

A photograph of a wooden roof truss structure under construction, showing the intricate network of beams and supports against a clear blue sky.

ITEM 18 A. CONSIDER FIRST READING OF ORDINANCE NO. 148 – AN ORDINANCE OF THE MONTEREY PENINSULA WATER MANAGEMENT DISTRICT AMENDING THE REBATE PROGRAM

Presented by:

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Summary

- Ordinance No. 148 amends Rule 141, Water Conservation Rebates.
 - Implements Resolution 2011-04 guidelines for Lawn removal Rebates
 - Amends process to address depletion of Rebate Account funds
 - Funding is limited and expected to be depleted by May
 - Currently holds applications in order received for future funding
 - Amends rule to suspend program when funding is depleted

Summary

- Other amendments include:
 - Clarification that Rebate Sites must be in compliance with District rules;
 - Disqualification of Qualified Devices that are mandated by law;
 - Reordered language related to Ultra High Efficiency Toilets
 - Deletes reference to a list of irrigation system controllers maintained by the District
 - Clarifies deed restriction requirements for certain Rebates

Summary

- Time is of the essence
 - Recent information from Division of Ratepayers Advocates is that funding of 2011 Rebates from 2012-2014 General Rate Case (GRC) would be disallowed
 - Funding from the 2009-2011 GRC is anticipated to conclude in May 2011 in the California American Water systems
 - Approximately \$155,000 remains available for Rebates in the California American Water systems



Direction Needed

- Approximately 58 incomplete Lawn removal applications pending
- Potential Rebates of approximately \$84,000
- Applications are incomplete and will be subject to rules in effect at the time the complete application is received.
- Rule 141 allows for 120 days to complete an application
- Language was proposed in the staff report to allow 30 days to complete the application under current rules. However, this action was recommended for consideration of the ordinance on as urgency measure, which would implement the ordinance immediately upon adoption at first reading. This recommendation has been changed.

Recommendations

- Staff recommends the Board direct staff to provide immediate notice by mail to pending Lawn removal Rebate applicants on file at the District of the ordinance and the change in rules. This action would provide more than 30 days notice (i.e., effective date of ordinance) to complete the application.
 - In the interim, sufficient funds for pending Lawn removal Rebates should be held in the Rebate Account
- Staff recommends the Board adopt the first reading of Ordinance No. 148 to facilitate timely implementation of amendments regarding Rebate program funding.
- This ordinance is exempt from CEQA pursuant to Class 1, 15301.

For More Information

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www.mpwmd.dst.ca.us

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