



Water Conservation for Homeowners Associations (HOAs)

Myoma Dunes Mutual Water Company encourages all customer to conserve water to protect our precious natural resource, but we recognize there may be times when Homeowners Associations and their residents have different ways of achieving this goal. Conservation requires a collaborative effort. We are asking our customers to be a part of the solution and work with us to save water and meet the state's requirements. Avoiding state fines will benefit all the customers we serve.

Washing Driveways and Walkways and Landscape Irrigation During Drought

Senate Bill 992 (2014)

If a drought emergency or water shortage emergency is declared by either the governor or a local government agency, this bill prohibits HOAs from requiring power washing of exterior surfaces such as walkways and driveways. It also clarifies that a common interest development, or Homeowners Association, cannot penalize or fine a resident for reducing or eliminating watering of plants and lawns during a drought emergency unless recycled water is available for landscape irrigation.

Low Water Use Plants and Artificial Turf

Davis Sterling Act: Civil Code 4735

This act prohibits HOA landscape guidelines or landscape polices if they prohibit the use of low water-using plants as a group or as a replacement of existing turf, or prohibit the use of artificial turf or any other synthetic surface that resembles grass. This bill also discusses how HOAs cannot impose a fine against an owner for reducing or eliminating the watering of vegetation or lawns if a drought emergency or water shortage emergency is declared by either the governor or a local government agency.

HOA Landscaping Guidelines

Assembly Bill 1881 (2006)

This bill establishes that the landscaping guidelines of a common interest development, or Homeowners Association, cannot prohibit low water use plants or include conditions that have the effect of prohibiting the use of low water use plants in landscape designs.

Local Ordinances and Water Use Restrictions

Assembly Bill 1061 (2009)

This bill prevents HOAs from doing anything that could prohibit or restrict a residents' compliance with a local water-efficient landscape ordinance or local water use restrictions.

Fines During Drought

Assembly Bill 2100 (2014)

If a drought emergency or water shortage emergency is declared by either the governor or a local government agency, this bill prohibits HOAs from imposing fines or assessments on residents that reduce or eliminate watering of plants and lawns.

ENFORCEMENT & FINES

STATE BAN ON NON-FUNCTIONAL TURF:

- Irrigation of non-functional turf is prohibited at commercial, industrial and institutional sites including HOAs.
- Non-functional turf means turf that is solely decorative. It does not include areas that are used for recreation or civic community events or turf areas with trees.
- Fines up to \$500 per day may be imposed.

Please remember that Level 2 Mandatory Water Conservation Actions are in effect. Please reference our Water Shortage Contingency Plan (WSCP) notice found on our website for all water restrictions.

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| First Violation | Written warning |
| Second Violation (within 12 months) | \$100 surcharge |
| Third Violation (within 12 months) | \$200 surcharge |
| Subsequent Violations | \$400 surcharge |
| Additional Information | Fifth violation: \$500 surcharge and possible discontinuance of service |