

This meeting has been noticed according to the Brown Act rules. The Board of Directors meets regularly on the third Monday of each month, except in January, February. The meetings begin at 7:00 PM.



AGENDA

**Board of Directors
Monterey Peninsula Water Management District**

Monday, March 19, 2018

Closed Session – 6:30 pm

Regular Meeting – 7:00 pm

Conference Room, Monterey Peninsula Water Management District
5 Harris Court, Building G, Monterey, CA

Staff notes will be available on the District web site at
<http://www.mpwmd.net/who-we-are/board-of-directors/bod-meeting-agendas-calendar/>
by 5 PM on Friday, March 16, 2018

The 7:00 PM Meeting will be televised on Comcast Channels 25 & 28. Refer to broadcast schedule on page 3.

6:30 PM – Closed Session

As permitted by Government Code Section 54956 et seq., the Board may adjourn to closed or executive session to consider specific matters dealing with pending or threatened litigation, certain personnel matters, or certain property acquisition matters.

1. **Public Comment** – Members of the public may address the Board on the item or items listed on the Closed Session agenda.
2. **Adjourn to Closed Session**
3. **Conference with Legal Counsel – Existing Litigation (Gov. Code 54956.9 (a))**
 - A. MPTA v. MPWMD; Monterey Superior Court No. M 123512; CA 6th District Court of Appeal Case No. H042484
 - B. Application of California American Water to CPUC (No. 12-04-019) – Monterey Peninsula Water Supply Project
4. **Adjourn to 7 pm Session**

7:00 PM – Regular Meeting

CALL TO ORDER/ROLL CALL

PLEDGE OF ALLEGIANCE

Board of Directors
Andrew Clarke, Chair – Division 2
Ralph Rubio, Vice Chair - Mayoral Representative
Brenda Lewis – Division 1
Molly Evans – Division 3
Jeanne Byrne – Division 4
Robert S. Brower, Sr. – Division 5
Mary Adams, Monterey County Board of Supervisors Representative

General Manager
David J. Stoldt

This agenda was posted at the District office at 5 Harris Court, Bldg. G Monterey on Wednesday, March 14, 2018. Staff reports regarding these agenda items will be available for public review on 3/15/2018, at the District office and at the Carmel, Carmel Valley, Monterey, Pacific Grove and Seaside libraries. After staff reports have been distributed, if additional documents are produced by the District and provided to a majority of the Board regarding any item on the agenda, they will be available at the District office during normal business hours, and posted on the District website at www.mpwmd.net/who-we-are/board-of-directors/bod-meeting-agendas-calendar/. Documents distributed at the meeting will be made available in the same manner. The next regular meeting of the Board of Directors is scheduled for April 16, 2018 at 7 pm.

ADDITIONS AND CORRECTIONS TO AGENDA - The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

ORAL COMMUNICATIONS - Anyone wishing to address the Board on Consent Calendar, Information Items, Closed Session items, or matters not listed on the agenda may do so only during Oral Communications. Please limit your comment to three (3) minutes. The public may comment on all other items at the time they are presented to the Board.

CONSENT CALENDAR: The Consent Calendar consists of routine items for which staff has prepared a recommendation. Approval of the Consent Calendar ratifies the staff recommendation. Consent Calendar items may be pulled for separate consideration at the request of a member of the public, or a member of the Board. Following adoption of the remaining Consent Calendar items, staff will give a brief presentation on the pulled item. Members of the public are requested to limit individual comment on pulled Consent Items to three (3) minutes.

1. Consider Adoption of Minutes from the February 22, 2018 Regular Meeting of the Board of Directors
2. Consider Adoption of Resolution 2018-04 to Supersede Resolution 2018-03 and Approve the Carmel River Bank Stabilization Project at Rancho San Carlos Road (Action will be taken in compliance with CEQA Sections 15164 and 15168)
3. Consider Application for Variance to Allow Non-Residential Group II Water Use Capacity at 458-460 Alvarado Street, Monterey (APN: 001-572-029)
4. Receive 2017 Ordinance No. 152 Oversight Panel Annual Report
5. Consider Adoption of Treasurer's Report for January 2018

GENERAL MANAGER'S REPORT

6. Status Report on California American Water Compliance with State Water Resources Control Board Order 2016-0016 and Seaside Groundwater Basin Adjudication Decision
7. Update on Development of Water Supply Alternatives

DIRECTORS' REPORTS (INCLUDING AB 1234 REPORTS ON TRIPS, CONFERENCE ATTENDANCE AND MEETINGS)

8. Oral Reports on Activities of County, Cities, Other Agencies/Committees/Associations

SPECIAL PRESENTATIONS

9. Presentation from Public Water Now: Campaign Message Summary
10. Presentation from California-American Water on Proposal for Public Ownership of the Water Distribution System

PUBLIC HEARINGS – Public comment will be received on each of these items. Please limit your comment to three (3) minutes per item.

11. **Consider Appeal of Determination of Water Needs for Tea Zone & Fruit Bar at 460 Alvarado Street, Monterey (APN: 001-572-005-000)**

Action: The Board will consider whether staff correctly determined that a proposed Tea Zone & Fruit Bar at 460 Alvarado Street is a Non-Residential Group II use.

12. **Consider Adoption of April through June 2018 Quarterly Water Supply Strategy and Budget**

Action: The Board will consider approval of a proposed production strategy for the California American Water Distribution Systems for the three-month period of April through June 2018. The strategy sets monthly goals for surface and groundwater production from various sources within the California American Water systems.

ACTION ITEMS – Public comment will be received on each of these items. Please limit your comment to three (3) minutes per item.

- 13. Consider Adoption of Resolution 2018 - 05 Regarding State Water Resources Control Board Order WR 2009-0060**
Action: The Board will consider adoption of Resolution 2018-04 clarifying interpretation of Order WR 2009-0060.
- 14. Consider Adoption of Resolution 2018 - 06 Declaring the Week of March 19-25, 2018, to be Fix a Leak Week**
Action: The Board will consider adoption of Resolution 2018-05. The U.S. Environmental Protection Agency's (EPA's) WaterSense® program promotes its annual Fix a Leak Week in March as part of its efforts to encourage Americans to use water efficiently. The District supports the EPA's program and encourages the immediate repair of every leak.

INFORMATIONAL ITEMS/STAFF REPORTS The public may address the Board on Information Items and Staff Reports during the Oral Communications portion of the meeting. Please limit your comments to three minutes.

15. Letters Received Supplemental Letter Packet
16. Committee Reports
17. Monthly Allocation Report
18. Water Conservation Program Report
19. Carmel River Fishery Report for February 2018
20. Monthly Water Supply and California American Water Production Report

ADJOURNMENT

Board Meeting Broadcast Schedule – Comcast Channels 25 & 28	
View Live Webcast at Ampmedia.org	
Ch. 25, Mondays, 7 PM	Monterey, Del Rey Oaks, Pacific Grove, Sand City, Seaside
Ch. 25, Mondays, 7 PM	Carmel, Carmel Valley, Del Rey Oaks, Monterey, Pacific Grove, Pebble Beach, Sand City, Seaside
Ch. 28, Mondays, 7 PM	Carmel, Carmel Valley, Del Rey Oaks, Monterey, Pacific Grove, Pebble Beach, Sand City, Seaside
Ch. 28, Fridays, 9 AM	Carmel, Carmel Valley, Del Rey Oaks, Monterey, Pacific Grove, Pebble Beach, Sand City, Seaside

Upcoming Board Meetings		
Monday, April 16, 2018	Regular Board Meeting	7:00 pm District conference room
Monday, May 21, 2018	Regular Board Meeting	7:00 pm District conference room

Upon request, MPWMD will make a reasonable effort to provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. MPWMD will also make a reasonable effort to provide translation services upon request. Please submit a written request, including your name, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service by 5:00 PM on Thursday, March 15, 2018. Requests should be sent to the Board Secretary, MPWMD, P.O. Box 85, Monterey, CA, 93942. You may also fax your request to the Administrative Services Division at 831-644-9560, or call 831-658-5600.

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ITEM: CONSENT CALENDAR**1. CONSIDER ADOPTION OF MINUTES OF THE FEBRUARY 22, 2018
REGULAR BOARD MEETING****Meeting Date: March 19, 2018** **Budgeted: N/A****From: David J. Stoldt,
General Manager** **Program/
Line Item No.: N/A****Prepared By: Arlene Tavani** **Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: N/A****CEQA Compliance: This action does not constitute a project as defined by the California
Environmental Quality Act Guidelines Section 15378.**

SUMMARY: Attached as **Exhibit 1-A** are draft minutes of the February 22, 2018 Regular meeting of the Board.**RECOMMENDATION:** District staff recommends approval of the minutes with adoption of the Consent Calendar.**EXHIBIT****1-A** Draft Minutes of the February 22, 2018 Regular Meeting of the Board of Directors

EXHIBIT 1-A

DRAFT MINUTES
Regular Meeting
Board of Directors
 Monterey Peninsula Water Management District
January 24, 2018

The meeting was called to order at 7:00 pm in the MPWMD conference room.

CALL TO ORDER/ROLL CALL*Directors Present:*

Andrew Clarke – Chair, Division 2
 Ralph Rubio – Vice Chair, Mayoral Representative
 Brenda Lewis, Division 1 (arrived at 7:05 pm)
 Molly Evans – Division 3
 Jeanne Byrne – Division 4
 Robert S. Brower, Sr. – Division 5
 Mary Adams – Monterey County Board of Supervisors Rep.

Directors Absent: None

General Manager present: David J. Stoldt

District Counsel present: David Laredo

The assembly recited the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE

No changes.

ADDITIONS AND CORRECTIONS TO AGENDA

The following comments were directed to the Board during Oral Communications. **(a) Peter Munteer**, Pacific Grove Chamber of Commerce, expressed support for the portfolio approach to meet community water supply needs and economic expansion. He stated that the desalination component is critical to meet water supply needs and obtain compliance with the Cease and Desist Order. **(b) Tom Rowley**, Monterey Peninsula Taxpayers Association (MPTA), stated that he was pleased the EIR on the Monterey Peninsula Water Supply Project would be completed soon, despite a two week delay. He expressed a hope that the County of Monterey would participate on the Monterey Peninsula Regional Water Authority. He noted that on February 27, 2018, a hearing is scheduled on MPTA v MPWMD in the 6th District Court of Appeal, Case No. H042484. **(c) Dan Turner**, resident of Monterey, explained that property taxes in Felton increased when the San Lorenzo Valley Water District purchased the California American Water (Cal-Am) system. He stated that local property taxes would not be raised in order to fund public ownership of the Cal-Am system that serves customers within the Water Management District, because it would be purchased through the sale of bonds. He also stated that if the

ORAL COMMUNICATIONS

Pure Water Monterey Project expansion does not go forward, and Cal-Am constructs a desalination project, water rates will be unaffordable.

On a motion by Brower and a second of Byrne, the Consent Calendar was approved, except for Item 1 that was pulled for separate consideration. The motion was approved on a vote of 7 – 0 by Brower, Byrne, Adams, Clarke, Evans, Lewis and Rubio.

On a motion by Byrne and second of Adams, the minutes were approved with a correction at the end of page 1, the reference to Peter Cursio should be replaced with Gary Cursio. The motion was approved on a unanimous vote of 7 – 0 by Byrne, Adams, Brower, Clarke, Evans, Lewis and Rubio.

Approved an expenditure of \$5,000.

Approved an expenditure of \$50,000.

Adopted resolution for approval to receive \$1,800,000 in grant funds.

Approved.

Approved.

Adopted.

A summary of General Manager Stoldt’s report is on file at the District office and can be viewed on the agency website. He noted that production from the Carmel River was lower than in 2017 because there has been insufficient rainfall and flow in the river to allow withdrawals for operation of the Aquifer Storage and Recovery Project. Stoldt reported that for the current reporting period (October 1, 2017 to January 31, 2018) rainfall received was approximately the same as was measured in 1924, which was the lowest on record. Unimpaired streamflow for the current reporting period was classified as dry, and long-term storage was at 96 percent. Stoldt advised the Board that since 1924, of the ten years that

CONSENT CALENDAR

1. **Consider Adoption of Minutes from the January 24, 2018 Regular Meeting of the Board of Directors**
2. **Consider Approval of Purchase of Internet License for Water Wise Gardening in Monterey County**
3. **Consider Approval of Expenditure for Increased County Recording Fees and Increased Recording Activity**
4. **Consider Adoption of Resolution No. 2018-02 in Support of Entering into an Agreement with the California State Coastal Conservancy to Upgrade the Intake for the Sleepy Hollow Steelhead Rearing Facility**
5. **Receive and File Second Quarter Financial Activity Report for Fiscal Year 2017-18**
6. **Consider Approval of Second Quarter FY 2017-18 Investment Report**
7. **Consider Adoption of Treasurer's Report for December 2017**

GENERAL MANAGER’S REPORT

8. **Status Report on California American Water Compliance with State Water Resources Control Board Order 2009-0060 and Seaside Groundwater Basin Adjudication Decision**

were classified as critically dry in October through December, six of those years resulted in normal to below normal rainfall.

Director Evans reported that she and Director Brower attended the groundbreaking for construction of the Regional Urban Water Augmentation Project pipeline which will transport water from the Pure Water Monterey project to injection wells.

A summary of Dr. Sanford's presentation is on file at the District office and can be viewed on the agency website. In response to questions from the Directors, representatives from Cal-Am stated the following. In areas where sewer pipes and potable water pipes are in the same trench, Cal-Am's pipes are in compliance with all government regulations intended to protect the potable water pipes from contamination. In addition, there are no known instances of cross contamination events in the Cal-Am system. However, it is important to ensure that potable water in the pipes is adequately chlorinated. The level of pharmaceuticals present in recycled water is much lower than in conventional drinking water systems. Regulations established in California for ground and surface water augmentation eliminate most constituents as they are designed to manage specific contaminants and classes of contaminants.

Public comment: (a) **Gary Cursio**, Director of Government Affairs for the Monterey County Hospitality Association, thanked Dr. Stanford for the presentation. (b) **Dan Turner**, resident of Monterey, stated that one of the slides presented by Dr. Stanford depicted a slant well that extended beyond the beach to below the ocean floor. Turner noted that the slant well proposed for the desalination project, does not extend beyond the beach.

Motion #1 – Byrne offered a motion to approve a Group I use based on the following reasons: (a) the water use could be similar to a wine tasting room or a convenience store that serves similar products; and (b) the property owner is facing an exceptional hardship due to the possible loss of property insurance, and the property owner has made every effort over the past year to rent the space. The motion was seconded by Rubio. Byrne stated that her motion applied to only the portion of the building that had a previously established water credit of 0.371 acre-feet. No action was taken on the motion.

Motion #2 – Rubio offered a substitute motion to deny the variance and direct staff to bring the issue to the Board at a future meeting as an appeal. The motion was seconded by

DIRECTORS' REPORTS (INCLUDING AB 1234 REPORTS ON TRIPS, CONFERENCE ATTENDANCE AND MEETINGS)

9. Oral Reports on Activities of County, Cities, Other Agencies/Committees/ Associations

SPECIAL PRESENTATIONS

10. Presentation by Dr. Ben Stanford, Senior Director of Water Research and Development at American Water regarding "Innovations in Desalination, Water Reuse, and Emerging Contaminants at American Water"

PUBLIC HEARINGS

11. Consider Application for Variance to Allow Non-Residential Group II Water Use Capacity at 458-460 Alvarado Street, Monterey (APN: 001-572-029)

Evans and approved on a unanimous vote of 7 – 0 by Rubio, Evans, Adams, Brower, Byrne, Clarke, and Lewis.

The following comments were directed to the Board during the public hearing on this item. **(a) Anthony Davi, Sr.**, the applicant, stated that it has been difficult to rent the space because the City of Monterey will not allow Group I uses such as Dental Clinic, Medical Clinic, Church, School, Gym and Nail Salon to be operated at street level on Alvarado Street, and also there is no demand for the Retail use that is allowed. He opined that Group I uses that would be allowed: such as Family Grocery, Convenience Store and Supermarket, sell products that are similar to those proposed for sale by the Fruit Bar. Mr. Davi explained that beverages to be served at the Fruit Bar would be premixed and served in disposable containers, and therefore, would use less water than a wine tasting room. He noted that Group II uses require complete kitchens, food preparation and dish washing which requires more water than the Fruit Bar would use. He requested that the Board consider the Fruit Bar as a Group I use. **(b) Jess Flowers**, representing the Tea Zone & Fruit Bar, provided information on operation of the business, and water use at other Tea Zone sites. She requested that a Group I use be applied to this project. **(c) Timothy Barrett**, member of the Monterey City Council, expressed support for the variance with the understanding that the City of Monterey's current or future water allocation would not be debited for the intensification of water use at the site. **(d) Gary Cursio**, Monterey County Hospitality Association, urged the Board of Directors to grant the variance. **(e) Tyler Williamson**, resident of Monterey, asked where the water would come from to serve a Group II use. He expressed support for Mr. Davi's project but stated there are more pressing needs such as water for affordable housing. **(f) Jeff Davi** expressed support for granting the variance. He urged the Board to combine the Group I and II categories into one group. **(g) Jess Flowers** told the Board that it is incorrect to place Gyms in the low water use category of Group I.

On a motion by Evans and second of Lewis, the Board adopted the resolution presented at the meeting labeled Revised February 20, 2018, and staff was directed to file a Notice of Determination. The motion was adopted on a vote of 7 – 0 by Evans, Lewis, Brower, Byrne, Adams, Clark and Rubio. No comments were directed to the Board during the public comment period on this item.

On a motion by Byrne and second by Brower, the Mid-Year Fiscal Year 2017-2018 Budget Adjustment was adopted on a unanimous vote of 7 – 0 by Byrne, Brower, Adams, Clarke, Evans, Lewis and Rubio. No comments were directed to the Board during the public comment period on this item.

