

within 10 days of the departmental review. Within 10 days, a formal hearing with the director will be scheduled. A written response will be issued within 10 days after the hearing. The owner shall thereafter have the right of further appeal to the city council.

(Ord. No. 92-114, § 1. 11-5-92; Ord. No. 97-102(2); § 1(5). 12-18-97)
 Note—See editor's note following § 8-2-34 herein.

Sec. 8-2-36 - Interference with waterworks system prohibited; exception.

It shall be unlawful for any unauthorized person to operate, or damage by interference and meddling with, the valves on the street mains, or the curb cock, or any other part of the waterworks system. Plumbers may, in case of accident, or by permission shut off water at the curb cock but shall notify the water division immediately of such action.

Sec. 8-2-37 - No guarantee of quality, quantity of pressure of water supply; notice to be given when water is to be cut off.

The city does not guarantee the quality, quantity or pressure of its water supply. It is hereby made a portion of the terms on which the city furnished water to consumers that the city shall in no case be liable to any consumer for any defect on quality or any deficiency in quantity or pressure; that the city shall not be liable to any consumer for damages resulting from the complete or partial cutting off of water; and no deductions shall be made from any water bill by reason of any such defect or deficiency. In every case where practicable, ample notice, shall be given when the water is to be cut off from any portion of the city. No city employee shall take responsibility for telling a property owner or occupant how best to care for his boiler, heater or other equipment which is affected by the discontinuance, either temporary or permanent, of his water supply. The owner or occupant shall be entirely responsible for his equipment and shall hold the city in no way responsible for damage thereof.

Sec. 8-2-38 - Protection of water supply.

No person shall contaminate any portion of the city's water supply whether the same is in a reservoir, or tank, or pipe; and no person shall wade, bathe or contaminate any city reservoir or perform any other activity not specifically approved by the city.

Sec. 8-2-39 - Pertinent provisions made a part of contracts.

All pertinent rules and regulations are hereby made a part of the terms and conditions whereby the city furnishes water and sewer service to any person, makes any water or sewer connection, or performs any work of any kind in connection with the furnishing of water or sewer service.

Sec. 8-2-40 - Emergency water conservation.

- (a) *General:*
 - (1) *Special emergency resolution:* If the availability of water so limits the water system that unrestricted use may endanger the adequacy of the supply, the director of public services will make a recommendation to the city manager and he shall recommend that the city council, exercising its discretion in the protection of the public health, safety and welfare, may by resolution adopt such emergency use restrictions, including increased rates, as are reasonably calculated under all conditions to conserve and protect that supply and to ensure a regular flow of water through the water system. Emergency water use regulations and restrictions shall remain in force and effect until the city council determines that the conditions requiring their imposition no longer exist.
 - (2) *Emergency procedure:* Even if the city council has not adopted a special emergency resolution imposing restrictions when, for whatever reasons the water level at Oak Hollow or City Lake reaches a critical level, or other emergency situations occur, the director shall implement temporary emergency procedures until formal action can be taken by the city council.
- (b) *Water Conservation Program:* The city, in recognition of the need to conserve water during certain water shortage emergencies, will immediately restrict its usages to essential uses of water. In addition to these efforts on the city's part, the following procedures will be implemented as authorized by this section and in accordance with the city's water shortage management policy:
 - (1) *Phase One - Water shortage alert:* In the event of a water shortage alert due to high peak demand days which cause the water treatment plant to exceed its designed capacity, all customers of the city's public services department will be requested to voluntarily reduce water consumption by the following:

All city water accounts and water users (residential, commercial, industrial and institutional) are requested to limit noncommercial outdoor water use such as lawn watering, sprinkler systems, pool filling and car washing to odd or even calendar days, depending on the last digit in their address:

Example

2011 E. Kivett (odd) would water on July 31 (odd). And would not water on August 2.

This odd/even plan would start on April 15 and end on September 15, and therefore would be effective immediately.

