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**BEFORE THE STATE WATER
RESOURCES CONTROL BOARD**

In the Matter of the State Water Resources)
Control Board (State Water Board))
Hearing to Determine whether to Adopt a)
Draft Cease & Desist Order against)
California American Water Regarding its)
Diversion of Water from the Carmel River)
in Monterey County under Order WR 95-10)
_____)

Hearing Date: July 23 - 25, 2008

Carmel River in Monterey County

EXHIBIT MPWMD-SP10

MONTEREY PENINSULA WATER MANAGEMENT DISTRICT

ITEM: INFORMATIONAL ITEM/STAFF REPORTS

26. MONTHLY ALLOCATION REPORT

Meeting Date:	June 16, 2008	Budgeted:	N/A
From:	Darby Fuerst, General Manager	Program/ Line Item No.:	N/A
Prepared By:	Gabriela Ayala	Cost Estimate:	N/A

General Counsel Approval: N/A
Committee Recommendation: N/A
CEQA Compliance: N/A

SUMMARY: As of May 31, 2008, a total of **43.970** acre-feet (**12.8%**) of the Paralta Well allocation remained available for use by the jurisdictions. Pre-Paralta water in the amount of **37.548** acre-feet are available to the jurisdictions, and **37.810** acre-feet are available as public water credits.

Exhibit 26-A shows the amount of water allocated to each jurisdiction from the Paralta Well Allocation, the quantities permitted in May 2008 ("changes"), and the quantities remaining. The Paralta Allocation had one debit during May 2008.

Exhibit 26-A also shows additional water credits available to each of the jurisdictions and the information regarding the Community Hospital of the Monterey Peninsula. Any additional water credits for expired or canceled permits that were issued before January 1991 are shown as "PRE-Paralta Credits." Water credits used from a jurisdiction's "public credit" account are also listed. Transfers of commercial water credits into a jurisdiction's allocation are included as "public credits." **Exhibit 26-B** shows the water entitlements for Quail Meadows, Pebble Beach Company, Del Monte Forest Benefited Properties, Macomber Estates, Griffin Trust, and Water West.

BACKGROUND: The District's Water Allocation Program, associated resource system supply limits, and jurisdictional allocations have been modified by a number of key ordinances. These key ordinances are listed in **Exhibit 26-C**.

EXHIBITS

- 26-A** Monthly Allocation Report
- 26-B** Monthly Entitlement Report
- 26-C** District's Water Allocation Program Ordinances

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EXHIBIT 26-A
MONTHLY ALLOCATION REPORT
 Reported in Acre-Feet
 May 31, 2008

Jurisdiction	Paralta Allocation	Changes	Remaining	PRE-Paralta Credits	Changes	Remaining	Public Credits	Changes	Remaining	Total Available
Airport District	8.100	0.000	5.224	0.000	0.000	0.000	0.000	0.000	0.000	5.224
Carmel-by-the-Sea	19.410	0.000	1.578	1.081	0.000	1.081	0.560	0.000	0.492	3.151
Del Rey Oaks	8.100	0.000	0.000	0.440	0.000	0.000	0.000	0.000	0.000	0.000
Monterey	76.320	0.000	0.015	50.659	0.000	0.441	38.121	0.000	7.478	7.934
Monterey County	87.710	0.000	14.955	13.080	0.000	0.497	7.827	0.000	2.414	17.866
Pacific Grove	25.770	0.000	1.620	1.410	0.000	1.091	11.473	0.000	2.329	5.040
Sand City	51.860	0.000	0.000	0.838	0.000	0.000	24.717	0.000	23.599	23.599
Seaside	65.450	0.043	20.578	34.438	0.000	34.438	2.693	0.000	1.498	56.514
TOTALS	342.720	0.043	43.970	101.946	0.000	37.548	85.391	0.000	37.810	119.328

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EXHIBIT 26-B
MONTHLY ENTITLEMENT REPORT
 Reported in Acre-Feet
 May 31, 2008

Entitlement Holder	Entitlement	Changes this Month	Total Demand from Water Permits Issued	Remaining Entitlement/and Water Use Permits Available
Quail Meadows	33.000	0.000	30.029	2.971
Water West	12.760	0.147 Credit	6.231	6.529

[1]
CAWD/PBCSD Recycled Water Project Entitlements

Pebble Beach Co. [2]	296.400	0.570	10.452	285.948
Del Monte Forest Benefited Properties ² (Pursuant to Ord No. 109)	68.600	0.630	21.467	47.133
Macomber Estates	10.000	0.000	9.595	0.405
Griffin Trust	5.000	0.000	4.809	0.191
CAWD/PBCSD Project Totals	380.000	1.200	46.323	333.677

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[1]

This section shows changes resulting from Water Use Permits and Water Permits issued to properties located in Pebble Beach, pursuant to Rule 23.5, as amended by Ordinance No. 109.