12. **Consider Approval of a CEQA Addendum for the Carmel River Bank Stabilization Project at Rancho San Carlos Road (CEQA: Approve Addendum to the Carmel River Management Plan Environmental Impact Report Under CEQA Guideline Sections 15162 and 15164)**
13. **Consider Adoption of Mid-Year Fiscal Year 2017-2018 Budget Adjustment**

There was no discussion of these items.

**INFORMATIONAL ITEMS/STAFF
REPORTS**

- 14. Letters Received**
- 15. Committee Report**
- 16. Monthly Allocation Report**
- 17. Water Conservation Program
Report**
- 18. Carmel River Fishery Report**
- 19. Monthly Water Supply and
California American Water
Production Report**
- 20. Semi-Annual Groundwater Quality
Monitoring Report**

The meeting was adjourned at 8:50 pm.

ADJOURNMENT

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Arlene M. Tavani, Deputy District Secretary

ITEM: CONSENT CALENDAR

- 2. CONSIDER ADOPTION OF RESOLUTION 2018-04 TO SUPERSEDE RESOLUTION 2018-03 AND APPROVE THE CARMEL RIVER BANK STABILIZATION PROJECT AT RANCHO SAN CARLOS ROAD**
(Action will be taken in compliance with CEQA Sections 15164 and 15168)

Meeting Date:	March 19, 2018	Budgeted:	N/A
From:	David J. Stoldt, General Manager	Program/ Line Item:	N/A N/A
Prepared By:	Larry Hampson	Cost Estimate:	N/A

General Counsel Review: Yes

Committee Recommendation: N/A

CEQA Compliance: Section 15164 – preparation of an Addendum and Section 15168 (c) – project as a Later Activity that relies on a previously approved CEQA document

SUMMARY: At their February 22, 2018 meeting, the Board of Directors approved Resolution 2018-03 and directed staff to post a Notice of Determination of findings under the California Environmental Quality Act and approval of the Carmel River Bank Stabilization Project at Rancho San Carlos Road (RSC Project). Subsequent review by District Counsel has determined that posting of a Notice of Determination (NOD) is not required under the law. Because the District has no record of fees paid in 1984 to the California Department of Fish and Wildlife for a NOD concerning approval of a previous Programmatic Environmental Impact Report for this type of activity, a fee of \$3,218 would be required to post a NOD with the Monterey County Clerk.

Approval of the Consent Calendar would result in an action by the Board to supersede and update Resolution 2018-03 with Resolution 2018-04, attached as **Exhibit 2-A**, and would:

- determine that no additional environmental document is required;
- approve the RSC Project;
- direct the General Manager to take action as needed to implement this Resolution

RECOMMENDATION: Staff recommends:

- a) the Board adopt Resolution No. 2018-04; and
- b) authorize the General Manager to take action to implement this Resolution.

DISCUSSION: CEQA Action Required

In 1984, the District developed and adopted the Carmel River Management Plan and associated program Environmental Impact Report (PEIR). The goals of this plan are to restore streambank stability and to enhance the natural resources of the river. The proposed RSC Project is a

continuation of the comprehensive restoration of the Carmel River. Specific goals of the RSC Project are:

1. Prevent further erosion of the streambank on both sides of the river in order to protect land, infrastructure, mature riparian habitat on the floodplain, and an area with Santa Barbara sedge, which is used by Native Americans to weave basketry.
2. To restore riparian vegetation on the banks and active floodplains.
3. To enhance habitat for California red-legged frogs and juvenile steelhead.

For a more detailed discussion of the RSC Project, please refer to [Item 12](#) in the meeting packet for the February 22, 2018 Board of Directors meeting

The Board of Directors previously took action at their February 22, 2018 meeting under CEQA section 15162 “Subsequent EIRs and Negative Declarations” and determined that no subsequent EIR or Negative Declaration is required for the Project. The Board also found that the Project was technically consistent with the 1984 PEIR for the Carmel River Management Plan and an Addendum to the PEIR should be prepared. The Addendum for the RSC Project consists of the Project Description and Cultural Resources Study Agreement referred henceforth as the RSC Project Addendum.

Subsequent review by District Counsel determined that the Board should take action under Section 15168(c) to find that this Project is a Later Activity that relies on the prior CEQA document and that no additional environmental document needs to be prepared. The findings to support that action are contained in the Draft Findings attached as **Exhibit 2-B**. District Counsel recommended that a new Resolution also be drafted to supersede and update Resolution 2018-03 previously adopted by the Board.

EXHIBITS

2-A Draft Resolution 2018-04

2-B Draft Findings

EXHIBIT 2-A**RESOLUTION 2018-04**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
CERTIFYING FINDINGS OF ENVIRONMENTAL REVIEW
ADOPTING AN ADDENDUM TO THE
CARMEL RIVER MANAGEMENT PROGRAM
ENVIRONMENTAL IMPACT REPORT AND APPROVING THE
CARMEL RIVER BANK STABILIZATION PROJECT
AT RANCHO SAN CARLOS ROAD**

WHEREAS, The Monterey Peninsula Water Management District (MPWMD) is committed to mitigating the environmental impact of diversions from the Carmel River Basin; and

WHEREAS, The MPWMD certified a Programmatic Environmental Impact Report (PEIR) for the Carmel River Management Plan on October 29th, 1984; and

WHEREAS, The MPWMD certified an Addendum on August 18, 1997 to add mitigation measures for potential effects to California red-legged frogs; and

WHEREAS, The above actions constitute the California Environmental Quality Act record for considering approval of projects in the channel of the Carmel River; and

WHEREAS, High Carmel River flows between 2011 and 2017 destabilized streambanks downstream of the Rancho San Carlos Road Bridge along approximately 400 feet of the river (the project site); and

WHEREAS, The MPWMD desires to construct a restoration project at the site in conformance with the adopted PEIR and subsequent Addendum; and

WHEREAS, The MPWMD has become aware that project activities could affect Santa Barbara sedge (*Carex barbarae*) on Assessor Parcel Numbers 157-121-027 and 157-121-028, which has been cultivated at the project site by Native American members of the Rumsen tribe for use in the traditional art of basket weaving; and

WHEREAS, The MPWMD has entered into an agreement with a qualified cultural resources consultant to perform a cultural resources study at the site and to provide assistance with compliance with Section 106 of the National Historic Preservation Act, which agreement is incorporated by reference into the Addendum; and

WHEREAS, The MPWMD staff and its cultural resources consultant met on site in January 2018 with interested stakeholders and representatives of Assessor Parcel Numbers 157-121-027 and 157-121-028, and

WHEREAS, The MPWMD will cooperate with stakeholders and the Property Owner to design and construct the project so as to avoid damage to existing Santa Barbara sedge on the site and to salvage portions of the Santa Barbara sedge that may wash away during future high river flows; and

WHEREAS, The MPWMD has completed a preliminary design for the Carmel River Bank Stabilization Project at Rancho San Carlos Road (RSC Project), which design is incorporated by reference into the Addendum; and

WHEREAS, The MPWMD has determined under the California Environmental Quality Act Section 15168 (c) that the RSC Project is a Later Activity that relies on the prior Carmel River Management Plan PEIR.

WHEREAS, The District has determined under California Environmental Quality Act Section 15164 that the RSC Project requires only a technical change to the Carmel River Management Plan PEIR to include the location of the RSC Project work and that an Addendum is appropriate;

NOW THEREFORE, BE IT RESOLVED:

We, the Board of Directors of the Monterey Peninsula Water Management District, certify the Findings of Environmental Review as a true and accurate statement and adopt an Addendum for the project based on the facts stated above;

Approve the RSC Project.

AYES:

NAYS:

ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors on the Monterey Peninsula Water Management District, hereby certify that the foregoing is a resolution duly adopted on the 19th day of March 2018.

Witness my hand and seal of the Board of Directors this _____ day of _____, 2018.

David J. Stoldt, Secretary to the Board

EXHIBIT 2-B**DRAFT****FINDINGS****Carmel River Bank Stabilization Project at Rancho San Carlos****Adopted by MPWMD Board of Directors on March 22, 2018***Unless noted otherwise, all cited documents and materials are available for review at the MPWMD Office, 5 Harris Court, Building G, Monterey (Ryan Ranch).*

It is hereby found and determined as follows:

1. **FINDING:** The MPWMD certified a Programmatic Environmental Impact Report (PEIR) for the Carmel River Management Plan on October 29th, 1984 and posted a Notice of Determination at the Monterey County Clerk on November 2, 1984.

 EVIDENCE: Carmel River Management Plan; Carmel River Management Plan and Boronda Erosion Project Environmental Impact Report; Notice of Determination.

2. **FINDING:** The MPWMD proposes to carry out the Carmel River Bank Stabilization at Rancho San Carlos Road Project (RSC Project) in the channel of the Carmel River near Rancho San Carlos Road consistent with the recommended methods and mitigation measures described in the Carmel River Management Plan.

 EVIDENCE: The Carmel River Bank Stabilization at Rancho San Carlos Road Project Description and Work Plan attached as Exhibit 12-A in the packet for the MPWMD Board Meeting on February 22, 2018; Exhibit 12-C in the packet for the MPWMD Board Meeting on February 22, 2018.

3. **FINDING:** The MPWMD has determined under the California Environmental Quality Act Section 15164 that an Addendum to the Carmel River Management Plan PEIR is appropriate for the RSC Project.

 EVIDENCE: For their February 22, 2018 meeting, the Board of Directors reviewed the entire CEQA record for the Carmel River Management Plan and determined that no new information or additional mitigation measures would be associated with the proposed RSC Project.

4. **FINDING:** The MPWMD has determined under the California Environmental Quality Act Section 15168 (c) that the RSC Project is a Later Activity that relies on the prior Carmel River Management Plan PEIR.

- EVIDENCE: Carmel River Management Plan PEIR and Addendum.
5. FINDING: The MPWMD has determined that the RSC Project is a subsequent activity under the original program, and that the RSC Project has been examined in the light of the PEIR.
- EVIDENCE: MPWMD Board meeting materials concerning the RSC Project and PEIR for their February 22, 2018 and March 19, 2018 meetings.
6. FINDING: The MPWMD Board has determined no additional environmental document is required.
- EVIDENCE: The previous findings.
7. FINDING: Resolution 2018-04 supersedes and revises Board Resolution 2018-03.
- EVIDENCE: Resolutions 2018-04 and 2018-03.

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ATTACHMENT 1

EXHIBIT 11-B

DRAFT

FINDINGS OF DENIAL

**CONSIDER APPLICATION FOR VARIANCE TO ALLOW NON-RESIDENTIAL
GROUP II WATER USE CAPACITY AT 458-460 ALVARADO STREET, MONTEREY
(APN: 001-572-029)**

FEBRUARY 22, 2018

1. **FINDING:** Anthony G. Davi, Sr., a Non-Residential property owner in the City of Monterey, is requesting Board approval of a variance to allow Non-Residential Group II use without a water allocation from the City of Monterey in two lease spaces at 458-460 Alvarado Street, Monterey (Site). The Site currently has a Group I Water Use Factor.

EVIDENCE: Application for Variance attached as Exhibit 11-A.

2. **FINDING:** District Rule 20, *Permits Required*, requires a Water Permit for any Change of Use or expansion of a Non-Residential use to a more intensive use as determined by Rule 24. Rule 23-A-1-g provides that when an application involves an Intensification of Use, the increase in Capacity shall deducted from a Jurisdiction's Allocation or a Water Entitlement as indicated on the Water Release Form.

EVIDENCE: Rules 20, 23, and 24 attached as Exhibits 11-C, 11-D, and 11-E.

3. **FINDING:** Group II businesses includes uses such as coffee shops, bakeries, ice cream shops, delis and pizzerias use more water than Group I businesses.

EVIDENCE: Rule 24, Table 2, *Non-Residential Water Use Factors* (Exhibit 11-D).

4. **FINDING:** Converting 5,300 square-feet of Group I to Group II (the entire building) would require 0.689 Acre-Feet (AF) of water. Conversion of one lease space (2,650 square-feet) from Group I to Group II would require 0.345 AF.

EVIDENCE: Rule 24, Table 2, *Non-Residential Water Use Factors* (Exhibit 11-D).

5. **FINDING:** The City of Monterey has not authorized water from its Allocation for an Intensification of Use from Group I to Group II for either 458 or 460 Alvarado Street.

EVIDENCE: February 7, 2018 telephone conversation between Stephanie Kister Campbell (MPWMD) and Kimberly Cole (City of Monterey, Interim Chief of Planning, Engineering & Environmental Compliance).

ATTACHMENT 1

- 6. FINDING:** The difficulty in finding tenants for Group I commercial space is not unique to 458 and 460 Alvarado Street. This situation is common among property owners and potential tenants, especially in the Cities of Monterey and Pacific Grove where there is no water available from Water Entitlements or Allocations.
- EVIDENCE:** Monterey County Weekly article of January 11, 2018, highlighting the lack of available Group II spaces (**Exhibit 11-F**).
- 7. FINDING:** There have been no circumstances where variances were granted to allow an Intensification of Use without water deducted from an Allocation.
- EVIDENCE:** District records.
- 8. FINDING:** Granting a variance would create an unfair precedent and would tend to defeat the purposes of these Rules and Regulations.
- EVIDENCE:** MPWMD Rules & Regulations and Ordinances on file at the MPWMD.
- 9. FINDING:** On February 22, 2018, the Board denied the request for variance and referred the item to the Board as a Board appeal.
- EVIDENCE:** Minutes of the February 22, 2018, Monterey Peninsula Water Management District Board of Directors meeting.

RECEIVED
EXHIBIT 11-A 19
JAN 22 2018
MPWMD



APPLICATION FOR VARIANCE REGARDING WATER CONNECTION PERMITS

Rule 24 of the District Rules and Regulations states that upon request an applicant may apply for a variance from standards incorporated in the District's rules and Regulations. Variances may be approved when: a) special circumstances exist, as defined in the Rules and Regulations; b) when strict interpretation and enforcement of any standard would cause undue hardship; and c) when the granting of such a variance will not tend to defeat the purpose of the Rules and Regulations. In order to be considered for a variance hearing, all applicants must submit a completed application with payment of a non-refundable processing fee \$900.00, (plus \$90.00 an hour for more than 10 hours of staff time), and any other information necessary to evaluate the case.

Applications must be received 5 weeks in advance of the next scheduled Board meeting in order to be considered for placement on the agenda. All applicants are required to provide the information requested on this form. This information will be used as the basis for finding on which the Board will support or deny your variance request. Submission of an incomplete application may constitute grounds for denial of your request.

APPLICANT INFORMATION

Applicant's Full Name: Anthony G. Davi, Sr
Mailing Address: P.O. Box 2350
City: Monterey State: CA Zip: 93942
Phone Number(s): Work (831) 594-3284 Home (831) 625-0552
E-Mail: agsr@agdavi.com
Name of Agent(s) to Represent Applicant: Anthony G. Davi, Sr
Mailing Address: same as above
City: Monterey State: CA Zip: 93942
Phone Number(s): Work () Home ()
E-Mail:

PROPERTY INFORMATION

Full Name of Property Owner: Davi Family Trust UTD 6/8/88
Mailing Address: P.O. Box 2350
City: Monterey State: CA Zip: 93942
Phone Number(s): Work (831) 594-3284 Home (831) 625-0552
E-Mail: agsr@agdavi.com
Property Address: 458-460 Alvarado St.
City: Monterey State: CA Zip: 93940
Assessor's Parcel Number: 001 - 572 - 029
Property Area: Acres: n/a Square Feet: 5,300 Other: _____
Past Land Use: Improved parcel
Present Land Use: Improved parcel commercial building vacant building
Proposed Land Use: Existing commercial building no change
Existing buildings? Yes X No _____
Types of uses and square footage: commercial, 2 spaces totaling 5,300 SF
vacant since December 2016

1-6 page

STATEMENT OF VARIANCE REQUEST

*If additional space is needed for response to any question, please continue on a separate piece of paper and attach to the back of this application.

From which rule(s) are you requesting a variance?

24-B

Please state the special circumstances which distinguish your application from all others which are subject to enforcement of this process.

Unable to rent building due to the water Group I restriction of use. Building has been vacant since December 2016. This is a downtown Monterey building on Alvarado ST. and allowable uses under Group I forbid food serving business, which is what the use demand is for downtown. All inquiries have been for food related

What difficulties or hardships would result if your variance request was denied?

Continued vacancies, potential loss of property insurance coverage due to limitation for vacant buildings. Continued operating expense and taxes. No revenue from investment.

What specific action are you requesting that the Board take?

Change water use from Group I to Group II, which permits food related business, which are consistent with existing uses on Alvarado ST.

Please indicate if you intend to make a statement at the variance hearing, and list the names of any other individuals who may speak on your behalf.

Yes, plus 2 others

ANTHONY G. DAVIS

JESS HOWNS

THU ANH

VARIANCE APPLICATION

EXHIBIT 2

PROJECT INFORMATION

*If additional space is needed for response to any questions, please continue on a separate piece of paper and attach it to the back of this application.

Type of Project: N?A New Construction N?A Remodel/Addition

Proposed New Use: (Please refer to the District's current Fixture Unit/Use Category sheet for assistance with this question.)

 Residential No. Dwellings Total No. Fixture Units

 Commercial/Industrial/Governmental

Type of Use: Square Footage:

 X Other (Specify): Existing commercial building

Current Zoning Classification: Commercial C-2

Name of water company which services the property: California American Water

Do you feel this project will use less water than that calculated by the District? If so, please explain how much you believe the project will use, and the basis on which you make this assumption. Requesting water Grouping change in order to rent space.

Has this project been approved by the local jurisdiction? If so, please list or attach a copy of all conditions which have been imposed on the project. (Attach a copy of these conditions and approvals received.)

Not applicable, existing building

Does the applicant intend to obtain a municipal or county building permit for the project within ninety (90) days following the granting of a water connection permit? If not, when will water be needed at the site?

Not applicable existing building

I declare under penalty of perjury that the information in the application and on accompanying attachments is correct to the best of my knowledge and belief.

[Signature]
Signature of Applicant

1/22/2018
Date/Location

NOTE TO APPLICANT: You may attach written findings for the Board to review and consider in support of the action you have requested.

Fee Paid 900.00 Receipt No.