- (2) *Phase Two—Mandatory conservation.* If the water shortage emergency continues and voluntary conservation measures prove inadequate, mandatory conservation will be implemented in accordance with the water shortage management policy. The policy will be enforced by the following:
 - a. Affecting the residential water rates whereby consumption above 15 units will be billed at double the normal rate.
 - b. Prohibiting outdoor irrigation with treated water except for handheld hose end nozzle and drip irrigation.
 - c. The director of public services will be empowered to negotiate with all industrial and commercial accounts to ensure that all reasonable conservation measures are implemented. Failure to implement such measures is grounds to terminate services.
 - d. Noncompliance with any provision of the water shortage management policy, or this section will subject the violator to a civil penalty as follows:

	Meters 1" and smaller	Meters 1½" and greater
1st offense	\$100	\$200
2nd offense	\$200	\$400

LAKE RECREATION MANAGEMENT

The purpose of this section is to set forth the rules and regulations for the use of public recreation areas located in the High Point Watershed and associated with Oak Hollow Lake and High Point City Lake. The rules and regulations are to provide public recreation opportunities that are in keeping with the protection of the water quality and quantity of the two lakes for drinking water for the High Point community.

(1) Access Areas

Recreation areas at the two municipal lakes will be designated and programmed for use by the general public. These areas should have sanitary facilities and be maintained for the protection of the water quality. These areas are the only approved access to the two lakes. Encroachment on any other City-owned property shall constitute trespass.

(2) Use of the Lakes

No person shall fish, launch a boat, or have any contact whatsoever with Oak Hollow Lake or High Point City Lake except by permit obtained at the designated entry points provided by the City. All boats must register at marinas and pay pre-determined launching fees before launching.

(3) Prohibited Use of the Lakes

It shall be unlawful for anyone to wade or swim in these lakes unless such activity occurs incidental to water skiing, sailing or launching a boat. It shall be unlawful for any person to fish, dive, swim or participate in any activity whatsoever from any bridge or other structure on or adjacent to the lakes. Any activity deemed harmful to the quality of the water of the lakes is prohibited.

(4) Spillways and Intake Structures

No recreation activity shall be permitted within fifty (50) yards of intake structures and spillways.

(5) Permits Required for Use of Lakes

All persons using Oak Hollow Lake or High Point City Lake for any purpose whatsoever must have a valid permit issued by the proper authority. All persons using the lake shall sign in at the designated control point. A permit shall be valid only when used by the person to whom it is issued, and only on the same day it is issued.

(6) Launching of Boats

Launching of boats shall be restricted to the entry points as they are provided and opened for use by the City. Boats may be launched only during days and hours when the lake is open to the public and only when an authorized City agent is present and on duty.

Revocation of Permit

Permits for the use of the lakes and family camping area, or any of the several facilities at Oak Hollow Park or City Lake Park, shall be subject to revocation upon violation by the holder of any of the rules and regulations governing the several activities at Oak Hollow Park and City Lake Park.

- (8) Boats not Allowed on Lakes Overnight
No privately-owned boats shall be allowed to remain overnight on the lakes except for special purposes and only with a permit.
- (9) Motor Vehicles
Private vehicles must be properly licensed and are limited to streets, driveways and parking lots specifically provided for same.
- (10) Alcoholic Beverages
Consumption of beer, wine, ale and alcoholic beverages are forbidden on any Parks and Recreation property unless special exceptions are approved by the City Council.
- (11) Hours of Operation
The regular hours of operation for Oak Hollow Lake and High Point City Lake shall be from sunrise to sunset daily. The Parks and Recreation Director may designate extended hours of operation for night fishing. Operating running lights are required for all night fishing boats. The official hours of operation are posted at designated access areas.

