

How does the Russian River Tributaries Emergency Regulation¹ (Regulation) affect me?

Do you use surface water or groundwater from the watersheds of Dutch Bill Creek, Green Valley Creek, Mark West Creek, or Mill Creek (§876 (c)(1))? *If you are unsure, you can use the [Russian River Mapping Tool](#) on our website (web address is at bottom of this page).*

No

Yes

Is any part of your property located in the watersheds of Dutch Bill Creek, Green Valley Creek, Mark West Creek, or Mill Creek? (§876 (c)(1))

No

Yes

You are not subject to the Regulation, but are encouraged to save water during the drought.

Your water use is not subject to the enhanced conservation measures of the Regulation. However, you are still required to respond to any informational orders² issued under the Regulation.

Have you entered into, and are you complying with, a voluntary drought initiative agreement with the California Department of Fish and Wildlife or the National Marine Fisheries Service? (§876 (d)(4))

No

Yes

Your water use is not subject to the enhanced conservation measures of the Regulation (§876 (d)(4)). You are, however, required to respond to any informational orders² issued under the Regulation.

Do you use surface water or groundwater from the upper watersheds³, as identified in the Regulation (§876 (c)(2))? *If you are unsure, you can use the [Russian River Mapping Tool](#) on our website (the web address is at the bottom of this page).*

No

Yes

While you do not have to implement the enhanced conservation measures at this time, you may have to at a later date, if the Deputy Director for the Division of Water Rights deems it necessary for the protection of Endangered Species Act listed fish (§876 (d)(3)). You are also required to respond to any informational orders² released under the Regulation.

Your water use is subject to the terms described in the Regulation, including, but not limited to, compliance with all conservation measures^{4,5} listed in subdivision (d) and responding to any informational orders² as described in subdivision (e) of the Regulation.

For additional information, updates, maps, and more, visit the Russian River Tributaries Emergency Regulation website at http://www.waterboards.ca.gov/waterrights/water_issues/programs/drought/water_act_on_russianriver.shtml

Notes:

¹ This flow chart is intended as a supplement to the Russian River Tributaries Emergency Regulation (Regulation). Where discrepancies exist between this flow chart and the Regulation, the Regulation is authoritative. The proposed Regulation, dated June 17, 2015, can be found at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/drought/docs/russian_river/emergency_reg_russianrvr.pdf.

² Due to the known connection between groundwater and surface streams in the Russian River watershed, as well as the limited water use information in the area, additional information on diversions, whether surface or subsurface, and use of water is needed to better assess impacts on surface stream flows. The Deputy Director may issue informational orders to some or all landowners in, or suppliers of water from, the watersheds of Mark West, Mill, Green Valley, and Dutch Bill Creeks (§876 (c)(1)). Those who receive the orders are required to provide information related to diversion and use of water, including but not limited to the: date of first use, location of diversion, type of diversion, types of beneficial uses, distance of well from the nearest surface stream, depth of the well, well screen interval(s), place of use, estimated 2014 diversion amount, estimated 2014 use amount, source of water, volume of storage, estimated pumping/diversion rate, and amount of water anticipated to be needed this year. The requested information must be supplied within 30 days. The Deputy Director may grant additional time for the submission of information upon substantial compliance with the 30-day deadline and a showing of good cause. Each landowner is responsible for immediately providing notice of any informational order(s) to all water users associated with their land. Failure to provide the information requested within 30 days, or any additional time extension granted, is a violation subject to civil liability of up to \$500 per day for each day the violation continues pursuant to Water Code section 1846.

-(§876 (e))

³ The upper watersheds are defined in the Regulation as:

On Mark West Creek, the portion of the watershed upstream of the confluence with an unnamed tributary (the tributary flowing parallel to western Riebli Road) as defined by the Latitude/Longitude of 38.5066°N and 122.72607°W.

On Mill Creek, the portion of the watershed upstream of the confluence with Felta Creek, and including Felta Creek, as defined by the Latitude/Longitude of 38.58098°N and 122.88306°W.

On Green Valley Creek, the portion of the watershed upstream of the confluence with Atascadero Creek as defined by the Latitude/Longitude of 38.44841°N and 122.88697°W.

On Dutch Bill Creek, the portion of the watershed upstream of the confluence with Tyrone Gulch as defined by the Latitude/Longitude of 38.44776°N and 122.99979°W.

-(§876 (c)(2))

⁴ The use of potable and non-potable water is prohibited for any of the following actions, except where necessary to address an immediate health and safety need or where used exclusively for irrigation for commercial agricultural use:

- (A) The application of water, except untreated rainwater or gray water, to ornamental turf;
- (B) The application of water to landscapes in a manner that causes runoff such that water flows onto adjacent property, non-irrigated areas, private and public walkways, roadways, parking lots, or structures;
- (C) The application of water, except untreated rainwater or gray water, to landscapes more than two days per week;
- (D) The application of water, except untreated rainwater or gray water, to landscapes between the hours of 8:00a.m. to 8:00p.m.;
- (E) Washing motor vehicles, except with untreated rainwater or gray water or at car wash facilities where the water is part of a recirculating system;
- (F) The application of water to driveways and sidewalks;
- (G) The use of water, except untreated rainwater or gray water, to fill or refill decorative ponds, fountains and other decorative water features;
- (H) The use of water, except untreated rainwater or gray water, in a fountain or other decorative water feature, except where the water is part of a recirculating system; and
- (I) The application of water to landscapes during and within 48 hours after measurable rainfall.

-(§876 (d)(1))

⁵ Operators of hotels and motels must provide guests with the option of choosing not to have towels and linens laundered daily, if daily laundering is offered. The hotel or motel must prominently display and/or communicate notice of this option to each guest.

-(§876 (d)(2))