

STATE OF DELAWARE



EXECUTIVE DEPARTMENT DOVER

EXECUTIVE ORDER
NUMBER TWENTY

TO: HEADS OF ALL STATE DEPARTMENTS AND AGENCIES

RE: TERMINATION OF DROUGHT WARNING; RECISION OF
VOLUNTARY WATER USE RESTRICTIONS

WHEREAS, recent precipitation and prudent conservation and management of the water resources of the State of Delaware and the Delaware River Basin have successfully offset the effects of the drought that began in August, 1984; and

WHEREAS, Executive Order Number 17 dated October 31, 1985 rescinded the mandatory water use restrictions which had been imposed pursuant to Executive Order Number 14 dated September 23, 1985. However, Delawareans were asked to continue to voluntarily restrict the nonessential use of fresh water; and

WHEREAS, water supply conditions within and without the State of Delaware indicate that such voluntary conservation measures are no longer required; and

WHEREAS, at a meeting held on December 18, 1985, the Delaware River Basin Commission voted to repeal Emergency Resolution Number 85-13 enacted on May 13, 1985 and Conservation Order Numbers 1 - 8, all dealing with the general state of emergency with respect to the supply of fresh water within the jurisdiction of the Delaware River Basin Commission.

NOW, THEREFORE, I, MICHAEL N. CASTLE, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order and declare as follows:

1. The Declaration of Drought Warning for the State of Delaware as declared pursuant to my authority under 20 Del. C. §3132 as set forth in Executive Order Number 5 dated May 9, 1985 is hereby terminated.

2. The voluntary restrictions upon the nonessential use of fresh water in the State of Delaware imposed pursuant to Executive Order Number 5 dated May 9, 1985 (Paragraph 3) are hereby terminated.

3. Those agencies of the State of Delaware which have undertaken drought response actions and studies pursuant to Executive Order Number Eleven, dated July 31, 1985, shall complete said actions and/or studies, to-wit:

The Public Service Commission shall establish after due hearing:

(a) in conjunction with the Division of Water Resources of the Department of Natural Resources and Environmental Control, appropriate procedures and levels of fines and/or surcharges for all public and private water utilities to follow for the purpose of curtailing water consumption in the event of a declared drought emergency pursuant to 20 Del. C. §3133;

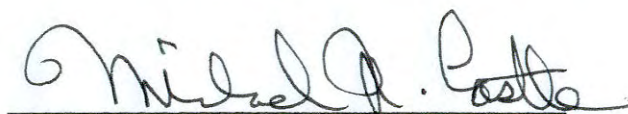
(b) procedures to be used in the event of a declared drought emergency, increased conjunctive use and pass-through transfers for conjunctive use and shall further establish a procedure for raising and allocating funds to pay those expenses associated with the increased movements of surface water.

4. Those public water suppliers and major industrial water users in northern New Castle County should continue to develop water shortage contingency plans and should complete such plans for review by the Delaware Department of Natural Resources and Environmental Control.

5. The Drought Advisory Committee shall, in its discretion, continue to convene and report to the Governor on water supply and hydrological conditions within the State of Delaware.



APPROVED this 20th day
of December, 1985.


Governor

ATTEST:


Secretary of State