Staff Initials [Signature]

U:\demand\Work\Forms\Applications\Application for Variance_Revised_201700701.docx



Anthony Davi Sr

Subject: FW: Juice Bar Alvarado ST. Monterey, CA AGDavi
Attachments: 458 Alvarado Exterior new paint.jpg

Board of Directors of :
Monterey Peninsula Water Management District.

Addendum to Variance Request for:
Water Grouping Change for Juice Bar
Property 458-460 Alvarado ST.
Monterey, CA 93940
Ladies and Gentlemen:

My name is Anthony G. Davi, Sr. I'm a lifelong member of the Monterey Peninsula, business owner and property owner.

I have attached a photo of a property that I own on Alvarado Street, main street downtown Monterey, which is the subject of this letter. The property consist of 2 spaces each 2,650 square feet. The property is updated with ADA rest rooms, fire sprinkler system, finished interior spaces, and earthquake retrofitted. Another words rent ready.

Unfortunately this property has been vacant since December of 2016, , as of February 1, 2018 I'm approaching 14 months of vacancy, all primarily due to the restrictive water Grouping I The numerous inquiries that I had for the spaces were for restaurants/ food related, uses, which seems to the preferred business for Alvarado Street. Now, in addition to the loss of revenue, payment of property taxes, insurance premiums, routinely cleaning the front windows and clean up the trash left behind by homeless, I'm now facing the potential loss of property insurance coverage. Insurance carriers do not insure building with long term vacancies. My property is zoned for numerous uses, which include but not limited to all the uses permitted , in the districts grouping categories , 1, 2 & 3. By restricting my property to Group I, The use of my property has been restricted while numerous properties along Alvarado Street do not have the restriction. Alvarado Street is primary food related street.
The allowable uses in Group I are attached for your review. Effectively my property has been devalued.

I'm sharing this so that you all can understand the sever impact of water restrictions on my, properties in a prime commercial district, a restriction that is inconsistent with the other permitted uses on Alvarado Street . Alvarado Street is an entertainment district, primary food related business, so almost all the Group uses (1,2 & 3) are appropriate or desired for Alvarado Street. This is evident by the fact that the newly established business on Alvarado St., are all food related. There is no appetite for the businesses that are allowed in Group I category.
I understand we are under pumping the Carmel River Aquaphor by 3,000 Acre Feet, so there is water available. Why cant we have some of it. With my existing water credits all that is needed is an additional .35 acre feet per space to meet your requirements, which would be ideal.

The recent request to allow a Juice Bar in one of the above spaces , 2,650 square feet was denied because staff determined is was a Group II use and my space only allows Group I uses, even though Wine Tasting , Dental and Veterinary Clinic, Supermarket, Family grocery, a Gym along with others, are permissible in Group I. We believe the Juice Bar is comparable to Wine Tasting use and that staff had the option to make that determination.

Submitted by Applicant

4-6

A juice bar would be desirable and complementary use on Alvarado Street. Justification for allowing the Juice Bar in one of the 2,650 Square feet spaces , is that they serve all their beverages in disposal containers, that the Juices are pre-mixed, so minimal water use, no dishwasher, no pots, pans, china, silverware, glass to clean, and etc. A very low group II water user. Staff denial letter stated concerns with tea and ice cream. Both of these are incidental (less than 20%) to the primary business. Regarding Ice Cream, which is not a requirement and the Juice Bar on Alvarado Street, if approved, will not include ice cream. By the way there already is an Ice Cream store directly across the street from the subject space.

The Juice Bar will be a low group II water user, because they do not utilizing, pots, pans, china plates, silverware, drinking glasses, providing drinking water to patrons and so there is no, washings of pots, pans, china plates, silverware drinking and etc.

Submitted by Applicant

2
5-6



EXHIBIT 11A

4-26-20

REINHARDT INSURANCE

January 31, 2018

Anthony G. Davi
A. G. Davi LTD
P.O. Box 2350
Monterey, CA 93940

Re: Davi Family Trust Dated 6/8/88
458/460 Alvarado Street
Monterey, CA 93940
Ohio Casualty Insurance Company
Policy #: BK0 (18) 56278184

Dear Anthony;

I want to call your attention to the Vacancy Provisions section of the above policy specifically as respects the above location.

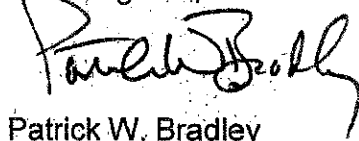
Vacancy Provisions

If the building where loss or damage occurs has been vacant for more than 60 consecutive days before that loss or damage occurs:

- (1) We will not pay for any loss or damage caused by any of the following even if they are covered Causes of Loss:
 - (a) Vandalism;
 - (b) Sprinkler leakage, unless you have protected the system against freezing;
 - (c) Building glass breakage;
 - (d) Water damage;
 - (e) Theft; or
 - (f) Attempted theft
- (2) With respect to Covered Causes of Loss other than those listed in b. (1) (a) through b. (1) (f) above, we will reduce the amount we would otherwise pay for the loss or damage by 15%.

The building located at 458/460 Alvarado Street, Monterey, CA 93940 is currently subject to the restrictions and penalties stated in the above provisions of your insurance policy listed above. If you have any questions about this issue please feel free to call me:

Best Regards,



Patrick W. Bradley

499 W. SHAW
STE. 130
FRESNO
CALIFORNIA
93704-2516
PH. (559) 226-4700
FAX (559) 226-2345
CA LIC #0570767

Submitted by Applicant

EXHIBIT 11-B**DRAFT**

**FINDINGS OF DENIAL
CONSIDER APPLICATION FOR VARIANCE TO ALLOW NON-RESIDENTIAL
GROUP II WATER USE CAPACITY AT 458-460 ALVARADO STREET, MONTEREY
(APN: 001-572-029)**

FEBRUARY 22, 2018

- 1. FINDING:** Anthony G. Davi, Sr., a Non-Residential property owner in the City of Monterey, is requesting Board approval of a variance to allow Non-Residential Group II use without a water allocation from the City of Monterey in two lease spaces at 458-460 Alvarado Street, Monterey (Site). The Site currently has a Group I Water Use Factor.

EVIDENCE: Application for Variance attached as **Exhibit 11-A**.
- 2. FINDING:** District Rule 20, *Permits Required*, requires a Water Permit for any Change of Use or expansion of a Non-Residential use to a more intensive use as determined by Rule 24. Rule 23-A-1-g provides that when an application involves an Intensification of Use, the increase in Capacity shall deducted from a Jurisdiction's Allocation or a Water Entitlement as indicated on the Water Release Form.

EVIDENCE: Rules 20, 23, and 24 attached as **Exhibits 11-C, 11-D, and 11-E**.
- 3. FINDING:** Group II businesses includes uses such as coffee shops, bakeries, ice cream shops, delis and pizzerias use more water than Group I businesses.

EVIDENCE: Rule 24, Table 2, *Non-Residential Water Use Factors* (**Exhibit 11-D**).
- 4. FINDING:** Converting 5,300 square-feet of Group I to Group II (the entire building) would require 0.689 Acre-Feet (AF) of water. Conversion of one lease space (2,650 square-feet) from Group I to Group II would require 0.345 AF.

EVIDENCE: Rule 24, Table 2, *Non-Residential Water Use Factors* (**Exhibit 11-D**).
- 5. FINDING:** The City of Monterey has not authorized water from its Allocation for an Intensification of Use from Group I to Group II for either 458 or 460 Alvarado Street.

EVIDENCE: February 7, 2018 telephone conversation between Stephanie Kister Campbell (MPWMD) and Kimberly Cole (City of Monterey, Interim Chief of Planning, Engineering & Environmental Compliance).

6. FINDING: The difficulty in finding tenants for Group I commercial space is not unique to 458 and 460 Alvarado Street. This situation is common among property owners and potential tenants, especially in the Cities of Monterey and Pacific Grove where there is no water available from Water Entitlements or Allocations.

EVIDENCE: Monterey County Weekly article of January 11, 2018, highlighting the lack of available Group II spaces (**Exhibit 11-F**).

7. FINDING: There have been no circumstances where variances were granted to allow an Intensification of Use without water deducted from an Allocation.

EVIDENCE: District records.


8. FINDING: Granting a variance would create an unfair precedent and would tend to defeat the purposes of these Rules and Regulations.

EVIDENCE: MPWMD Rules & Regulations and Ordinances on file at the MPWMD.

B PERMITS TO CONNECT TO OR MODIFY A CONNECTION TO A WATER DISTRIBUTION SYSTEM

Before any Person connects to or modifies a water use Connection to a Water Distribution System regulated by the District or to any Mobile Water Distribution System regulated by the District or to any Mobile Water Distribution System, such Person shall obtain a written Permit from the District or the District's delegated agent, as described in District Rules 21, 23 and 24. The addition of any Connection and/or modification of an existing water Connection to any Water Distribution System permitted and regulated by the District shall require a Water Permit.

The following actions require a Water Permit:

- 1 Any change in use, size, location, or relocation of a Connection or Water Measuring Device which may allow an Intensification of Use or increased water consumption.
2. Each use of an On-Site credit or Water Use Credit.
3. Any modification to the number or type of Residential water fixtures shown in Rule 24, Table 1, Residential Fixture Unit Count Values, with three exceptions: (1) replacement of a Standard Bathtub with a Shower Stall and vice versa; (2) removal of a lawful water fixture, and (3) replacement of a Large Bathtub previously documented by the District with a Standard Bathtub or a Shower Stall.
- 4 Any landscaping changes (added Landscape Area or changes in Hydrozones to higher water use plants than submitted on landscape plans reviewed and approved by the District) that will result in an Intensification of Use when a landscape plan has been reviewed and approved as a component of a Water Permit.
5. Rehabilitation of existing Landscape Area over 2,500 square-feet that is associated with a Jurisdiction's building or landscape permit, plan check, or design review.
-  6. Any Change of Use or any expansion of a Non-Residential use to a more intensive use as determined by Rule 24, with the exception of Temporary Structures and Temporary Exterior Restaurant Seats that are not occupied or in use for longer than thirty (30) consecutive days.
- 7 Installation of new water fixtures (Rule 24, Table 1) in a Residential use, other than replacement of existing water fixtures.
8. Use of water from a Mobile Water Distribution System.

C. EXEMPTIONS FOR WATER DISTRIBUTION SYSTEM PERMIT

Exemptions for a Water Distribution System Permit for a Well shall only be considered following receipt of a complete Request for Confirmation of Exemption package as

RULE 23 - ACTION ON APPLICATION FOR A WATER PERMIT TO CONNECT TO OR MODIFY A CONNECTION TO AN EXISTING WATER DISTRIBUTION SYSTEM

A. PROCESS

1. New and Amended Water Permit
 - a. The General Manager shall review the application and determine whether the Applicant has met the criteria for a Water Permit. If additional information is required to complete the application, the Applicant shall be notified in writing within thirty (30) days of the initial application.
 - b. The General Manager shall determine if the District has temporarily delayed the issuance of new Water Permits pursuant to Regulation XV. If a temporary delay is in place that affects the application, no Water Permit shall be processed and the application shall be returned to the Applicant. Exceptions to this rule shall be made for Permit applications for a new water meter for a fire suppression system or to individually meter uses previously metered by one water meter (i.e. Meter Split) unless otherwise determined by action of the Board of Directors.
 - c. The General Manager shall not process a Water Permit when any portion of the Site lies outside of the affected Water Distribution System Service Area.
 - d. The General Manager shall not process a Water Permit when there is a previously issued Permit for a completed Project on the application Site and a final inspection by the District has not been conducted, or where the property is not in compliance with District Rules and Regulations or conditions attached to previous District Permits.
 - e. The General Manager shall calculate the appropriate Capacity Fee for the Project using Rule 24, Calculation of Water Use Capacity and Capacity Fees.
 - f. When the application involves an Intensification of Use, the General Manager shall ensure that the total quantity of water permitted for all projects, including the current application, within a Jurisdiction shall not exceed that Jurisdiction's total Allocation. Similarly, for Projects not subject to a Jurisdiction's Allocation, the General Manager shall ensure that the total quantity of water permitted for all Projects, including the current application, does not exceed the production limit and/or Connection limit of the Water Distribution System serving the Project Site.
 - g. When the Adjusted Water Use Capacity as determined in Rule 24 is a positive number, that amount of water shall be deducted from the

Jurisdiction's Allocation or Water Entitlement as authorized on the Water Release Form. If additional water is required to meet the Adjusted Water Use Capacity of the Project and the Applicant is unable to reduce the Adjusted Water Use Capacity, the application shall be denied and returned to the Applicant to secure additional water resources.

- h. Intensification of Use allowed by a Water Permit shall result in a deduction from a Jurisdiction's Allocation (for Projects served by the Main California American Water System), from a Water Entitlement available to the property, or from the total available production limit for that Water Distribution System. Each Project which allows new, modified, or Intensified Water Use, shall require a Water Permit.
- i. Water Meters maintained by the Water Distribution System Operator shall be installed for each Residential and Non-Residential water User except as allowed in 23-A-1-i-(3), (4), (5), and (6).
 - (1) A Non-Residential User may extend water use to another Non-Residential User within an existing structure unless the Remodel or Addition requires a Water Permit for a Change of Use (as defined in Rule 11).
 - (2) A Change of Use as defined in Rule 11 shall trigger the requirement for a separate Water Meter.
 - (3) Users of multiple structures on a Site occupied by one Non-Residential User may apply for a variance of this Rule.
 - (4) The General Manager shall allow sub-metering for each Multi-Family Dwelling, Mixed Use, or Non-Residential User when the installation of separate Water Meters is not feasible and the User is utilizing Water Credits on a Site that has a Connection. Applications for sub-metering of Single Family Dwellings will be considered by the General Manager when the Jurisdiction confirms there is no potential that the sub-metered User could be located on a separate Site through subdivision or transfer of ownership of a portion of the Site. Approval of a Water Permit allowing sub-metering under this provision shall require recordation of a deed restriction on the title of the property that shall encumber current and future Site owners to comply with the following conditions:
 - a. Site's owner shall have Water Meters installed for each sub-metered User by the Water Distribution System Operator within ninety (90) days of the conclusion of a Connection moratorium. Once Water Meters maintained by the Water Distribution System Operator

TABLE 2: NON-RESIDENTIAL WATER USE FACTORS

Group I 0.00007 AF/SF

Auto Uses	Retail	Warehouse	Dental Clinic	Office	Bank	Supermarket
Church	Nail Salon	Family Grocery	Medical Clinic	Tasting Room	Fast Photo	Convenience Store
Dry Cleaner (No on Site Laundry)			Veterinary Clinic	School	Gym	

Group II 0.0002 AF/SF

Users in this category prepare and sell food/beverages that are primarily provided to customers on disposable tableware. Food with high moisture content and liquid food may be served on reusable tableware. Pizza must be served on reusable platters or on disposable plates. Glassware may be used to serve beverages.

Bakery	Pizza	Coffee House	Ice Cream Shop	Dry Cleaner (with on Site Laundry)
Catering	Deli	Bar ¹	Sandwich Shop	

Group III

Assisted Living (more than 6 beds) ²	0.085 AF/Bed
Beauty Shop/Dog Grooming	0.0567 AF/Station
Child/Dependent Adult Day Care	0.0072 AF/Person
Dormitory ³	0.040 AF/Room
Laundromat	0.2 AF/Machine
Meeting Hall/Banquet Room	0.00053 AF/SF
Motel/Hotel/Bed & Breakfast	0.1 AF/Room
w/Large Bathtub (Add to room factor)	0.03 AF/Tub
w/Each additional Showerhead beyond one (Add to room factor)	0.02 AF/Showerhead
Irrigated Areas beyond ten feet of any building	ETWU
Plant Nursery	0.00009 AF/SF Land Area
Public Toilet	0.058 AF/Toilet
Public Urinal	0.036 AF/Urinal
Zero Water Consumption Urinal	No Value
Restaurant (including associated Bar/Brewpub Seats)	0.02 AF/Interior Restaurant Seat
Exterior Restaurant Seats above the “Standard Exterior Seat Allowance” ⁴	0.01 AF/Exterior Restaurant Seat
Exterior Restaurant Seats within the “Standard Exterior Seat Allowance”	No Value
Restaurant (24-Hour and Fast Food)	0.038 AF/Interior Restaurant Seat
Self-Storage	0.0008 AF/Storage Unit
Skilled Nursing/Alzheimer’s Care	0.12 AF/Bed
Spa	0.05 AF/Spa
Swimming Pool	0.02 AF/100 SF of Surface Area
Theater	0.0012 AF/Seat

Group IV - MODIFIED NON-RESIDENTIAL USES

Users listed in this category have reduced water Capacity from the types of uses listed in Groups I-III and have received a Water Use Credit for modifications. Please inquire for specific property information.

All New Connections: Refer to Rule 24-B, Exterior Non-Residential Water Demand Calculations

Notes: Any Non-Residential water use which cannot be characterized by one of the use categories set forth in Table 2 shall be designated as “other” and assigned a factor which has a positive correlation to the anticipated Water use Capacity for that Site.

¹ ABC Licensed Premises Diagram area shall be used for calculation of square-footage.

² Assisted living Dwelling Units shall be permitted as Residential uses per Table 1, Residential Fixture Unit Count Values.

³ Dormitory water use at educational facilities is a Residential use, although the factor is shown on Table 2

⁴ See Rule 24-B-1 and Rule 25.5 for information about the “Standard Exterior Seat Allowance”.

Table amended by Ordinance No. 125 (9/29/2006); Resolution 2008-01 (1/24/2008); Resolution 2010-15 (12/13/2010); Resolution 2013-16 (9/16/13); Resolution 2014-04 (3/17/2014); Resolution 2014-12 (7/21/2014); Ordinance No. 164 (4/20/2015); Resolution 2016-06 (3/21/2016); Ordinance No. 176 (1/25/2017); Resolution 2017-14 (7/21/2017); Resolution 2017-16 (12/11/2017)

EXHIBIT 11-F

http://www.montereycountyweekly.com/food_wine/edible-cachagua-general-store-pigwizard-and-katie-s-coldpress-fight/article_652bdc56-f652-11e7-885f-a7f79a196369.html

EDIBLE: Cachagua General Store, PigWizard and Katie's Coldpress fight to find a place to serve people.

