

ITEM 13. CONSIDER SECOND READING AND ADOPTION OF ORDINANCE NO. 150 – NOTICING REQUIREMENTS FOR WATER DISTRIBUTION SYSTEM WELL CAPACITY TESTING

Meeting Date: April 16, 2012 Contacts: Henrietta Stern, Joe Oliver



Overview of Ordinance 150

Amends Rule 21-A, Water Distribution System (WDS) Applications.

- Requires that Neighboring Well owners be notified of Well Capacity Tests; may request well monitoring during the test. Requires reasonable effort to accommodate neighbors' schedules.
- Requires documentation of contacts and responses before test begins to be accepted by MPWMD.
- Details in Implementation Guidelines.



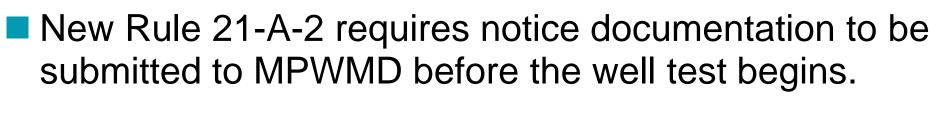
Board approved first reading on March 19, 2012.

Background

- Board confirmed that new rules apply to the 2012 testing season and are not retroactive.
- Counsel explained that Pre-Applications or Applications received on or after the May 16, 2012 effective date are affected.



Ordinance Components



- New Rule 21-A-12 requires notice documentation to be part of the materials submitted in a WDS Permit application package.
- New Rule 11 entry adds the definition of the term "Neighboring Well".



Impacts to Applicants

Need to start WDS planning earlier to account for noticing requirements.

- Possible time constraints for Spring-Summer 2012 applicants.
- WDS Permit costs will be higher due to additional MPWMD staff time.



Recommended Board Action

Approve second reading and adoption of Ordinance No. 150.

Direct staff to work with Rules & Regs Committee to prepare noticing memo (Implementation Guidelines) by the May 16, 2012 effective date.

Filing of a Notice of Determination is not needed because this is not a "project" under CEQA.

District Counsel previously reviewed this item.



For More Information



Staff reports, ordinances and presentation materials can be found on the District's website at:

www.mpwmd.net

PowerPoint presentations will be posted on the website the day after the meeting