Fishing

- (1) Fishing Regulations
The regulations of the North Carolina Wildlife Commission are the adopted fishing and boating regulations for High Point municipal lakes unless more stringent regulations are adopted by the City Council.
- (2) Access Restricted
Access to the lakes is to be gained only at the designated public launching ramps as they are provided and open for public use by the City of High Point.
- (3) Inspection of Catch
Each person may be required to submit his catch for inspection to authorized City of High Point personnel.
- (4) Rental Fishing Boats
No more than three (3) persons may occupy a rental fishing boat at the same time, and no more than one (1) of these three (3) shall be under 12 years of age. No person under 12 years of age shall occupy a boat unless accompanied by an adult.
- (5) Bank Fishing
Bank fishing will be allowed only by a permit at designated areas under the control of the Lake Wardens.

5) Fishing Downstream from Dam

Persons are prohibited from fishing between Oak Hollow Dam and Highway 68 and from between City Lake Dam and Greensboro Road.

- (7) Trot lines, Set Hooks, Fishing Traps and Like Structures are Prohibited.

Boating and Sailing

(1) General

All boats must conform to local, State and federal regulations. Any action or conduct on the lakes that endangers life or property shall be deemed unlawful and shall be cause for immediate expulsion from the lake, possible suspension, or legal prosecution.

(2) Prohibited Activities

The Parks and Recreation Director may remove any boat from the lake or restrict boat launching due to hazardous conditions. Examples of hazardous conditions include, but are not limited to, high winds, electrical storms, extreme cold, overcrowding, and unsafe boats.

(3) Life Jackets

In addition to State and federal boating regulations approved Personal Flotation Devices are required on all watercraft.

(4) No Wake Areas

All power boats operating within 100 feet of the shore, launching ramps or other wake areas shall not exceed no wake speed. No wake speed is determined by observation of boat wakes by authorized personnel.

(5) Bank Fishing Area

Boats shall not operate closer than 200 feet to shore in areas designated for bank fishing.

(6) Boats Not to Be Beached

Boats are not allowed to touch the shore except at designated areas.

(7) Age Restrictions

The minimum age for operators of sailboats and power boats having not more than 9.9 horsepower shall be fourteen (14) years. The minimum age for operators of power boats having more than 9.9 horsepower shall be sixteen (16) years. Age restrictions may be waived for special approved boating programs by the Parks and Recreation Director. All boats towing water skiers in addition to the operator must have an observer who is at least ten (10) years of age.

- (8) Protection of Buoys and Signs
Buoys and signs shall be used at the City's municipal lakes to designate restricted areas of the lakes. It shall be unlawful for any person to damage, tamper with, tie up to, or disregard any sign or buoy designating a restricted area.

Sanitation

- (1) It shall be unlawful for any person to dump trash, garbage or refuse of any kind into the lakes, shore, or watershed or to commit any act that will pollute the waters.
- (2) No boat shall be allowed on High Point municipal lakes that is equipped with a direct sewage discharge system.

City Lake Restrictions

Permitted recreational activities on High Point City Lake are fishing, canoeing and pedal boats. All other activities on the lake are prohibited. Power boats are restricted to 9.9 horsepower or under at High Point City Lake. The Parks and Recreation Director may allow fishing boats to be launched in High Point City Lake that have motors larger than 9.9 horsepower so long as the motors are not used.

Oak Hollow Restrictions

- (1) Water Skiing Restrictions
Water skiing shall be confined to only those areas of the lake that are designated for this activity. Skiers must keep a minimum distance of 100 feet from all other boats, and water skiers must wear a Coast Guard approved life preserver or ski vest while skiing. All boats towing water skiers in addition to the operator must have an observer who is at least ten (10) years of age.
- (2) Sailing Restrictions
Sailboats shall be confined to those areas of the lake designated for sailing.
- (3) Speed Limit
The speed limit for Oak Hollow Lake, unless waived by the Parks and Recreation Director for special programs, is 35 miles per hour except in "no wake" areas.

Noise Control

Excessive noise levels which are unreasonably disturbing are prohibited. Unmuffled exhausts are expressly prohibited unless specifically authorized as a group activity by the City Council.