Mark Anderson Jan 11, 2018



Cachagua General Store, PigWizard and Katie's Coldpress considered all sharing the spot at 398 Franklin St. in Monterey. Happy Girl Kitchen is one of the few local kitchens that rents space.

Mark C. Anderson

EXHIBIT 11-F

An average of 3,000 people – almost as much as the population of Carmel (3,891) – walk into Monterey Sports Center every single day. Across the street sits a coffee-roastery-to-be where the previous tenants salivated at the passersby, struggled to read the clientele's healthy leanings, and folded after featuring cupcakes and sausages as the titular treats.

When Nuernberg's German Sausages left town and that vacancy hit the market, some atypical excitement ensued. Popular companies with tribal followings campaigned for placement, two publicly, inspiring me to have some fun via a piece titled "Juice v.

Bacon: **Katie's Coldpress, PigWizard** petition for key Monterey spot" that opened with: "It's a showdown scripted for the **Food Channel**, part **MTV Celebrity Deathmatch**, part hipster battle for the soul of local foodies. Artisan pork belly versus cold-pressed juice."

PigWizard (**Jonathan Roberts**) promptly grinded me up on Facebook: "Way to make people trying to take care of their families and follow their dreams into a partisan issue! I wish we could share the space, and I wish there were more spaces for fledgling food business, but the lack of available commercial water, coupled with high rent, make it a tough place to get started. As for us sharing, we have regulatory issues that would make it impossible for us to grow the way we both want using the same space."

Katie Raquel squeezed in a comment: "Yeah, for anyone looking for drama, none here. Food business is tough and we all want each other to succeed."

They spoke to some less-public plot underpinnings: One, it wasn't just about the high-profile players in the game: There were as many as 17 applicants, according to landlord **Frank Flores**, who owns the Carpet Caravan that just moved into the redone batting cage space next door. That included another cult favorite, the **Cachagua General Store/A Moveable Feast** team, who was part of the team attempt to share the space.

Two, the primary reason so many applicants lined up wasn't the formidable foot traffic, but the fact the space has a kitchen and water credits – albeit not enough for a full restaurant, which disqualified about half the suitors.

To quote the Peninsula's leading water-use guru, Monterey Peninsula Water Management District General Manager **Dave Stoldt**, the 398 Franklin scenario "just scratches the surface of a big issue." The state's cease-and-desist order on pumping Carmel River frowns harshly on any new growth until

EXHIBIT 11-F

a new water supply is online and flowing. Monterey is out of water credits. Pacific Grove is hoping for a few extra from a golf course/cemetery recycled water project, but MPWMD is still evaluating that. Carmel has a few on sale from **Clint Eastwood's** conversion of credits from his Odello property off Highway 1. Seaside has some, but they're committed to upcoming projects. Only Sand City, which has its own desalination plant, really has any surplus.

"The marketplace is perverse," Stoldt says. "I look at rents in Carmel, [and wonder], 'How can that restaurant survive?' If there's water available, landlords can jack up the rent and you see more competition because you can't locate without it. We're stuck in that mode for the next few years."

That leaves PigWizard, Katie's Coldpress and Cachagua General Store on the hunt. Together they've found a spectrum of success searching out new spots ranging from Nearly Reborn to Ready to Give Up Completely.

After waging a tasting campaign, selling more than 100 bottles in two days from the sidewalk outside the building to prove her concept on Franklin – the first viable property she saw in four years of searching – Katie's Coldpress keeps looking. The good news is she says she's zeroing in on an investor that will allow her to open a central Peninsula location. She'll still produce her California Certified Organic Farmers-approved juice at **El Pajaro Community Development Center Commercial Kitchen Incubator** in Watsonville (763-3695), whose \$10-an-hour rates make her soluble.

"It's a nonprofit, and affordable, and it's still challenging," she says. "With licensing and the huge learning curve, it's really expensive to start a food business. Monterey doesn't have a lot of options for people who want to get into it and don't have a huge investment."

"I wish for my sake and for a lot of other local food businesses that Monterey County had more available commercial kitchen spaces for lease and for rent."

Cachagua General's famous/infamous **Mike Jones**, meanwhile, says he's *this close* to signing a lease, though he's not telling till the ink is on the papyrus.

"We're ready to reopen," he says. "We have the perfect fit for us."

The potential new headquarters includes a commercial kitchen, event space and would allow for now-legendary CGS Monday Night Dinners (and lower-key Sunday brunches).

Meanwhile, PigWizard is ready to throw in the pork chop. "There is no update," Roberts says. "I'm considering selling all this equipment and finding another career. The bottom line is there's no place to go, and when there is, there's too much competition."

EXHIBIT 11-F

“It’s not going to get cheaper, we’re not going to get any more water,” he continues. “How do you long go on banging your head against something before you learn to stop?”

EXHIBIT 11-F**QUICKBITES**

- **Big Sur Foragers Festival** is here this weekend at Ventana Big Sur (Jan. 12-14), p. 21, bigsurforagersfest.org.
- **Toribashi** has taken over for Alvarado Ramen, doing slow-cooked ramen by **Sam Cook**, who started his chef career prepping grub for the **U.S. Army** (and now does discounts for members of the military), and ran his own sushi shop in the Bay Area for decades. Grand opening Feb. 8, with unannounced soft opening peeks in the meantime.
- Chef **Terry Teplizky** reports **Boardwalk Sub Shop** will open its second location in the former Red's Burger Joint on Main Street in Salinas on Monday, Jan. 22.
- Popular progressive Pacific Grove cafe **Happy Girl Kitchen** (373-4475) joined the effort against harassment Jan. 8 in response to news from *San Francisco Chronicle* that popular coffee wholesaler Four Barrel is wrestling with alleged sexual assault and harassment by founder **Jeremy Tooker**: "In solidarity with the woman who were threatened and abused, we are finding another roaster."
- **American Culinary Federation Monterey Bay Chapter** (chefischef@gmail.com) is holding its State of the Chef brunch 10am-noon Saturday, Jan. 20, at Lafayette Kitchen & Cafe (238-6010) to highlight 2017 accomplishments and look at the future (free/members, \$25, montereybaychefs.org).
- Speaking of, ACF chapter president and Basil alum **Soerke Peters** and local restaurateur **Ken Spilfogel** (Flaherty's) took over Lafayette Bakery's second location, on Dolores in Carmel, on Jan. 1.
- The eighth annual **John "Spud" Spadaro** Hospitality Award is now in judging stages. Another worthy crop of finalists includes **Anna Vindiola**, **Gaspere Aliotti** and **Jeano Brucia-Abraham**, with the presentation party happening Friday, Jan. 19, at Elks Lodge in Monterey (\$30 for Sicilian steak and more, 521-1884).
- **The Food Bank for Monterey County** is about to break ground on their new \$10 million 50,000-square-foot facility in Salinas, its first permanent base, which is solar-powered with cold-storage capacity at 20,000 square feet. The Rossi Street location is slated to open in June (758-1523, foodbankformontereycounty.org).
- **Herman Melville**: *"It is better to fail in originality than to succeed in imitation."*

EXHIBIT 11-F

Mark Anderson

ITEM: CONSENT CALENDAR**4. RECEIVE 2017 ORDINANCE 152 OVERSIGHT PANEL ANNUAL REPORT****Meeting Date: March 19, 2018 Budgeted: N/A****From: David J. Stoldt Program/
General Manager Line Item No.: N/A****Prepared By: David J. Stoldt Cost Estimate:****General Counsel Approval: N/A****Committee Recommendation:****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

DISCUSSION: The Ordinance 152 Citizen's Oversight Panel (the "Panel") is a committee formed for the sole purpose of providing a forum for public involvement in the budgeting and expenditure of the District's annual Water Supply Charge. The Panel is directed to meet quarterly and review proposed expenditure of funds for the water supply activities of the District. The Board does not seek consensus from the Panel, but rather input on the ongoing budgeting and expenditure of revenues raised by the water supply charge on water supply related activities. The Panel submits an annual report for consideration by the Board of Directors. **Exhibit 4-A**, attached, serves as the 2017 annual report. In the Panel's by-laws, the report is to be submitted at the September Board meeting, however, the Panel met in December and approved that a calendar year report be submitted.

EXHIBIT**4-A 2017 Annual Report**

EXHIBIT 4-A

Ordinance 152 Citizens Oversight Panel

2017 Annual Report

2017 Topics of Discussion

The following areas of discussion represent five key topics the Panel has identified of particular interest or concern during the recent calendar year.

1. **Reinstatement of District User Fee:** District Ordinance No. 152 which established the Water Supply Charge states in its Section 10.C(b) that the District shall not collect a Water Supply Charge “to the extent alternative funds are available via a charge collected on the California American Water Company bill.” On January 25, 2016 the California Supreme Court filed its opinion in the suit the District brought against the California Public Utilities Commission (CPUC or PUC), determining to reinstate the User Fee.

The User Fee began collection in July 2017. Therefore, the Panel reminds the Board to examine its needs and availability of its two primary funding sources and develop a plan for their use, including reductions or possible sunsets of either or both.

The Citizens Oversight Panel cautiously supports the plan adopted by the District Board in April 2016 to collect both fees for a 3-year period for 4 key reasons: (i) the User Fee would primarily fund programs already in Cal-Am surcharges (District conservation and river mitigation), so there is little “new” revenue; (ii) the Monterey Peninsula Taxpayers Association lawsuit over the Water Supply Charge remains unresolved, hence that revenue remains at risk; (iii) there are still large near-term expenditures required on water supply projects; and (iv) Cal-Am has a recent history of significant revenue undercollection, so the viability of the User Fee is at risk until the CPUC rules on a more stable rate design, and the predictability of the User Fee revenue is better known. After that time, begin to sunset or reduce collections of either or both, if possible.

The panel believes progress is being made on a permanent water supply solution for which large scale expenditure of District funds are being made. A 3-year “wait-and-see” period through June 2020 makes sense. However, the Panel expects the District to maintain fiscal discipline and keep its financial “house in order.”

The Panel believes that during this period the District should (a) develop a meaningful plan to sunset the Water Supply Charge, in whole or in part, and (b) develop a plan to retire the Rabobank loan that was initiated to pay for the Aquifer Storage and Recovery water supply project in a timely fashion after the District’s User Fee was suspended by the CPUC.

2. **15% Overhead Calculation:** The District presently allocates “indirect labor, supplies, and services” to the calculation of overhead. However, the District continues to include certain labor costs of the General Manager, division managers, and other staff as direct costs of “water supply.” Some members of the Panel believe that some costs identified by the District as direct costs should not be included as overhead. District staff disagrees. The Panel will continue to examine levels of associated overhead.
3. **Deficit Spending:** The Pure Water Monterey groundwater replenishment (GWR) project budget continues to cause the District to incur the use of reserves. It is expected that the practice will no longer be necessary now that construction has begun and costs are reimbursed through a State Revolving Fund loan. However, we understand planning for possible expansion, as well as the treatment cost of water from the project that goes into reserves is a cost of the District until that water is sold to Cal-Am. The Panel is very concerned about future claims on the Water Supply Charge which impairs the ability of the District to “sunset” the charge in a timely fashion.
4. **Local Projects:** The Panel continues to support the use of a portion of the Water Supply Charge for Local Projects, such as the Pacific Grove non-potable water source, the Airport well repurposing, the Monterey regional stormwater planning, and the Del Monte Golf course alternate supply project. As such, the Panel recommends continuing the program where possible.
5. **The Monterey Peninsula Taxpayers Association lawsuit:** We understand that the appeal of the lawsuit has been heard and a decision is expected by the end of May, hence that revenue remains at risk. The Panel will expect an update following the decision and how the outcome affects the 3-year transition plan.

Respectfully submitted by the Ordinance 152 Citizens Oversight Panel, March 19, 2018

ITEM: CONSENT CALENDAR**5. CONSIDER ADOPTION OF TREASURER'S REPORT FOR JANUARY 2018**

Meeting Date:	March 19, 2018	Budgeted:	N/A
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	N/A
Prepared By:	Suresh Prasad	Cost Estimate:	N/A

General Counsel Review: N/A**Committee Recommendation: N/A****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

SUMMARY: Exhibit 5-A comprises the Treasurer's Report for January 2018. Exhibit 5-B, Exhibit 5-C and Exhibit 5-D are listings of check disbursements for the period January 1-31, 2018. Check Nos. 31041 through 31302, the direct deposits of employee's paychecks, payroll tax deposits, and bank charges resulted in total disbursements for the period in the amount of \$493,549.63. That amount included \$58,626.90 for conservation rebates. Exhibit 5-E reflects the unaudited version of the financial statements for the month ending January 31, 2018.

RECOMMENDATION: District staff recommends adoption of the January 2018 Treasurer's Report and financial statements, and ratification of the disbursements made during the month.

EXHIBITS

- 5-A** Treasurer's Report
- 5-B** Listing of Cash Disbursements-Regular
- 5-C** Listing of Cash Disbursements-Payroll
- 5-D** Listing of Other Bank Items
- 5-E** Financial Statements

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
TREASURER'S REPORT FOR JANUARY 2018**

<u>Description</u>						PB	
	<u>Checking</u>	<u>MPWMD Money Market</u>	<u>L.A.I.F.</u>	<u>Wells Fargo Investments</u>	<u>MPWMD Total</u>	<u>Rabobank Line of Credit</u>	<u>Reclamation Money Market</u>
Beginning Balance	\$246,191.08	\$3,874,053.69	\$1,016,786.07	\$1,533,117.07	\$ 6,670,147.91	\$0.00	\$580,110.03
Fee Deposits		487,950.56			487,950.56		268,022.89
Line of Credit Draw/Payoff					0.00		
Interest		103.61		540.84	644.45		10.64
Transfer to/from LAIF		(1,000,000.00)	1,000,000.00		0.00		
Transfer-Money Market to Checking	\$300,000.00	(300,000.00)			0.00		
Transfer-Money Market to W/Fargo					0.00		
Transfer-W/Fargo to Money Market					0.00		
W/Fargo-Investment Purchase					0.00		
Transfer Ckg to MPWMD M/Mrkt					0.00		
MoCo Tax & WS Chg Installment Pymt					0.00		
Transfer to CAWD					0.00		(500,000.00)
Voided Cks					0.00		
Bank Corrections/Reversals/Errors					0.00		
Bank Charges/Rtn'd Deposits/Other	(\$276.06)	(61.43)			(337.49)		(3.00)
Payroll Tax/Benefit Deposits	(42,711.89)				(42,711.89)		
Payroll Checks/Direct Deposits	(130,083.96)				(130,083.96)		
General Checks	(261,638.49)				(261,638.49)		
Bank Draft Payments	(58,839.23)				(58,839.23)		
Ending Balance	\$52,641.45	\$3,062,046.43	\$2,016,786.07	\$1,533,657.91	\$6,665,131.86	\$0.00	\$348,140.56

Check Report

By Check Number

Date Range: 01/01/2018 - 01/31/2018



Monterey Peninsula Water Management Dist

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: APBNK	-Bank of America Checking					
00243	CalPers Long Term Care Program	01/05/2018	Regular	0.00	50.06	31041
01001	CDW Government	01/05/2018	Regular	0.00	31.59	31042
00230	Cisco WebEx, LLC	01/05/2018	Regular	0.00	302.80	31043
08990	Fort Ord Reuse Authority	01/05/2018	Regular	0.00	908.47	31044
04717	Inder Osahan	01/05/2018	Regular	0.00	1,183.47	31045
06745	KBA Docusys - Lease Payments	01/05/2018	Regular	0.00	947.22	31046
00222	M.J. Murphy	01/05/2018	Regular	0.00	31.93	31047
00278	Monterey Tire Service	01/05/2018	Regular	0.00	22.73	31048
13396	Navia Benefit Solutions, Inc.	01/05/2018	Regular	0.00	85.00	31049
00755	Peninsula Welding Supply, Inc.	01/05/2018	Regular	0.00	49.50	31050
13430	Premier Global Services	01/05/2018	Regular	0.00	207.67	31051
15423	Seaside Chrysler Dodge Jeep Ram	01/05/2018	Regular	0.00	140.31	31052
04709	Sherron Forsgren	01/05/2018	Regular	0.00	715.47	31053
00766	Standard Insurance Company	01/05/2018	Regular	0.00	1,562.41	31054
00269	U.S. Bank	01/05/2018	Regular	0.00	1,884.82	31055
00207	Universal Staffing Inc.	01/05/2018	Regular	0.00	1,872.64	31056
13080	West Marine Products	01/05/2018	Regular	0.00	714.45	31057
00763	ACWA-JPIA	01/11/2018	Regular	0.00	904.50	31127
00767	AFLAC	01/11/2018	Regular	0.00	917.78	31128
01188	Alhambra	01/11/2018	Regular	0.00	139.91	31129
00253	AT&T	01/11/2018	Regular	0.00	1,603.02	31130
00236	AT&T Long Distance	01/11/2018	Regular	0.00	275.42	31131
08702	Baski, Inc	01/11/2018	Regular	0.00	35,000.00	31132
00252	Cal-Am Water	01/11/2018	Regular	0.00	84.51	31133
00252	Cal-Am Water	01/11/2018	Regular	0.00	121.38	31134
05370	California Secretary of State	01/11/2018	Regular	0.00	1.00	31135
00243	CalPers Long Term Care Program	01/11/2018	Regular	0.00	50.06	31136
01001	CDW Government	01/11/2018	Regular	0.00	995.00	31137
00024	Central Coast Exterminator	01/11/2018	Regular	0.00	104.00	31138
00224	City of Monterey	01/11/2018	Regular	0.00	697.75	31139
00028	Colantuono, Highsmith, & Whatley, PC	01/11/2018	Regular	0.00	65.00	31140
00761	Delores Cofer	01/11/2018	Regular	0.00	356.00	31141
00225	Escalon Services c/o Palace Business Solutions	01/11/2018	Regular	0.00	110.26	31142
00993	Harris Court Business Park	01/11/2018	Regular	0.00	721.26	31143
00986	Henrietta Stern	01/11/2018	Regular	0.00	1,183.47	31144
00277	Home Depot Credit Services	01/11/2018	Regular	0.00	71.00	31145
00768	ICMA	01/11/2018	Regular	0.00	6,385.09	31146
00094	John Arriaga	01/11/2018	Regular	0.00	2,500.00	31147
06999	KBA Docusys	01/11/2018	Regular	0.00	939.92	31148
00259	Marina Coast Water District	01/11/2018	Regular	0.00	409.58	31149
00242	MBAS	01/11/2018	Regular	0.00	1,200.00	31150
00118	Monterey Bay Carpet & Janitorial Svc	01/11/2018	Regular	0.00	1,000.00	31151
13396	Navia Benefit Solutions, Inc.	01/11/2018	Regular	0.00	796.26	31152
05053	Pacific Smog	01/11/2018	Regular	0.00	39.75	31153
00154	Peninsula Messenger Service	01/11/2018	Regular	0.00	467.00	31154
00282	PG&E	01/11/2018	Regular	0.00	9.53	31155
00282	PG&E	01/11/2018	Regular	0.00	21.09	31156
00282	PG&E	01/11/2018	Regular	0.00	41.36	31157
00282	PG&E	01/11/2018	Regular	0.00	2,049.82	31158
04736	Pitney Bowes Global Financial Svc, LLC	01/11/2018	Regular	0.00	378.00	31159
00262	Pure H2O	01/11/2018	Regular	0.00	64.41	31160
00233	Rana Creek Habitat	01/11/2018	Regular	0.00	101.29	31161
03979	Special Districts Association of Monterey County	01/11/2018	Regular	0.00	60.00	31162
01351	Staples Credit Plan	01/11/2018	Regular	0.00	198.26	31163

