

NOTICE OF DETERMINATION

FILED

TO: ___ Office of Planning and Research
1400 Tenth St., PO Box 3044
Sacramento, CA 95812-3044

FROM: Monterey Peninsula Water Mgt. Dist.
PO Box 85, Monterey, CA 93940

SEP 21 2012

or X County Clerk, County of Monterey
240 Church St; PO Box 29
Salinas, CA 93902

Contact Person: STEPHEN L. VAGNINI
Phone Number: 831/658-3630
MONTEREY COUNTY CLERK
DEPUTY

20/20112

SUBJECT: **Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.**

Project Title: Adoption of Ordinance No. 154: "2012 Water Use Credit Tolling Ordinance of the Monterey Peninsula Water Management District."

State Clearinghouse Number: N/A

Project Location: Monterey Peninsula Water Management District, Monterey County

Project Description: Following completion of a water supply project or projects that legalize the water supply for the California American Water Company, Ordinance No. 154 reinstates each Water Use Credit affected by State Water Resources Control Board Order WR 2009-0060 (Cease and Desist Order or CDO). A Water Use Credit documented prior to the CDO will be reinstated with the same value and term as existed on the date of the CDO. A Water Use Credit documented after the CDO will be reinstated with the initial term allowed by Rule 25.5. In the event that any portion of a Water Use Credit is used prior to the reinstatement date, the amount of the reinstated Water Use Credit will be reduced to reflect the remaining amount

This is to advise that, on **September 17, 2012**, the Monterey Peninsula Water Management District (the lead agency) approved the above-described ordinance. On September 17, 2012, the District Board made the following determinations, based on a circulated Initial Study/Proposed Negative Declaration:

1. The project **will not** have a significant effect on the environment.
2. A **Negative Declaration** was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures **were not** made a condition of approval of the project.
4. A Mitigation Reporting or Monitoring Plan was not adopted for this project.
5. Findings were made pursuant to CEQA Guidelines 15094(a)(7).
6. A Statement of Overriding Considerations **was not** adopted for this project.

This is to certify that the Negative Declaration adopted by the District and record of project approval is available to the General Public at the District office at 5 Harris Court, Bldg. G, Monterey, California.

Signature: David J. Stoldt
David J. Stoldt, MPWMD General Manager

Date: 9-20-12