[2]

Increases in the Del Monte Forest Benefited Properties Entitlement will result in reductions in the Pebble Beach Co. Entitlement.

EXHIBIT 26-C

District's Water Allocation Program Ordinances

Ordinance No. 1 was adopted in September 1980 to establish interim municipal water allocations based on existing water use by the jurisdictions. Resolution 81-7 was adopted in April 1981 to modify the interim allocations and incorporate projected water demands through the year 2000. Under the 1981 allocation, Cal-Am's annual production limit was set at 20,000 acre-feet.

Ordinance No. 52 was adopted in December 1990 to implement the District's water allocation program, modify the resource system supply limit, and to temporarily limit new uses of water. As a result of Ordinance No. 52, a moratorium on the issuance of most water permits within the District was established. Adoption of Ordinance No. 52 reduced Cal-Am's annual production limit to 16,744 acre-feet.

Ordinance No. 70 was adopted in June 1993 to modify the resource system supply limit, establish a water allocation for each of the jurisdictions within the District, and end the moratorium on the issuance of water permits. Adoption of Ordinance No. 70 was based on development of the Paralta Well in the Seaside Groundwater Basin and increased Cal-Am's annual production limit to **17,619** acre-feet. More specifically, Ordinance No. 70 allocated 308 acre-feet of water to the jurisdictions and 50 acre-feet to a District Reserve for regional projects with public benefit.

Ordinance No. 73 was adopted in February 1995 to eliminate the District Reserve and allocate the remaining water equally among the eight jurisdictions. Of the original 50 acre-feet that was allocated to the District Reserve, 34.72 acre-feet remained and was distributed equally (4.34 acre-feet) among the jurisdictions.

Ordinance No. 74 was adopted in March 1995 to allow the reinvestment of toilet retrofit water savings on single-family residential properties. The reinvested retrofit credits must be repaid by the jurisdiction from the next available water allocation and are limited to a maximum of 10 acre-feet. This ordinance sunset in July 1998.

Ordinance No. 75 was adopted in March 1995 to allow the reinvestment of water saved through toilet retrofits and other permanent water savings methods at publicly owned and operated facilities. Fifteen percent of the savings are set aside to meet the District's long-term water conservation goal and the remainder of the savings are credited to the jurisdictions allocation. This ordinance sunset in July 1998.

Ordinance No. 83 was adopted in April 1996 and set Cal-Am's annual production limit at **17,621** acre-feet and the non-Cal-Am annual production limit at **3,046** acre-feet. The modifications to the production limit were made based on the agreement by non-Cal-Am water users to permanently reduce annual water production from the Carmel Valley Alluvial Aquifer in exchange for water service from Cal-Am. As part of the agreement, fifteen percent of the historical non-Cal-Am production was set aside to meet the District's long-term water conservation goal.

Ordinance No. 87 was adopted in February 1997 as an urgency ordinance establishing a community benefit allocation for the planned expansion of the Community Hospital of the Monterey Peninsula (CHOMP). Specifically, a special reserve allocation of 19.60 acre-feet of production was created exclusively for the benefit of CHOMP. With this new allocation, Cal-Am's annual production limit was increased to **17,641** acre-feet and the non-Cal-Am annual production limit remained at **3,046** acre-feet.

Ordinance No. 90 was adopted in June 1998 to continue the program allowing the reinvestment of toilet

retrofit water savings on single-family residential properties for 90-days following the expiration of Ordinance No. 74. This ordinance sunset in September 1998.

Ordinance No. 91 was adopted in June 1998 to continue the program allowing the reinvestment of water saved through toilet retrofits and other permanent water savings methods at publicly owned and operated facilities.

Ordinance No. 90 and No. 91 were challenged for compliance with CEQA and nullified by the Monterey Superior Court in December 1998.

Ordinance No. 109 was adopted on May 27, 2004, revised Rule 23.5 and adopted additional provisions to facilitate the financing and expansion of the CAWD/PBCSD Recycled Water Project.

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