EXHIBIT 5-B

Check Report

Date Range: 01/01/2018 - 01/31/2018

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
00269	U.S. Bank	01/11/2018	Regular	0.00	6,191.62	31164
	Void	01/11/2018	Regular	0.00	0.00	31165
00207	Universal Staffing Inc.	01/11/2018	Regular	0.00	1,191.68	31166
00271	UPEC, Local 792	01/11/2018	Regular	0.00	1,153.17	31167
00221	Verizon Wireless	01/11/2018	Regular	0.00	612.62	31168
00767	AFLAC	01/19/2018	Regular	0.00	1,275.04	31216
00760	Andy Bell	01/19/2018	Regular	0.00	699.00	31217
00253	AT&T	01/19/2018	Regular	0.00	803.12	31218
00036	Bill Parham	01/19/2018	Regular	0.00	650.00	31219
15602	Cabernet Krt LLC	01/19/2018	Regular	0.00	636.81	31220
01001	CDW Government	01/19/2018	Regular	0.00	1,990.00	31221
00281	CoreLogic Information Solutions, Inc.	01/19/2018	Regular	0.00	992.65	31222
11822	CSC	01/19/2018	Regular	0.00	2,000.00	31223
04041	Cynthia Schmidlin	01/19/2018	Regular	0.00	630.67	31224
00046	De Lay & Laredo	01/19/2018	Regular	0.00	33,669.71	31225
00277	Home Depot Credit Services	01/19/2018	Regular	0.00	10.89	31226
00768	ICMA	01/19/2018	Regular	0.00	6,285.09	31227
03857	Joe Oliver	01/19/2018	Regular	0.00	1,183.47	31228
12183	Margot McKeon Grych	01/19/2018	Regular	0.00	477.00	31229
00259	Marina Coast Water District	01/19/2018	Regular	0.00	195.62	31230
13396	Navia Benefit Solutions, Inc.	01/19/2018	Regular	0.00	852.51	31231
00282	PG&E	01/19/2018	Regular	0.00	319.91	31232
00282	PG&E	01/19/2018	Regular	0.00	993.44	31233
00752	Professional Liability Insurance Service	01/19/2018	Regular	0.00	42.36	31234
04046	Safeguard Business Systems	01/19/2018	Regular	0.00	427.52	31235
00176	Sentry Alarm Systems	01/19/2018	Regular	0.00	309.25	31236
00283	SHELL	01/19/2018	Regular	0.00	820.34	31237
00258	TBC Communications & Media	01/19/2018	Regular	0.00	13,728.86	31238
10722	Thompson Wildland Management	01/19/2018	Regular	0.00	3,600.00	31239
00207	Universal Staffing Inc.	01/19/2018	Regular	0.00	956.81	31240
08105	Yolanda Munoz	01/19/2018	Regular	0.00	540.00	31241
01015	American Lock & Key	01/26/2018	Regular	0.00	143.55	31274
00253	AT&T	01/26/2018	Regular	0.00	192.59	31275
00236	AT&T Long Distance	01/26/2018	Regular	0.00	5.28	31276
00252	Cal-Am Water	01/26/2018	Regular	0.00	214.08	31277
01195	California Dept. of Fish & Wildlife	01/26/2018	Regular	0.00	4,049.50	31278
00243	CalPers Long Term Care Program	01/26/2018	Regular	0.00	50.06	31279
05826	Carmel Towing & Garage	01/26/2018	Regular	0.00	125.00	31280
12601	Carmel Valley Ace Hardware	01/26/2018	Regular	0.00	25.17	31281
00237	Chevron	01/26/2018	Regular	0.00	418.16	31282
11822	CSC	01/26/2018	Regular	0.00	5,000.00	31283
06001	Cypress Coast Ford	01/26/2018	Regular	0.00	63.18	31284
00225	Escalon Services c/o Palace Business Solutions	01/26/2018	Regular	0.00	133.07	31285
00192	Extra Space Storage	01/26/2018	Regular	0.00	793.00	31286
00758	FedEx	01/26/2018	Regular	0.00	68.15	31287
00993	Harris Court Business Park	01/26/2018	Regular	0.00	721.26	31288
00277	Home Depot Credit Services	01/26/2018	Regular	0.00	457.95	31289
00222	M.J. Murphy	01/26/2018	Regular	0.00	40.02	31290
12597	Maureen Hamilton	01/26/2018	Regular	0.00	1,092.50	31291
04034	Monterey County Tax Collector	01/26/2018	Regular	0.00	18.92	31292
00282	PG&E	01/26/2018	Regular	0.00	1,882.53	31293
00282	PG&E	01/26/2018	Regular	0.00	19.63	31294
00282	PG&E	01/26/2018	Regular	0.00	300.25	31295
13394	Regional Government Services	01/26/2018	Regular	0.00	2,762.90	31296
00251	Rick Dickhaut	01/26/2018	Regular	0.00	1,030.00	31297
00987	SDRMA - Prop & Liability Pkg	01/26/2018	Regular	0.00	2,519.02	31298
00766	Standard Insurance Company	01/26/2018	Regular	0.00	1,562.41	31299
00258	TBC Communications & Media	01/26/2018	Regular	0.00	3,500.00	31300
09351	Tetra Tech, Inc.	01/26/2018	Regular	0.00	8,987.03	31301
09425	The Ferguson Group LLC	01/26/2018	Regular	0.00	8,000.00	31302

EXHIBIT 5-B

45

Check Report

Date Range: 01/01/2018 - 01/31/2018

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
00754	Zone24x7	01/26/2018	Regular	0.00	4,824.00	31303

Payment Type	Bank Code APBNK		Summary	
	Payable Count	Payment Count	Discount	Payment
Regular Checks	159	114	0.00	203,011.59
Manual Checks	0	0	0.00	0.00
Voided Checks	0	1	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	159	115	0.00	203,011.59

EXHIBIT 5-B

Check Report

Date Range: 01/01/2018 - 01/31/2018

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: REBATES-02-Rebates: Use Only For Rebates						
15556	ALBERT CAMPBELL	01/05/2018	Regular	0.00	500.00	31058
15566	ALFRED NORMAN	01/05/2018	Regular	0.00	100.00	31059
15587	ANDREW DEAN	01/05/2018	Regular	0.00	500.00	31060
15579	Anneli Green	01/05/2018	Regular	0.00	500.00	31061
15598	BRIAN GINGRICH	01/05/2018	Regular	0.00	625.00	31062
15580	BRYAN LUCAS	01/05/2018	Regular	0.00	500.00	31063
15539	C DAVID MESSMAN	01/05/2018	Regular	0.00	75.00	31064
15572	CHARLA SCHENCK	01/05/2018	Regular	0.00	125.00	31065
15592	CHARLES BRADBURY	01/05/2018	Regular	0.00	500.00	31066
15589	CHARLES MURPHY	01/05/2018	Regular	0.00	500.00	31067
15533	CHRISTOPHER MANKE	01/05/2018	Regular	0.00	75.00	31068
15546	D & L INVESTMENT CO LLC	01/05/2018	Regular	0.00	125.00	31069
15574	D ANNE PETERSON	01/05/2018	Regular	0.00	125.00	31070
15584	DEBBY ESTES	01/05/2018	Regular	0.00	500.00	31071
15567	DEBORAH M GULLETT	01/05/2018	Regular	0.00	100.00	31072
15590	DEBORAH MORADZADEH	01/05/2018	Regular	0.00	499.00	31073
15597	EDDIE HURT	01/05/2018	Regular	0.00	55.00	31074
15553	ELIZABETH MOE	01/05/2018	Regular	0.00	500.00	31075
15585	Emily Grover	01/05/2018	Regular	0.00	500.00	31076
15547	ERIN BRANDEWIE	01/05/2018	Regular	0.00	125.00	31077
15557	ERNEST BIZZOZERO	01/05/2018	Regular	0.00	500.00	31078
15552	GAIL SCEARCE	01/05/2018	Regular	0.00	500.00	31079
15564	GARY BRIANT	01/05/2018	Regular	0.00	2,075.00	31080
15570	GLENN TOPPER	01/05/2018	Regular	0.00	75.00	31081
15554	Heath Rocha	01/05/2018	Regular	0.00	500.00	31082
15537	HEIDI PAYAN	01/05/2018	Regular	0.00	676.00	31083
15599	HELEN JONES	01/05/2018	Regular	0.00	631.10	31084
15550	HONG KIM	01/05/2018	Regular	0.00	500.00	31085
15532	JAMES SCATTINI	01/05/2018	Regular	0.00	500.00	31086
15593	JEAN L LOYER	01/05/2018	Regular	0.00	500.00	31087
15545	JERRY ABBANAT	01/05/2018	Regular	0.00	125.00	31088
15544	JINESHWAR DESAI	01/05/2018	Regular	0.00	125.00	31089
15540	JOHN R & PATRICIA A WHITTAKER	01/05/2018	Regular	0.00	125.00	31090
15541	JOSEF SIPAL	01/05/2018	Regular	0.00	125.00	31091
15594	JULIEK HANSEN	01/05/2018	Regular	0.00	500.00	31092
15581	JULIO CAMARA	01/05/2018	Regular	0.00	500.00	31093
15577	Kamron Allen	01/05/2018	Regular	0.00	499.99	31094
15591	KYLE R. KRIEGER	01/05/2018	Regular	0.00	499.00	31095
15586	KYONGSUK KIL CAMERON MORENO	01/05/2018	Regular	0.00	500.00	31096
15551	LEAH MENDOZA	01/05/2018	Regular	0.00	500.00	31097
15535	LEE MURRAY	01/05/2018	Regular	0.00	75.00	31098
15583	LESLIE PRESSMAN	01/05/2018	Regular	0.00	500.00	31099
15558	LISA LEIDIG	01/05/2018	Regular	0.00	413.09	31100
15548	LYNN CARROLL	01/05/2018	Regular	0.00	125.00	31101
15555	LYNN CINGARI	01/05/2018	Regular	0.00	500.00	31102
15565	Lynn Platt, Sea Harvest	01/05/2018	Regular	0.00	75.00	31103
15573	MARILYNN DUNN GUSTAFSON	01/05/2018	Regular	0.00	125.00	31104
15562	MARK T BURCH	01/05/2018	Regular	0.00	500.00	31105
15571	MATTHEW & NANCY DASILVA	01/05/2018	Regular	0.00	125.00	31106
15559	MICHAEL CLAIR	01/05/2018	Regular	0.00	499.00	31107
15543	MICHAEL GUNBY	01/05/2018	Regular	0.00	125.00	31108
15563	NICK STONG	01/05/2018	Regular	0.00	50.00	31109
15578	NINA HARE	01/05/2018	Regular	0.00	500.00	31110
15538	PETER CHU	01/05/2018	Regular	0.00	75.00	31111
15575	PETER TREVES	01/05/2018	Regular	0.00	125.00	31112
15588	PHILIPP BLEEK	01/05/2018	Regular	0.00	500.00	31113
15596	RICHARD ABEND	01/05/2018	Regular	0.00	200.00	31114
15549	RICHARD BERRY	01/05/2018	Regular	0.00	500.00	31115
15542	RICHARD C EKKER & ROSALIND BURGUNDY	01/05/2018	Regular	0.00	125.00	31116
15534	Robert Prince	01/05/2018	Regular	0.00	100.00	31117

EXHIBIT 5-B

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Check Report

Date Range: 01/01/2018 - 01/31/2018

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
15560	ROBERT W HORN	01/05/2018	Regular	0.00	500.00	31118
15569	RONALD & DONNA AIKINS	01/05/2018	Regular	0.00	75.00	31119
15568	SGD PROPERTIES LIMITED PARTNERSHIP	01/05/2018	Regular	0.00	225.00	31120
15536	SUMMER HENNESSY	01/05/2018	Regular	0.00	100.00	31121
15600	THIERRY CROCQUET	01/05/2018	Regular	0.00	500.00	31122
15576	WILLIAM CASH	01/05/2018	Regular	0.00	125.00	31123
15595	WILLIAM MEFFORD	01/05/2018	Regular	0.00	500.00	31124
15582	WILLIAM RADFORD	01/05/2018	Regular	0.00	500.00	31125
15561	YESSICA MARQUEZ VALDEZ	01/05/2018	Regular	0.00	500.00	31126
15745	Ann Marie Borelli	01/19/2018	Regular	0.00	200.00	31169
15704	ANN MARIE BORELLI	01/19/2018	Regular	0.00	925.00	31170
15705	BRIAN ROBOTTI	01/19/2018	Regular	0.00	75.00	31171
15746	Buena Vista Land Company	01/19/2018	Regular	0.00	75.00	31172
15736	Carrie Bosley	01/19/2018	Regular	0.00	625.00	31173
15749	Cypress Park HOA	01/19/2018	Regular	0.00	2,500.00	31174
15708	DAN KIDD	01/19/2018	Regular	0.00	75.00	31175
15710	DEBBY ESTES	01/19/2018	Regular	0.00	75.00	31176
15744	Dennie or Elizabeth Hull	01/19/2018	Regular	0.00	500.00	31177
15747	Deok Cheong	01/19/2018	Regular	0.00	75.00	31178
15743	Edmund Gross	01/19/2018	Regular	0.00	500.00	31179
15731	Gary & Joanne Trenton	01/19/2018	Regular	0.00	500.00	31180
15727	GARY W WHITE	01/19/2018	Regular	0.00	499.00	31181
15713	GORDON HOLM	01/19/2018	Regular	0.00	75.00	31182
15717	HILDA VEITENHEIMER	01/19/2018	Regular	0.00	125.00	31183
15718	Jane Castillo-Simpson	01/19/2018	Regular	0.00	125.00	31184
15725	Jesse Williams	01/19/2018	Regular	0.00	500.00	31185
15726	JESSE WILLIAMS	01/19/2018	Regular	0.00	500.00	31186
15738	John & Andrea Aiello	01/19/2018	Regular	0.00	500.00	31187
15739	John Francis	01/19/2018	Regular	0.00	500.00	31188
15724	JOHN GALANTE	01/19/2018	Regular	0.00	500.00	31189
15737	John West	01/19/2018	Regular	0.00	125.00	31190
15715	John Wilkerson	01/19/2018	Regular	0.00	125.00	31191
15720	JOY DESMARAIS	01/19/2018	Regular	0.00	500.00	31192
15711	KIKUYO KUWATANI	01/19/2018	Regular	0.00	75.00	31193
15721	LAURA ZABROWSKI	01/19/2018	Regular	0.00	500.00	31194
15733	Lester Schwabe	01/19/2018	Regular	0.00	75.00	31195
15706	MADIGAN AHN	01/19/2018	Regular	0.00	650.00	31196
15709	MARSHALL BRICKER	01/19/2018	Regular	0.00	75.00	31197
15722	MARTIN RHOADES	01/19/2018	Regular	0.00	500.00	31198
15734	Mary Westerman	01/19/2018	Regular	0.00	125.00	31199
15740	Matthew Bauer	01/19/2018	Regular	0.00	500.00	31200
15750	Melanie Arellano	01/19/2018	Regular	0.00	500.00	31201
15723	MICHAEL CLARK	01/19/2018	Regular	0.00	500.00	31202
15742	Michael Lapier	01/19/2018	Regular	0.00	500.00	31203
15719	NANCY SCHOLINK	01/19/2018	Regular	0.00	500.00	31204
15712	NORBERT AZEVEDO	01/19/2018	Regular	0.00	75.00	31205
15714	PATRICIA JOHNSTON	01/19/2018	Regular	0.00	125.00	31206
15729	Peter Van Bemmell	01/19/2018	Regular	0.00	500.00	31207
15707	ROBERT NEUBERT	01/19/2018	Regular	0.00	75.00	31208
15728	ROBERT NICHOLS	01/19/2018	Regular	0.00	500.00	31209
15730	Scott Negri	01/19/2018	Regular	0.00	3,956.25	31210
15748	Stephen Lord	01/19/2018	Regular	0.00	75.00	31211
15732	Susan Hoover	01/19/2018	Regular	0.00	75.00	31212
15741	Terri C. Schaeffer	01/19/2018	Regular	0.00	700.00	31213
15716	TONI GIBBS	01/19/2018	Regular	0.00	125.00	31214
15735	Victoria Zhao	01/19/2018	Regular	0.00	75.00	31215
15791	ABDALLA MAHMOUD	01/26/2018	Regular	0.00	125.00	31242
15796	ALVIN CULLEN	01/26/2018	Regular	0.00	500.00	31243
15813	CHARLES M HETLAND	01/26/2018	Regular	0.00	775.00	31244
15797	Christina Pollack & James Molinaro	01/26/2018	Regular	0.00	500.00	31245
15798	ELIZABETH O'DONNELL	01/26/2018	Regular	0.00	479.99	31246

