEREAS**, The City of McFarland (“City”) desires to amend, clarify and codify its Municipal Code Chapter related to Water Conservation Measures; and

**WHEREAS**, The Ordinance Amendment updates the Municipal Code to codify the City’s requirements to conserve water resources; and

**WHEREAS**, Adoption of this Ordinance will provide uniform and comprehensive regulations and standards related to Chapter 12.10 of the McFarland Municipal Code.

**WHEREAS**, Adoption of this Ordinance is in furtherance of the City’s goals and objectives while reducing the potentially negative impacts arising from incompatible Municipal Code Chapters.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MCFARLAND DOES ORDAIN AS FOLLOWS:

**Section 2.** Section 12.10.040 of the McFarland Municipal Code is hereby amended and stated to read as follows:

“It is one of the objectives of the City Council that the citizens of McFarland comply with the provisions of this chapter. Therefore enforcement of this chapter will be subject to Chapter 1.20 Administrative Citations. Any fine, penalty, interest or costs imposed on a violator of this chapter under Chapter 1.20 may, in addition to all other remedies available to the city, be added to the violator’s water bill and thereafter be subject to enforcement therein including, without limitation, disconnection or turnoff of water service.”

**Section 3.** The Amended Chapter 12.10 of the McFarland Municipal Code is set forth in Exhibit “A” to this Ordinance and incorporated herein by reference.

**Section 4. NOTICE.** The City clerk shall certify to the passage and adoption of this Ordinance and shall cause this Ordinance to be posted within 15 days after its passage, in accordance with Section 36933 of the Government Code.

**Section 5. Severability.** If any section, subsection, sentence, clause, phrase, or word of this Ordinance is, for any reason, deemed or held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, or preempted by legislative enactment, such decision or legislation shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of McFarland hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or word thereof, regardless of the fact that any one or more sections, subsections, clauses, phrases, or word might subsequently be declared invalid or unconstitutional or preempted by subsequent legislation.

**Section 6. Effective Date.** This Ordinance shall take effect thirty days after its adoption pursuant to California Government Code section 36937.

**Section 7. Certification; Publication.** The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

**INTRODUCED**, at the regular meeting of October 27, 2022.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of McFarland, California on the 10th day of November, 2022, by the following vote: 5/0

	<b>Aye</b>	<b>Nae</b>	<b>Abstain</b>	<b>Absent</b>
<b>Sally Tafoya</b>	X			
<b>Maria T. Perez</b>	X			
<b>Amador Ayon</b>	X			
<b>Saul Ayon</b>	X			
<b>Ricardo Cano</b>	X			

\_\_\_\_\_  
Sally Tafoya, Mayor

I hereby certify that the foregoing Ordinance was duly and regularly adopted by the City Council of the City of McFarland by a regular meeting thereof held on November 23, 2022.

ATTEST:

\_\_\_\_\_  
Francisca Alvarado, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Nathan M. Hodges, City Attorney

POSTED: NOVEMBER 21, 2022