

# Exhibit "C"



## CENTRAL UTAH WATER CONSERVANCY DISTRICT

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August 8, 2022

To Whom it May Concern,

Starting in August 2021, Central Utah Water Conservancy District (District) offered two new rebate programs for homeowners within our service area to further increase water conservation efforts. These programs, Flip Your Strip and Localscapes Rewards, aim to educate homeowners about the benefits and design process of well-planned waterwise landscapes and to offset some of the cost to implement those landscapes. Living in a desert already comes with its challenges, but with recent drought conditions, more Utahns are recognizing the need to conserve our limited water supply and are looking for ways to cut back their usage, especially in their landscape. The cost of converting the typical residential landscape to something attractive and more efficient can be cost prohibitive to many homeowners. For these reasons we have developed rebate programs to be an asset to those wishing to make the switch. In the year these programs have been available, we have received over one thousand applications and interest is rapidly increasing.

As we grow and develop in Utah it is imperative that we responsibly plan for water and growth together and the longer we wait the higher the cost will be to make meaningful changes to our water use that result in extending our limited supply. Many municipal codes for cities in Utah contain outdated landscaping ordinances that slow or restrict residents' efforts to conserve water and are not realistic for our region. The water efficiency standards in the attached document are designed to update or replace these outdated ordinances. Many cities such as Herriman, Draper, and Layton have already adopted these new standards and others are working towards the same goal. We believe these standards are critical for all cities and we recommend adoption and incorporation as soon as possible.

Our Landscape incentive programs are currently available on a limited basis to municipalities within our service area. To allow time for cities to make the necessary changes to their municipal codes, our rebate programs will continue to be offered to residents within our service area through 2022. However, starting January 1<sup>st</sup>, 2023, they will only be available to cities that have adopted the provided standards and have provided the District with the adopted language.

We are eager to continue providing this resource to as many residents as possible and are available to assist in this process if requested. For questions and support please contact Savannah Peterson at [Savannah@cuwcd.com](mailto:Savannah@cuwcd.com) or by phone at 801-226-7151.

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October 12, 2022

### Updated Water Efficiency Standards

#### 1. Purpose

The purpose of these Water Efficiency Standards is to conserve the public's water resources by establishing water conservation standards for indoor plumbing fixtures and outdoor landscaping.

#### 2. Applicability

A. The following standards shall at a minimum be required for all new developer/contractor installed residential, commercial, institutional, and industrial construction, as applicable. These standards shall apply to existing ordinances related to city required landscaping.

i. If only front and side yards are required to be landscaped to receive a certificate of occupancy, these standards only apply to the front and side yards. If the backyard is required to be landscaped for certificate of occupancy, the standards would apply to the backyard as well.

B. These outdoor standards are not intended to conflict with other landscaping requirements as defined by Utah law, including stormwater retention requirements and low-impact development guidelines. Notwithstanding these outdoor standards, whenever any requirement may conflict with Utah law, such conflicting requirements shall not apply.

#### 3. Outdoor Landscaping Standards

All new landscaping for public agency projects, private development projects, developer-installed landscaping in multi-family and single-family residential projects within the front and side yards shall comply with the landscaping standards below:

#### Definitions

A. **Activity Zones:** Portions of the landscape designed for recreation or function, such as storage areas, fire pits, vegetable gardens, and playgrounds.

B. **Active Recreation Areas:** Areas of the landscape dedicated to active play where lawn may be used as the playing surface (ex. sports fields and play areas).

C. **Central Open Shape:** An unobstructed area that functions as the focal point of Localscapes and is designed in a shape that is geometric in nature.

D. **Gathering Areas:** Portions of the landscape that are dedicated to congregating, such as patios, gazebos, decks, and other seating areas.

E. **Hardscape:** Durable landscape materials, such as concrete, wood, pavers, stone, or compacted inorganic mulch.

F. **Lawn:** Ground that is covered with grass or turf that is regularly mowed.

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- G. Localscapes®: A landscaping approach designed to create locally adapted and sustainable landscapes through a basic 5-step approach (central open shape, gathering areas, activity zones, connecting pathways, and planting beds).
- H. Mulch: Any material such as rock, bark, compost, wood chips or other materials left loose and applied to the soil.
- I. Park Strip: A typically narrow landscaped area located between the back-of-curb and sidewalk.
- J. Paths: Designed routes between landscape areas and features.
- K. Planting Bed: Areas of the landscape that consist of plants, such as trees, ornamental grasses, shrubs, perennials, and other regionally appropriate plants.
- L. Total Landscaped Area: Improved areas of the property that incorporate all the completed features of the landscape. The landscape area does not include footprints of buildings or structures, sidewalks, driveways, and other non-irrigated areas intentionally left undeveloped.

#### 4. Landscaping Requirements

- A. Lawn shall not be less than 8 feet wide at its narrowest point.
- B. Lawn shall not exceed 35% of the total landscaped area. \* Total Landscaped Area: Improved areas of the property that incorporate all the completed features of the landscape. The landscape area does not include footprints of buildings or structures, sidewalks, driveways, and other non-irrigated areas intentionally left undeveloped.
  - i. Small residential lots, which have no back yards, which the total landscaped area is less than 250 square feet, and which the front yard dimensions cannot accommodate the minimum 8 feet wide lawn area requirement of the landscaping requirements in section F, are exempt from the 8 feet minimum width lawn area requirement and maximum of 35% lawn requirement.
- C. Lawn shall not be installed in park strips, paths, or on slopes greater than 25% or 4:1 grade.
- D. In commercial, industrial, institutional, and multi-family development common area landscapes, lawn areas shall not exceed 20% of the total landscaped area, outside of active recreation areas.

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#### 5. Landscaping Recommendations

- A. All irrigation shall be appropriate for the designated plant material to achieve the highest water efficiency. Drip irrigation or bubblers shall be used except in lawn areas. Drip irrigation systems shall be equipped with a pressure regulator, filter, flush-end assembly, and any other appropriate components.
- B. Each irrigation valve shall irrigate landscaping with similar site, slope and soil conditions, and plant materials with similar watering needs. Lawn and planting beds shall be irrigated on separate irrigation valves. In addition, drip emitters and sprinklers shall be placed on separate irrigation valves.
- C. Landscaped areas shall be provided with a WaterSense labeled smart irrigation controller which automatically adjusts the frequency and/or duration of irrigation events in response to changing weather conditions. All controllers shall be equipped with automatic rain delay or rain shut-off capabilities.
- D. At least 3-4 inches of mulch, permeable to air and water, shall be used in planting beds to control weeds and improve the appearance of the landscaping.
- E. At maturity, landscapes are recommended to have enough plant material (perennials and shrubs) to create at least 50% living plant cover at maturity at the ground plane, not including tree canopies.

#### 6. Landscaping Design Considerations

- A. If size permits, the landscaped areas of the front yard and back yard shall include a designed central open shape created by using lawn, hardscape, groundcover, gravel, or mulch.
- B. Gathering areas shall be constructed of hardscape and placed outside of the central open shape. In a landscape without lawn, gathering areas may function as the central open shape.
- C. Activity zones shall be located outside of the central open shape and shall be surfaced with materials other than lawn.
- D. Paths shall be made with materials that do not include lawn, such as hardscape, mulch, or other groundcover.

#### 7. Additional Recommendations

- A. It is recommended and encouraged, but not mandated, that all new and future construction and future additions, remodels, or refurbishments install plumbing fixtures that have the WaterSense label, including: lavatory faucets, shower heads, sink faucets, water closets (tank and flushometer-valve toilets), and urinals, to the extent Utah law allows municipalities or local districts to require these fixtures.