EXHIBIT 5-B

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Check Report

Date Range: 01/01/2018 - 01/31/2018

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
15804	GAMANI KARUNASIRI	01/26/2018	Regular	0.00	489.99	31247
15810	HEITOR ALBUQUERQUE BORGES QUARESMA GON	01/26/2018	Regular	0.00	500.00	31248
15803	JAY BLACK	01/26/2018	Regular	0.00	461.50	31249
15789	JENNIFER MCCLELLAN	01/26/2018	Regular	0.00	75.00	31250
15808	JOAN KENNY	01/26/2018	Regular	0.00	500.00	31251
15790	JOHN E CANNING	01/26/2018	Regular	0.00	150.00	31252
15805	JOHN ROMANO	01/26/2018	Regular	0.00	500.00	31253
15800	KACIE BOYCE	01/26/2018	Regular	0.00	500.00	31254
15801	KAREY SPETEN	01/26/2018	Regular	0.00	500.00	31255
15807	KEITH MCDANIEL	01/26/2018	Regular	0.00	500.00	31256
15806	KHUE PHAM	01/26/2018	Regular	0.00	500.00	31257
15784	LE ROY MILLER	01/26/2018	Regular	0.00	500.00	31258
15793	LINDSAY LYNCH	01/26/2018	Regular	0.00	500.00	31259
15794	MICHAEL & JILL LEACH	01/26/2018	Regular	0.00	499.00	31260
15814	MICHAEL LYKKEN	01/26/2018	Regular	0.00	500.00	31261
15786	Michael Szody	01/26/2018	Regular	0.00	75.00	31262
15811	Nadine Johnson	01/26/2018	Regular	0.00	500.00	31263
15792	NAN JORGENSEN	01/26/2018	Regular	0.00	125.00	31264
15788	NANCY SELFRIDGE	01/26/2018	Regular	0.00	75.00	31265
15802	PATRICIA B HANDLER	01/26/2018	Regular	0.00	499.00	31266
15799	PATRICIA JOHANNSEN	01/26/2018	Regular	0.00	500.00	31267
15795	ROBIN LITTLEFIELD	01/26/2018	Regular	0.00	500.00	31268
15809	SABRINA FIEBER	01/26/2018	Regular	0.00	500.00	31269
15787	SIU PAL	01/26/2018	Regular	0.00	75.00	31270
15815	STACY HOGAN	01/26/2018	Regular	0.00	75.00	31271
15812	SUMMER HENNESSY	01/26/2018	Regular	0.00	420.00	31272
15785	WILLIAM H KOHLBRENNER	01/26/2018	Regular	0.00	499.99	31273

Bank Code REBATES-02 Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	148	148	0.00	58,626.90
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	148	148	0.00	58,626.90

All Bank Codes Check Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	307	262	0.00	261,638.49
Manual Checks	0	0	0.00	0.00
Voided Checks	0	1	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	307	263	0.00	261,638.49

Fund Summary

Fund	Name	Period	Amount
99	POOL CASH FUND	1/2018	261,638.49
			261,638.49

EXHIBIT 5-C**Payroll Bank Transaction Report - MPWMD**

Monterey Peninsula Water Management Dist

By Payment Number

Date: 1/1/2018 - 1/31/2018

Payroll Set: 01 - Monterey Peninsula Water Management District

Payment Number	Payment Date	Payment Type	Employee Number	Employee Name	Check Amount	Direct Deposit Amount	Total Payment
3467	01/05/2018	Regular	1024	Stoldt, David J	0.00	5,482.14	5,482.14
3468	01/05/2018	Regular	1025	Tavani, Arlene M	0.00	2,028.72	2,028.72
3469	01/05/2018	Regular	1044	Bennett, Corryn D	0.00	1,561.66	1,561.66
3470	01/05/2018	Regular	1006	Dudley, Mark A	0.00	2,732.13	2,732.13
3471	01/05/2018	Regular	1039	Flores, Elizabeth	0.00	1,635.45	1,635.45
3472	01/05/2018	Regular	1018	Prasad, Suresh	0.00	2,842.20	2,842.20
3473	01/05/2018	Regular	1019	Reyes, Sara C	0.00	1,766.04	1,766.04
3474	01/05/2018	Regular	1002	Bekker, Mark	0.00	1,841.68	1,841.68
3475	01/05/2018	Regular	1005	Christensen, Thomas T	0.00	3,068.00	3,068.00
3476	01/05/2018	Regular	1042	Hamilton, Maureen C.	0.00	2,876.97	2,876.97
3477	01/05/2018	Regular	1008	Hampson, Larry M	0.00	2,967.07	2,967.07
3478	01/05/2018	Regular	1009	James, Gregory W	0.00	3,229.59	3,229.59
3479	01/05/2018	Regular	1011	Lear, Jonathan P	0.00	3,410.64	3,410.64
3480	01/05/2018	Regular	1012	Lindberg, Thomas L	0.00	2,289.00	2,289.00
3481	01/05/2018	Regular	1013	Lyons, Matthew J	0.00	7,244.75	7,244.75
3482	01/05/2018	Regular	1023	Stern, Henrietta L	0.00	232.22	232.22
3483	01/05/2018	Regular	6028	Atkins, Daniel N	0.00	504.88	504.88
3484	01/05/2018	Regular	6035	Besson, Jordan C.	0.00	490.46	490.46
3485	01/05/2018	Regular	1004	Chaney, Beverly M	0.00	2,415.26	2,415.26
3486	01/05/2018	Regular	1007	Hamilton, Cory R	0.00	2,139.48	2,139.48
3487	01/05/2018	Regular	6041	Rachman, Alixandra P	0.00	324.49	324.49
3488	01/05/2018	Regular	1043	Suwada, Joseph	0.00	1,641.22	1,641.22
3489	01/05/2018	Regular	1026	Urquhart, Kevan A	0.00	2,125.89	2,125.89
3490	01/05/2018	Regular	1001	Ayala, Gabriela D	0.00	2,264.12	2,264.12
3491	01/05/2018	Regular	1041	Gonnerman, Maryan C	0.00	1,896.03	1,896.03
3492	01/05/2018	Regular	1010	Kister, Stephanie L	0.00	2,476.56	2,476.56
3493	01/05/2018	Regular	1017	Locke, Stephanie L	0.00	3,333.94	3,333.94
3494	01/05/2018	Regular	1014	Martin, Debra S	0.00	2,474.22	2,474.22
3495	01/05/2018	Regular	1040	Smith, Kyle	0.00	1,860.32	1,860.32
3496	01/19/2018	Regular	1024	Stoldt, David J	0.00	5,485.65	5,485.65
3497	01/19/2018	Regular	1025	Tavani, Arlene M	0.00	2,031.41	2,031.41
3498	01/19/2018	Regular	1044	Bennett, Corryn D	0.00	1,552.09	1,552.09
3499	01/19/2018	Regular	1006	Dudley, Mark A	0.00	2,735.38	2,735.38
3500	01/19/2018	Regular	1039	Flores, Elizabeth	0.00	1,040.13	1,040.13
3501	01/19/2018	Regular	1018	Prasad, Suresh	0.00	3,563.90	3,563.90
3502	01/19/2018	Regular	1019	Reyes, Sara C	0.00	1,767.37	1,767.37
3503	01/19/2018	Regular	1002	Bekker, Mark	0.00	1,843.18	1,843.18
3504	01/19/2018	Regular	1005	Christensen, Thomas T	0.00	3,072.65	3,072.65
3505	01/19/2018	Regular	1042	Hamilton, Maureen C.	0.00	2,881.50	2,881.50
3506	01/19/2018	Regular	1008	Hampson, Larry M	0.00	2,970.83	2,970.83
3507	01/19/2018	Regular	1009	James, Gregory W	0.00	3,234.24	3,234.24
3508	01/19/2018	Regular	1011	Lear, Jonathan P	0.00	2,431.97	2,431.97
3509	01/19/2018	Regular	1012	Lindberg, Thomas L	0.00	2,292.25	2,292.25
3510	01/19/2018	Regular	1023	Stern, Henrietta L	0.00	600.36	600.36
3511	01/19/2018	Regular	6028	Atkins, Daniel N	0.00	314.70	314.70
3512	01/19/2018	Regular	6035	Besson, Jordan C.	0.00	450.99	450.99
3513	01/19/2018	Regular	1004	Chaney, Beverly M	0.00	2,417.85	2,417.85
3514	01/19/2018	Regular	1007	Hamilton, Cory R	0.00	2,142.86	2,142.86
3515	01/19/2018	Regular	1043	Suwada, Joseph	0.00	1,643.68	1,643.68
3516	01/19/2018	Regular	1026	Urquhart, Kevan A	0.00	2,129.28	2,129.28
3517	01/19/2018	Regular	1001	Ayala, Gabriela D	0.00	2,267.49	2,267.49
3518	01/19/2018	Regular	1041	Gonnerman, Maryan C	0.00	1,899.42	1,899.42
3519	01/19/2018	Regular	1010	Kister, Stephanie L	0.00	2,479.68	2,479.68
3520	01/19/2018	Regular	1017	Locke, Stephanie L	0.00	3,339.48	3,339.48
3521	01/19/2018	Regular	1014	Martin, Debra S	0.00	2,476.92	2,476.92

EXHIBIT 5-C

Payment Number	Payment Date	Payment Type	Employee Number	Employee Name	Check Amount	Direct Deposit Amount	Total Payment
3522	01/19/2018	Regular	1040	Smith, Kyle	0.00	1,863.57	1,863.57
Totals:					0.00	130,083.96	130,083.96



Monterey Peninsula Water Management Dist

Bank Transaction Report

Transaction Detail

Issued Date Range: 01/01/2018 - 01/31/2018

Cleared Date Range: -

Issued Date	Cleared Date	Number	Description	Module	Status	Type	Amount
Accounts Payable							
01/03/2018	01/31/2018	DFT0001089	PERS Retirement	Accounts Payable	Cleared	Bank Draft	-15,343.78
01/05/2018	01/31/2018	DFT0001063	I.R.S.	Accounts Payable	Cleared	Bank Draft	-14,425.01
01/05/2018	01/31/2018	DFT0001064	I.R.S.	Accounts Payable	Cleared	Bank Draft	-2,899.34
01/05/2018	01/31/2018	DFT0001065	Employment Development Dept.	Accounts Payable	Cleared	Bank Draft	-5,120.66
01/05/2018	01/31/2018	DFT0001066	I.R.S.	Accounts Payable	Cleared	Bank Draft	-244.06
01/11/2018	01/31/2018	DFT0001090	PERS Retirement	Accounts Payable	Cleared	Bank Draft	-14,945.45
01/12/2018	01/31/2018	DFT0001078	Laborers Trust Fund of Northern CA	Accounts Payable	Cleared	Bank Draft	-28,550.00
01/19/2018	01/31/2018	DFT0001069	I.R.S.	Accounts Payable	Cleared	Bank Draft	-12,865.76
01/19/2018	01/31/2018	DFT0001070	I.R.S.	Accounts Payable	Cleared	Bank Draft	-2,581.02
01/19/2018	01/31/2018	DFT0001071	Employment Development Dept.	Accounts Payable	Cleared	Bank Draft	-4,357.54
01/19/2018	01/31/2018	DFT0001072	I.R.S.	Accounts Payable	Cleared	Bank Draft	-218.50
Accounts Payable Total: (11)							-101,551.12
General Ledger							
01/10/2018	01/31/2018	SVC0000141	To Record Overpayment to IRS	General Ledger	Cleared	Service Charge	-0.02
01/16/2018	01/31/2018	SVC0000138	To post bank service charge	General Ledger	Cleared	Service Charge	-276.04
General Ledger Total: (2)							-276.06
Report Total: (13)							-101,827.18

EXHIBIT 5-D

Bank Transaction Report

Summary

Bank Account	Count	Amount
111 Bank of America Checking - 0000 8170 8210	13	-101,827.18
Report Total:	13	-101,827.18

Cash Account	Count	Amount
99 99-10-100100 Pool Cash Account	13	-101,827.18
Report Total:	13	-101,827.18

Transaction Type	Count	Amount
Bank Draft	11	-101,551.12
Service Charge	2	-276.06
Report Total:	13	-101,827.18



Monterey Peninsula Water Management Dist

Statement of Revenue Over Expense - No Decimals
Group Summary

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
Revenue								
R100 - Water Supply Charge	0	283,220	-283,220	0.00 %	2,059,657	3,400,000	-1,340,343	60.58 %
R120 - Property Taxes Revenues	0	145,775	-145,775	0.00 %	1,057,937	1,750,000	-692,063	60.45 %
R130 - User Fees	337,469	285,303	52,166	118.28 %	2,413,637	3,425,000	-1,011,363	70.47 %
R140 - Connection Charges	72,637	20,825	51,812	348.80 %	325,533	250,000	75,533	130.21 %
R150 - Permit Processing Fee	21,412	14,578	6,835	146.88 %	141,982	175,000	-33,018	81.13 %
R160 - Well Registration Fee	650	0	650	0.00 %	2,075	0	2,075	0.00 %
R180 - River Work Permit Application	0	0	0	0.00 %	25	0	25	0.00 %
R190 - WDS Permits Rule 21	3,000	4,665	-1,665	64.31 %	12,210	56,000	-43,790	21.80 %
R200 - Recording Fees	3,232	800	2,432	404.16 %	8,116	9,600	-1,484	84.54 %
R210 - Legal Fees	900	1,333	-433	67.53 %	2,478	16,000	-13,522	15.49 %
R220 - Copy Fee	11	0	11	0.00 %	78	0	78	0.00 %
R230 - Miscellaneous - Other	0	1,666	-1,666	0.00 %	16,695	20,000	-3,305	83.47 %
R250 - Interest Income	644	1,666	-1,022	38.68 %	14,080	20,000	-5,920	70.40 %
R260 - CAW - ASR	0	52,929	-52,929	0.00 %	0	635,400	-635,400	0.00 %
R265 - CAW - Los Padres Reimbursement	0	43,733	-43,733	0.00 %	0	525,000	-525,000	0.00 %
R270 - CAW - Rebates	32,805	41,650	-8,845	78.76 %	258,131	500,000	-241,869	51.63 %
R290 - CAW - Miscellaneous	0	2,582	-2,582	0.00 %	0	31,000	-31,000	0.00 %
R300 - Watermaster	13,886	6,214	7,671	223.45 %	32,691	74,600	-41,910	43.82 %
R308 - Reclamation Project	0	1,666	-1,666	0.00 %	0	20,000	-20,000	0.00 %
R310 - Other Reimbursements	0	2,441	-2,441	0.00 %	0	29,300	-29,300	0.00 %
R320 - Grants	0	104,125	-104,125	0.00 %	18,043	1,250,000	-1,231,957	1.44 %
R510 - Operating Reserve	0	71,130	-71,130	0.00 %	0	853,900	-853,900	0.00 %
Total Revenue:	486,646	1,086,299	-599,652	44.80 %	6,363,366	13,040,800	-6,677,434	48.80 %

EXHIBIT 5-E**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
Expense								
Level1: 100 - Personnel Costs								
1100 - Salaries & Wages	195,710	208,417	12,707	93.90 %	1,354,676	2,502,000	1,147,324	54.14 %
1110 - Manager's Auto Allowance	462	500	38	92.34 %	1,846	6,000	4,154	30.77 %
1120 - Manager's Deferred Comp	677	700	23	96.74 %	2,708	8,400	5,692	32.23 %
1130 - Unemployment Compensation	0	250	250	0.00 %	0	3,000	3,000	0.00 %
1150 - Temporary Personnel	2,043	3,915	1,872	52.18 %	29,215	47,000	17,785	62.16 %
1160 - PERS Retirement	18,383	37,443	19,061	49.09 %	373,145	449,500	76,355	83.01 %
1170 - Medical Insurance	26,710	27,531	820	97.02 %	187,499	330,500	143,001	56.73 %
1180 - Medical Insurance - Retirees	8,365	6,747	-1,618	123.98 %	54,292	81,000	26,708	67.03 %
1190 - Workers Compensation	3,892	4,240	348	91.78 %	29,069	50,900	21,831	57.11 %
1200 - Life Insurance	378	450	72	84.03 %	2,259	5,400	3,141	41.83 %
1210 - Long Term Disability Insurance	1,121	1,200	78	93.47 %	7,962	14,400	6,438	55.29 %
1220 - Short Term Disability Insurance	223	275	52	80.97 %	1,580	3,300	1,720	47.89 %
1230 - Other Benefits	776	100	-676	776.31 %	946	1,200	254	78.83 %
1260 - Employee Assistance Program	58	125	67	46.08 %	404	1,500	1,096	26.95 %
1270 - FICA Tax Expense	348	566	218	61.52 %	3,647	6,800	3,153	53.64 %
1280 - Medicare Tax Expense	2,768	3,107	339	89.07 %	20,770	37,300	16,530	55.68 %
1290 - Staff Development & Training	2,705	3,074	369	87.99 %	7,233	36,900	29,667	19.60 %
1300 - Conference Registration	225	283	58	79.44 %	2,636	3,400	764	77.54 %
1310 - Professional Dues	110	258	148	42.60 %	1,306	3,100	1,794	42.12 %
1320 - Personnel Recruitment	60	167	107	36.01 %	242	2,000	1,758	12.10 %
Total Level1: 100 - Personnel Costs:	265,011	299,347	34,336	88.53 %	2,081,436	3,593,600	1,512,164	57.92 %
Level1: 200 - Supplies and Services								
2000 - Board Member Compensation	1,890	3,782	1,892	49.98 %	14,445	45,400	30,955	31.82 %
2020 - Board Expenses	1,565	666	-899	234.86 %	4,808	8,000	3,192	60.10 %
2040 - Rent	1,443	1,933	490	74.67 %	13,143	23,200	10,057	56.65 %
2060 - Utilities	2,481	3,232	751	76.77 %	19,113	38,800	19,687	49.26 %
2120 - Insurance Expense	2,519	3,749	1,229	67.20 %	2,823	45,000	42,177	6.27 %
2130 - Membership Dues	210	2,882	2,672	7.29 %	26,624	34,600	7,976	76.95 %
2140 - Bank Charges	381	333	-47	114.25 %	2,789	4,000	1,211	69.73 %
2150 - Office Supplies	1,258	1,716	458	73.29 %	8,654	20,600	11,946	42.01 %
2160 - Courier Expense	467	675	208	69.21 %	3,289	8,100	4,811	40.60 %
2170 - Printing/Photocopy	1	783	782	0.13 %	490	9,400	8,910	5.21 %
2180 - Postage & Shipping	23	533	510	4.39 %	3,217	6,400	3,183	50.27 %
2190 - IT Supplies/Services	37,865	8,330	-29,535	454.56 %	90,396	100,000	9,604	90.40 %
2200 - Professional Fees	35,762	29,280	-6,482	122.14 %	188,932	351,500	162,568	53.75 %
2220 - Equipment Repairs & Maintenance	940	625	-315	150.45 %	2,928	7,500	4,572	39.03 %
2235 - Equipment Lease	947	1,166	219	81.22 %	7,586	14,000	6,414	54.19 %
2240 - Telephone	3,198	3,798	601	84.18 %	24,293	45,600	21,307	53.27 %
2260 - Facility Maintenance	2,135	3,565	1,431	59.87 %	18,135	42,800	24,665	42.37 %
2270 - Travel Expenses	248	2,882	2,635	8.59 %	10,058	34,600	24,542	29.07 %

