

STATE OF DELAWARE



**EXECUTIVE DEPARTMENT
DOVER**

EXECUTIVE ORDER
NUMBER THIRTY-SIX

TO: HEADS OF ALL STATE DEPARTMENTS, AGENCIES AND AUTHORITIES, AND
ALL POLITICAL SUBDIVISIONS AND GOVERNMENTAL UNITS OF THE STATE
OF DELAWARE

RE: AMENDING EXECUTIVE ORDER NUMBER 35 TO MODIFY MANDATORY
WATER CONSERVATION MEASURES

WHEREAS, on September 12, 1995, I issued Executive Order 35 promulgating certain mandatory water conservation measures pursuant to 20 Del. C. § 3133; and

WHEREAS, since that time, the drought conditions have alleviated to some extent due to rain and the significant, good faith conservation efforts of Delawareans; and

WHEREAS, it is feasible to modify the mandatory water conservation measures to enable Delawareans to water newly planted trees, shrubs, and outdoor plants once a week in the early morning; and

WHEREAS, the nursery industry has expressed a willingness to shorten its watering hours to compensate for the watering of new plantings.

NOW, THEREFORE, I, THOMAS R. CARPER, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare, proclaim and order the following:

1. Paragraph 2 of Executive Order Number 35 is hereby amended in the following respects:

(a) Paragraph 2 (a) is amended by deleting the word “and” immediately following the semicolon“;” in subsection “i)”, by adding the word “and” immediately after the semicolon “;” in subsection “ii)” thereof, and by adding a new subsection “iii)” thereto to read as follows: “iii) Potable water applied once a week to newly planted trees, shrubs, and outdoor plants (defined as those that have been planted for less than one year) by hand-held containers or hand-held hoses with manually operated flow control nozzles or low-pressure perforated hoses with the user in attendance;”; and

(b) Paragraph 2 (b) is amended by deleting it in its entirety and replacing it with the following:

“(b) Effective October 14, 1995, the use of potable water by commercial and retail nurseries except in the minimum amount necessary to maintain stock with application limited to no more than four hours daily which may be divided into no more than two periods of watering in accordance with a written schedule specifying the hours during which such watering will occur and which schedule must be conspicuously displayed on the nursery property;”.



APPROVED this 13th day of October, 1995.

Thomas R. Carper
Governor

ATTEST:

Edna Paul
Secretary of State