EXHIBIT 5-E

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Statement of Revenue Over Expense - No Decimals**For Fiscal: 2017-2018 Period Ending: 01/31/2018**

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
2280 - Transportation	3,301	2,216	-1,086	148.99 %	17,550	26,600	9,050	65.98 %
2300 - Legal Services	27,991	33,320	5,329	84.01 %	158,927	400,000	241,073	39.73 %
2380 - Meeting Expenses	0	533	533	0.00 %	1,410	6,400	4,990	22.02 %
2420 - Legal Notices	0	308	308	0.00 %	0	3,700	3,700	0.00 %
2460 - Public Outreach	165	3,807	3,642	4.33 %	1,592	45,700	44,108	3.48 %
2480 - Miscellaneous	19	250	231	7.57 %	398	3,000	2,602	13.26 %
2500 - Tax Administration Fee	0	1,666	1,666	0.00 %	0	20,000	20,000	0.00 %
2900 - Operating Supplies	1,145	1,599	455	71.56 %	7,396	19,200	11,804	38.52 %
Total Level1: 200 - Supplies and Services:	125,952	113,630	-12,323	110.84 %	628,997	1,364,100	735,103	46.11 %
Level1: 300 - Other Expenses								
3000 - Project Expenses	229,241	536,968	307,728	42.69 %	1,575,522	6,446,200	4,870,678	24.44 %
4000 - Fixed Asset Purchases	0	72,254	72,254	0.00 %	8,483	867,400	858,918	0.98 %
5000 - Debt Service	0	19,159	19,159	0.00 %	67,019	230,000	162,981	29.14 %
5500 - Election Expenses	0	0	0	0.00 %	6,863	0	-6,863	0.00 %
6000 - Contingencies	0	6,248	6,248	0.00 %	0	75,000	75,000	0.00 %
6500 - Reserves	0	38,693	38,693	0.00 %	0	464,500	464,500	0.00 %
Total Level1: 300 - Other Expenses:	229,241	673,322	444,081	34.05 %	1,657,886	8,083,100	6,425,214	20.51 %
Total Expense:	620,204	1,086,299	466,094	57.09 %	4,368,318	13,040,800	8,672,482	33.50 %
Report Total:	-133,558	0	-133,558		1,995,048	0	1,995,048	

EXHIBIT 5-E

Statement of Revenue Over Expense - No Decimals

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Fund Summary

Fund	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
24 - MITIGATION FUND	14,521	0	14,521		474,831	0	474,831	
26 - CONSERVATION FUND	14,153	0	14,153		648,659	0	648,659	
35 - WATER SUPPLY FUND	-162,232	0	-162,232		871,559	0	871,559	
Report Total:	-133,558	0.02	-133,558		1,995,048	0	1,995,048	



Monterey Peninsula Water Management Dist

Statement of Revenue Over Expense - No Decimals
Group Summary

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
Fund: 24 - MITIGATION FUND								
Revenue								
R120 - Property Taxes Revenues	0	54,645	-54,645	0.00 %	396,575	656,000	-259,425	60.45 %
R130 - User Fees	193,563	192,215	1,348	100.70 %	1,391,404	2,307,500	-916,096	60.30 %
R160 - Well Registration Fee	650	0	650	0.00 %	2,075	0	2,075	0.00 %
R180 - River Work Permit Application	0	0	0	0.00 %	25	0	25	0.00 %
R190 - WDS Permits Rule 21	3,000	4,665	-1,665	64.31 %	12,210	56,000	-43,790	21.80 %
R230 - Miscellaneous - Other	0	833	-833	0.00 %	15,000	10,000	5,000	150.00 %
R250 - Interest Income	359	208	151	172.29 %	3,137	2,500	637	125.47 %
R290 - CAW - Miscellaneous	0	633	-633	0.00 %	0	7,600	-7,600	0.00 %
R310 - Other Reimbursements	0	2,357	-2,357	0.00 %	0	28,300	-28,300	0.00 %
R320 - Grants	0	79,135	-79,135	0.00 %	18,043	950,000	-931,957	1.90 %
R510 - Operating Reserve	0	8,538	-8,538	0.00 %	0	102,500	-102,500	0.00 %
Total Revenue:	197,572	343,229	-145,657	-57.56 %	1,838,469	4,120,400	-2,281,931	44.62 %

EXHIBIT 5-E**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
Expense								
Level1: 100 - Personnel Costs								
1100 - Salaries & Wages	81,524	82,034	510	99.38 %	550,693	984,800	434,107	55.92 %
1110 - Manager's Auto Allowance	92	100	8	92.34 %	369	1,200	831	30.77 %
1120 - Manager's Deferred Comp	135	142	6	95.60 %	542	1,700	1,158	31.85 %
1130 - Unemployment Compensation	0	100	100	0.00 %	0	1,200	1,200	0.00 %
1150 - Temporary Personnel	0	67	67	0.00 %	2,970	800	-2,170	371.20 %
1160 - PERS Retirement	7,325	15,627	8,302	46.87 %	156,666	187,600	30,934	83.51 %
1170 - Medical Insurance	10,536	11,204	668	94.04 %	76,615	134,500	57,885	56.96 %
1180 - Medical Insurance - Retirees	3,359	2,699	-660	124.45 %	21,809	32,400	10,591	67.31 %
1190 - Workers Compensation	2,393	2,499	106	95.74 %	18,114	30,000	11,886	60.38 %
1200 - Life Insurance	170	200	30	84.90 %	1,030	2,400	1,370	42.90 %
1210 - Long Term Disability Insurance	445	483	38	92.05 %	3,264	5,800	2,536	56.27 %
1220 - Short Term Disability Insurance	88	108	20	81.59 %	648	1,300	652	49.85 %
1230 - Other Benefits	310	42	-269	745.26 %	378	500	122	75.68 %
1260 - Employee Assistance Program	23	50	27	45.64 %	166	600	434	27.64 %
1270 - FICA Tax Expense	257	242	-16	106.53 %	2,957	2,900	-57	101.97 %
1280 - Medicare Tax Expense	1,204	1,216	12	98.98 %	8,919	14,600	5,681	61.09 %
1290 - Staff Development & Training	1,103	991	-112	111.27 %	3,063	11,900	8,837	25.74 %
1300 - Conference Registration	90	117	27	77.17 %	803	1,400	597	57.33 %
1310 - Professional Dues	110	67	-43	165.07 %	504	800	296	63.04 %
1320 - Personnel Recruitment	24	67	43	36.01 %	97	800	703	12.10 %
Total Level1: 100 - Personnel Costs:	109,187	118,053	8,865	92.49 %	849,605	1,417,200	567,595	59.95 %
Level1: 200 - Supplies and Services								
2000 - Board Member Compensation	756	1,516	760	49.87 %	5,778	18,200	12,422	31.75 %
2020 - Board Expenses	626	267	-360	234.87 %	1,923	3,200	1,277	60.10 %
2040 - Rent	642	883	241	72.73 %	5,989	10,600	4,611	56.50 %
2060 - Utilities	999	1,299	301	76.86 %	7,692	15,600	7,908	49.31 %
2120 - Insurance Expense	1,008	1,499	492	67.20 %	1,129	18,000	16,871	6.27 %
2130 - Membership Dues	0	908	908	0.00 %	9,377	10,900	1,523	86.02 %
2140 - Bank Charges	133	133	0	99.82 %	1,207	1,600	393	75.46 %
2150 - Office Supplies	447	675	228	66.23 %	3,346	8,100	4,754	41.31 %
2160 - Courier Expense	187	267	80	70.08 %	1,316	3,200	1,884	41.11 %
2170 - Printing/Photocopy	0	150	150	0.27 %	56	1,800	1,744	3.13 %
2180 - Postage & Shipping	9	217	207	4.32 %	1,364	2,600	1,236	52.47 %
2190 - IT Supplies/Services	15,146	3,332	-11,814	454.56 %	35,497	40,000	4,503	88.74 %
2200 - Professional Fees	14,305	11,712	-2,593	122.14 %	74,437	140,600	66,163	52.94 %
2220 - Equipment Repairs & Maintenance	376	250	-126	150.45 %	1,171	3,000	1,829	39.03 %
2235 - Equipment Lease	407	466	59	87.32 %	3,262	5,600	2,338	58.25 %
2240 - Telephone	1,367	1,516	149	90.14 %	10,367	18,200	7,833	56.96 %
2260 - Facility Maintenance	940	1,449	509	64.88 %	7,390	17,400	10,011	42.47 %
2270 - Travel Expenses	99	791	692	12.52 %	1,654	9,500	7,846	17.41 %

EXHIBIT 5-E

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Statement of Revenue Over Expense - No Decimals**For Fiscal: 2017-2018 Period Ending: 01/31/2018**

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
2280 - Transportation	3,112	858	-2,254	362.72 %	16,316	10,300	-6,016	158.41 %
2300 - Legal Services	5,096	10,662	5,566	47.79 %	14,959	128,000	113,041	11.69 %
2380 - Meeting Expenses	0	200	200	0.00 %	513	2,400	1,887	21.39 %
2420 - Legal Notices	0	133	133	0.00 %	0	1,600	1,600	0.00 %
2460 - Public Outreach	66	1,524	1,458	4.33 %	509	18,300	17,791	2.78 %
2480 - Miscellaneous	0	100	100	0.00 %	152	1,200	1,048	12.63 %
2500 - Tax Administration Fee	0	483	483	0.00 %	0	5,800	5,800	0.00 %
2900 - Operating Supplies	0	183	183	0.00 %	109	2,200	2,091	4.96 %
Total Level1: 200 - Supplies and Services:	45,721	41,475	-4,246	110.24 %	205,513	497,900	292,387	41.28 %
Level1: 300 - Other Expenses								
3000 - Project Expenses	28,142	149,199	121,057	18.86 %	302,382	1,791,100	1,488,718	16.88 %
4000 - Fixed Asset Purchases	0	16,443	16,443	0.00 %	3,393	197,400	194,007	1.72 %
5500 - Election Expenses	0	0	0	0.00 %	2,745	0	-2,745	0.00 %
6000 - Contingencies	0	2,499	2,499	0.00 %	0	30,000	30,000	0.00 %
6500 - Reserves	0	15,560	15,560	0.00 %	0	186,800	186,800	0.00 %
Total Level1: 300 - Other Expenses:	28,142	183,701	155,559	15.32 %	308,521	2,205,300	1,896,779	13.99 %
Total Expense:	183,051	343,229	160,179	53.33 %	1,363,639	4,120,400	2,756,761	33.09 %
Total Revenues	197,572	343,229	-145,657	-57.56 %	1,838,469	4,120,400	-2,281,931	-44.62 %
Total Fund: 24 - MITIGATION FUND:	14,521	0	14,521		474,831	0	474,831	

EXHIBIT 5-E**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
Fund: 26 - CONSERVATION FUND								
Revenue								
R120 - Property Taxes Revenues	0	88,398	-88,398	0.00 %	641,533	1,061,200	-419,667	60.45 %
R130 - User Fees	95,261	93,088	2,174	102.34 %	606,459	1,117,500	-511,041	54.27 %
R150 - Permit Processing Fee	21,412	14,578	6,835	146.88 %	141,982	175,000	-33,018	81.13 %
R200 - Recording Fees	3,232	800	2,432	404.16 %	8,116	9,600	-1,484	84.54 %
R210 - Legal Fees	900	1,333	-433	67.53 %	2,478	16,000	-13,522	15.49 %
R250 - Interest Income	38	292	-253	13.08 %	5,265	3,500	1,765	150.41 %
R270 - CAW - Rebates	32,805	41,650	-8,845	78.76 %	258,131	500,000	-241,869	51.63 %
R320 - Grants	0	18,326	-18,326	0.00 %	0	220,000	-220,000	0.00 %
R510 - Operating Reserve	0	200	-200	0.00 %	0	2,400	-2,400	0.00 %
Total Revenue:	153,648	258,663	-105,015	-59.40 %	1,663,964	3,105,200	-1,441,236	53.59 %

EXHIBIT 5-E

Statement of Revenue Over Expense - No Decimals

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
Expense								
Level1: 100 - Personnel Costs								
1100 - Salaries & Wages	44,261	53,662	9,401	82.48 %	319,989	644,200	324,211	49.67 %
1110 - Manager's Auto Allowance	92	100	8	92.34 %	369	1,200	831	30.77 %
1120 - Manager's Deferred Comp	135	142	6	95.60 %	542	1,700	1,158	31.85 %
1130 - Unemployment Compensation	0	67	67	0.00 %	0	800	800	0.00 %
1150 - Temporary Personnel	2,043	3,798	1,756	53.78 %	23,869	45,600	21,731	52.35 %
1160 - PERS Retirement	4,143	8,747	4,604	47.36 %	82,793	105,000	22,207	78.85 %
1170 - Medical Insurance	6,977	7,597	620	91.84 %	47,941	91,200	43,259	52.57 %
1180 - Medical Insurance - Retirees	2,336	1,891	-445	123.54 %	15,156	22,700	7,544	66.77 %
1190 - Workers Compensation	169	225	56	74.95 %	1,295	2,700	1,405	47.97 %
1200 - Life Insurance	85	100	15	85.44 %	509	1,200	691	42.45 %
1210 - Long Term Disability Insurance	280	325	45	86.08 %	1,958	3,900	1,942	50.20 %
1220 - Short Term Disability Insurance	56	75	19	74.14 %	389	900	511	43.23 %
1230 - Other Benefits	217	25	-192	869.47 %	265	300	35	88.29 %
1260 - Employee Assistance Program	15	33	18	45.26 %	104	400	296	25.92 %
1270 - FICA Tax Expense	33	83	51	39.38 %	251	1,000	749	25.08 %
1280 - Medicare Tax Expense	640	800	160	80.00 %	4,900	9,600	4,700	51.05 %
1290 - Staff Development & Training	370	1,191	821	31.04 %	2,730	14,300	11,570	19.09 %
1300 - Conference Registration	63	67	4	94.54 %	1,192	800	-392	148.98 %
1310 - Professional Dues	0	125	125	0.00 %	744	1,500	756	49.61 %
1320 - Personnel Recruitment	17	50	33	33.61 %	68	600	532	11.29 %
Total Level1: 100 - Personnel Costs:	61,931	79,102	17,171	78.29 %	505,064	949,600	444,536	53.19 %
Level1: 200 - Supplies and Services								
2000 - Board Member Compensation	529	1,058	529	50.02 %	4,045	12,700	8,655	31.85 %
2020 - Board Expenses	438	183	-255	239.14 %	1,346	2,200	854	61.19 %
2040 - Rent	222	233	11	95.20 %	1,632	2,800	1,168	58.28 %
2060 - Utilities	677	883	206	76.67 %	5,225	10,600	5,375	49.29 %
2120 - Insurance Expense	705	1,050	344	67.20 %	790	12,600	11,810	6.27 %
2130 - Membership Dues	210	1,250	1,040	16.81 %	9,750	15,000	5,250	65.00 %
2140 - Bank Charges	96	92	-4	104.89 %	669	1,100	431	60.81 %
2150 - Office Supplies	453	491	38	92.24 %	2,612	5,900	3,288	44.27 %
2160 - Courier Expense	170	192	22	88.63 %	960	2,300	1,340	41.74 %
2170 - Printing/Photocopy	0	508	508	0.06 %	39	6,100	6,061	0.65 %
2180 - Postage & Shipping	7	142	135	4.63 %	865	1,700	835	50.87 %
2190 - IT Supplies/Services	10,602	2,332	-8,270	454.56 %	24,829	28,000	3,171	88.67 %
2200 - Professional Fees	10,013	8,197	-1,817	122.16 %	52,029	98,400	46,371	52.87 %
2220 - Equipment Repairs & Maintenance	263	175	-88	150.45 %	820	2,100	1,280	39.03 %
2235 - Equipment Lease	227	325	98	69.98 %	1,844	3,900	2,056	47.28 %
2240 - Telephone	847	1,016	169	83.35 %	6,451	12,200	5,749	52.87 %
2260 - Facility Maintenance	511	933	422	54.78 %	4,967	11,200	6,233	44.34 %
2270 - Travel Expenses	69	1,416	1,347	4.90 %	2,219	17,000	14,781	13.06 %

EXHIBIT 5-E**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
2280 - Transportation	0	500	500	0.00 %	531	6,000	5,469	8.85 %
2300 - Legal Services	2,426	5,998	3,572	40.44 %	17,586	72,000	54,414	24.42 %
2380 - Meeting Expenses	0	175	175	0.00 %	438	2,100	1,662	20.84 %
2420 - Legal Notices	0	58	58	0.00 %	0	700	700	0.00 %
2460 - Public Outreach	46	1,066	1,020	4.33 %	528	12,800	12,272	4.13 %
2480 - Miscellaneous	0	67	67	0.00 %	106	800	694	13.26 %
2500 - Tax Administration Fee	0	475	475	0.00 %	0	5,700	5,700	0.00 %
2900 - Operating Supplies	1,134	1,266	132	89.59 %	7,185	15,200	8,015	47.27 %
Total Level1: 200 - Supplies and Services:	29,648	30,080	432	98.56 %	147,465	361,100	213,635	40.84 %
Level1: 300 - Other Expenses								
3000 - Project Expenses	47,917	96,886	48,969	49.46 %	358,479	1,163,100	804,621	30.82 %
4000 - Fixed Asset Purchases	0	42,150	42,150	0.00 %	2,375	506,000	503,625	0.47 %
5500 - Election Expenses	0	0	0	0.00 %	1,922	0	-1,922	0.00 %
6000 - Contingencies	0	1,749	1,749	0.00 %	0	21,000	21,000	0.00 %
6500 - Reserves	0	8,697	8,697	0.00 %	0	104,400	104,400	0.00 %
Total Level1: 300 - Other Expenses:	47,917	149,482	101,565	32.06 %	362,776	1,794,500	1,431,724	20.22 %
Total Expense:	139,496	258,663	119,167	53.93 %	1,015,305	3,105,200	2,089,895	32.70 %
Total Revenues	153,648	258,663	-105,015	-59.40 %	1,663,964	3,105,200	-1,441,236	-53.59 %
Total Fund: 26 - CONSERVATION FUND:	14,153	0	14,153		648,659	0	648,659	

EXHIBIT 5-E

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Statement of Revenue Over Expense - No Decimals**For Fiscal: 2017-2018 Period Ending: 01/31/2018**

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
Fund: 35 - WATER SUPPLY FUND								
Revenue								
R100 - Water Supply Charge	0	283,220	-283,220	0.00 %	2,059,657	3,400,000	-1,340,343	60.58 %
R120 - Property Taxes Revenues	0	2,732	-2,732	0.00 %	19,829	32,800	-12,971	60.45 %
R130 - User Fees	48,644	0	48,644	0.00 %	415,773	0	415,773	0.00 %
R140 - Connection Charges	72,637	20,825	51,812	348.80 %	325,533	250,000	75,533	130.21 %
R220 - Copy Fee	11	0	11	0.00 %	78	0	78	0.00 %
R230 - Miscellaneous - Other	0	833	-833	0.00 %	1,695	10,000	-8,305	16.95 %
R250 - Interest Income	248	1,166	-919	21.22 %	5,679	14,000	-8,321	40.56 %
R260 - CAW - ASR	0	52,929	-52,929	0.00 %	0	635,400	-635,400	0.00 %
R265 - CAW - Los Padres Reimbursement	0	43,733	-43,733	0.00 %	0	525,000	-525,000	0.00 %
R290 - CAW - Miscellaneous	0	1,949	-1,949	0.00 %	0	23,400	-23,400	0.00 %
R300 - Watermaster	13,886	6,214	7,671	223.45 %	32,691	74,600	-41,910	43.82 %
R308 - Reclamation Project	0	1,666	-1,666	0.00 %	0	20,000	-20,000	0.00 %
R310 - Other Reimbursements	0	83	-83	0.00 %	0	1,000	-1,000	0.00 %
R320 - Grants	0	6,664	-6,664	0.00 %	0	80,000	-80,000	0.00 %
R510 - Operating Reserve	0	62,392	-62,392	0.00 %	0	749,000	-749,000	0.00 %
Total Revenue:	135,426	484,406	-348,980	-27.96 %	2,860,934	5,815,200	-2,954,266	49.20 %

EXHIBIT 5-E**Statement of Revenue Over Expense - No Decimals**

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
Expense								
Level1: 100 - Personnel Costs								
1100 - Salaries & Wages	69,925	72,721	2,796	96.16 %	483,994	873,000	389,006	55.44 %
1110 - Manager's Auto Allowance	277	300	23	92.34 %	1,108	3,600	2,492	30.77 %
1120 - Manager's Deferred Comp	406	417	10	97.52 %	1,625	5,000	3,375	32.49 %
1130 - Unemployment Compensation	0	83	83	0.00 %	0	1,000	1,000	0.00 %
1150 - Temporary Personnel	0	50	50	0.00 %	2,376	600	-1,776	395.94 %
1160 - PERS Retirement	6,915	13,070	6,155	52.91 %	133,685	156,900	23,215	85.20 %
1170 - Medical Insurance	9,197	8,730	-467	105.35 %	62,942	104,800	41,858	60.06 %
1180 - Medical Insurance - Retirees	2,671	2,157	-513	123.78 %	17,328	25,900	8,572	66.90 %
1190 - Workers Compensation	1,330	1,516	186	87.76 %	9,660	18,200	8,540	53.08 %
1200 - Life Insurance	123	150	27	81.94 %	720	1,800	1,080	40.00 %
1210 - Long Term Disability Insurance	397	392	-5	101.36 %	2,740	4,700	1,960	58.31 %
1220 - Short Term Disability Insurance	79	92	13	85.82 %	543	1,100	557	49.39 %
1230 - Other Benefits	248	33	-215	745.26 %	303	400	97	75.68 %
1260 - Employee Assistance Program	20	42	22	47.27 %	135	500	365	26.94 %
1270 - FICA Tax Expense	58	242	183	24.14 %	439	2,900	2,461	15.15 %
1280 - Medicare Tax Expense	924	1,091	167	84.68 %	6,951	13,100	6,149	53.06 %
1290 - Staff Development & Training	1,232	891	-340	138.19 %	1,440	10,700	9,260	13.46 %
1300 - Conference Registration	72	100	28	72.03 %	642	1,200	558	53.51 %
1310 - Professional Dues	0	67	67	0.00 %	57	800	743	7.16 %
1320 - Personnel Recruitment	19	50	31	38.42 %	77	600	523	12.91 %
Total Level1: 100 - Personnel Costs:	93,893	102,192	8,299	91.88 %	726,766	1,226,800	500,034	59.24 %
Level1: 200 - Supplies and Services								
2000 - Board Member Compensation	605	1,208	603	50.07 %	4,622	14,500	9,878	31.88 %
2020 - Board Expenses	501	217	-284	231.25 %	1,539	2,600	1,062	59.17 %
2040 - Rent	579	816	238	70.90 %	5,522	9,800	4,278	56.35 %
2060 - Utilities	805	1,050	244	76.73 %	6,197	12,600	6,403	49.18 %
2120 - Insurance Expense	806	1,200	393	67.20 %	903	14,400	13,497	6.27 %
2130 - Membership Dues	0	725	725	0.00 %	7,497	8,700	1,203	86.18 %
2140 - Bank Charges	152	108	-43	139.93 %	913	1,300	387	70.23 %
2150 - Office Supplies	357	550	192	65.02 %	2,696	6,600	3,904	40.85 %
2160 - Courier Expense	110	217	106	50.97 %	1,013	2,600	1,587	38.98 %
2170 - Printing/Photocopy	0	125	125	0.26 %	394	1,500	1,106	26.26 %
2180 - Postage & Shipping	7	175	167	4.28 %	988	2,100	1,112	47.07 %
2190 - IT Supplies/Services	12,117	2,666	-9,451	454.56 %	30,071	32,000	1,929	93.97 %
2200 - Professional Fees	11,444	9,371	-2,073	122.12 %	62,466	112,500	50,034	55.53 %
2220 - Equipment Repairs & Maintenance	301	200	-101	150.45 %	937	2,400	1,463	39.03 %
2235 - Equipment Lease	313	375	62	83.39 %	2,480	4,500	2,020	55.11 %
2240 - Telephone	984	1,266	282	77.73 %	7,476	15,200	7,724	49.18 %
2260 - Facility Maintenance	683	1,183	500	57.74 %	5,779	14,200	8,421	40.69 %
2270 - Travel Expenses	79	675	596	11.74 %	6,184	8,100	1,916	76.35 %

EXHIBIT 5-E

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Statement of Revenue Over Expense - No Decimals**For Fiscal: 2017-2018 Period Ending: 01/31/2018**

Level...	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
2280 - Transportation	189	858	669	22.06 %	703	10,300	9,597	6.82 %
2300 - Legal Services	20,469	16,660	-3,809	122.86 %	126,382	200,000	73,618	63.19 %
2380 - Meeting Expenses	0	158	158	0.00 %	459	1,900	1,441	24.14 %
2420 - Legal Notices	0	117	117	0.00 %	0	1,400	1,400	0.00 %
2460 - Public Outreach	53	1,216	1,163	4.34 %	555	14,600	14,045	3.80 %
2480 - Miscellaneous	19	83	64	22.71 %	140	1,000	860	14.02 %
2500 - Tax Administration Fee	0	708	708	0.00 %	0	8,500	8,500	0.00 %
2900 - Operating Supplies	10	150	140	6.74 %	102	1,800	1,698	5.68 %
Total Level1: 200 - Supplies and Services:	50,583	42,075	-8,509	120.22 %	276,019	505,100	229,081	54.65 %
Level1: 300 - Other Expenses								
3000 - Project Expenses	153,182	290,884	137,702	52.66 %	914,660	3,492,000	2,577,340	26.19 %
4000 - Fixed Asset Purchases	0	13,661	13,661	0.00 %	2,714	164,000	161,286	1.66 %
5000 - Debt Service	0	19,159	19,159	0.00 %	67,019	230,000	162,981	29.14 %
5500 - Election Expenses	0	0	0	0.00 %	2,196	0	-2,196	0.00 %
6000 - Contingencies	0	1,999	1,999	0.00 %	0	24,000	24,000	0.00 %
6500 - Reserves	0	14,436	14,436	0.00 %	0	173,300	173,300	0.00 %
Total Level1: 300 - Other Expenses:	153,182	340,139	186,957	45.04 %	986,590	4,083,300	3,096,710	24.16 %
Total Expense:	297,658	484,406	186,748	61.45 %	1,989,375	5,815,200	3,825,825	34.21 %
Total Revenues	135,426	484,406	-348,980	-27.96 %	2,860,934	5,815,200	-2,954,266	-49.20 %
Total Fund: 35 - WATER SUPPLY FUND:	-162,232	0	-162,232		871,559	0	871,559	
Report Total:	-133,558	0	-133,558		1,995,048	0	1,995,048	

EXHIBIT 5-E

Statement of Revenue Over Expense - No Decimals

For Fiscal: 2017-2018 Period Ending: 01/31/2018

Fund Summary

Fund	January Activity	January Budget	Variance Favorable (Unfavorable)	Percent Used	YTD Activity	Total Budget	Variance Favorable (Unfavorable)	Percent Used
24 - MITIGATION FUND	14,521	0	14,521		474,831	0	474,831	
26 - CONSERVATION FUND	14,153	0	14,153		648,659	0	648,659	
35 - WATER SUPPLY FUND	-162,232	0	-162,232		871,559	0	871,559	
Report Total:	-133,558	0.02	-133,558		1,995,048	0	1,995,048	

number of rooms/seats, etc.) results in an estimate of the approximate annual Water Use Capacity in Acre-Feet. Water Use Capacity is determined using the Non-Residential Water Use Factor that is closest to the type of proposed use (“identical or similar to”). Uses in the Non-Residential Group II generally are businesses that prepare and sell food and/or beverages primarily for take-out and that use disposable packaging/tableware. Table II lists examples such as bakery, pizza, coffee house, ice cream shop, catering, deli, sandwich shop, bar, etc. Uses in the Non-Residential Group I are typically low water uses such as retail, offices, churches, clinics, etc. At the Tea Zone & Fruit Bar, water is used for tea/coffee, ice making (used in many drinks), preparation of fresh fruit and boba, cleaning (counters, mixers, containers, fruit cutter, utensils, coffee/tea makers, floors, tables, etc.), and hand washing and toilet flushing. The District requires the use of Non-Residential Best Management Practices to the extent possible (Rule 142).

After researching the Tea Zone & Fruit Bar website and Facebook pages and other internet sites such as Yelp, and after visiting a Tea Zone & Fruit Bar in San Jose, staff found that this business was similar to others in the Group II category. Similar local juice and beverage businesses such as Jamba Juice (Monterey), The Press Club (Seaside), and Juice & Java (Pacific Grove) have Group II Water Permits.

Since the staff decision in December 2017, the applicant has proposed some modifications to their business practices. They have indicated they will not sell ice cream and that they will not install an ice machine at the Monterey location, but will transport ice from the Santa Cruz store as many of the Tea Zone & Juice Bar products contain ice. District staff questioned the water used for ice making as this water use was not previously discussed. These representations by the business operator, however, cannot bind the applicant or any other successor occupant of the structure.

District Counsel is concerned that if the Appeal is approved, any other Group II use can occupy this structure without obtaining a Water Permit. Staff is concerned, if the Appeal is approved, that the District will be compelled to consider and approve similar Group II uses as Group I uses.

RECOMMENDATION: Staff recommends the Board hear the appeal, make a determination whether the proposed business was placed in the proper Non-Residential Water Use Factor category, and provide staff direction as to findings in support of the Board determination for approval at the next board meeting.

EXHIBITS

- 11-A** December 23, 2017, Letter of Determination
- 11-B** District Rule 70,
- 11-C** District Rule 24, Table 2, Non-Residential Water Use Factors



December 23, 2017

Anthony Davi Sr.
P.O. Box 1380
Pebble Beach, CA 93953

Subject: Request for Determination of Water Needs for Tea Zone Fruit Bar at 460 Alvarado Street, Monterey (APN: 001-572-005-000)

Dear Mr. Davi:

This letter is in response to our meeting on December 16, 2017, where you and your client requested that MWPMD consider a proposed juice bar at 460 Alvarado, Monterey, as a Non-Residential Group I water use (MPWMD Rule 24, Table 2). The business, "Tea Zone and Fruit Bar," sells fresh brewed tea and beverages, ice cream, fresh and bottled juices, and smoothies. The arguments presented by your client to support the Group I request were that there would be minimal dishwashing as items are served in "to-go" cups, minimal water use for cleaning, and that the space available to rent is 50% larger than needed for the business.

After reviewing the information provided in the meeting, visiting a Tea Zone in the Bay Area, and reviewing similar local business type's, staff has determined that Group II use is the appropriate Water Use Factor for this business. The brewing and selling of tea, sale of ice cream, juices and smoothies are identical uses to those in the Group II category. The conservation measures discussed in the meeting are considered Best Management Practices that would be expected of any business in this category. Unfortunately, the Subject property does not have the adequate water to support this business type.

The information in this letter is based on the District's current rules and regulations. The District's Rules and Regulations are subject to revision by action of the Board of Directors. New Water Permit applications submitted to the District are subject to the rules in effect at the time the complete application is received.

If you have any questions, please call the Permit and Conservation Office at 658-5601.

Sincerely,

Stephanie Kister

Stephanie Kister
Conservation Analyst

RULE 70 - APPEALS

Determinations of the General Manager or the District Engineer may be appealed to the District Board, in writing, within twenty-one (21) days after any such determination. Such appeal shall specify in writing the grounds upon which it is taken, and shall reference the provision of these Rules and Regulations which have been violated, and shall be accompanied by the fee prescribed in Rule 60, except where the issues raised in the appeal concern issues of public interest or environmental protection. Applicability of fee exemptions shall be determined solely by the General Manager. Within thirty (30) days of receipt of such appeal, the General Manager shall set a hearing on the appeal before the District Board and notify the appellant and/or Applicant in writing of the time and place of the hearing at least ten (10) days prior to the hearing and give public notice of the hearing date. An appeal may be filed by the Applicant, the General Manager, or any other Person. At said hearing the appellant and/or Applicant and other Persons may present evidence concerning the appeal. The Board may deny, approve or continue any appeal. The General Manager shall notify the appellant and/or Applicant within ten (10) days in writing by mail of the Board action taken; namely continuance, approval, conditional approval, or denial. Notice of the action taken shall be deemed to have been given when the written notification has been deposited in the mail, postpaid, addressed to the address shown on the application. Unless the Board otherwise determines, any Permit held by an Applicant for which an appeal has been filed pursuant to these rules and regulations shall be deemed suspended until the appeal has been resolved. Upon hearing the appeal, the Board shall also have the discretion to reduce and rebate in full or in part the fee for appeal otherwise set by Rule 60 if the Board finds that the appeal has provided a significant benefit to the public and/or the environment or in unusual matters.

Rule added by Ordinance No. 1 (2/11/80); amended by Ordinance No. 2 (3/11/80); Ordinance No. 3 (7/11/80); Ordinance No. 6 (5/11/81); Ordinance No. 63 (6/15/92); Ordinance No. 104 (07/15/02); Ordinance No. 125 (9/18/2006)

TABLE 2: NON-RESIDENTIAL WATER USE FACTORS

Group I 0.00007 AF/SF

Auto Uses	Retail	Warehouse	Dental Clinic	Office	Bank	Supermarket
Church	Nail Salon	Family Grocery	Medical Clinic	Tasting Room	Fast Photo	Convenience Store
Dry Cleaner (No on Site Laundry)			Veterinary Clinic	School	Gym	

Group II 0.0002 AF/SF

Users in this category prepare and sell food/beverages that are primarily provided to customers on disposable tableware. Food with high moisture content and liquid food may be served on reusable tableware. Pizza must be served on reusable platters or on disposable plates. Glassware may be used to serve beverages.

Bakery	Pizza	Coffee House	Ice Cream Shop	Dry Cleaner (with on Site Laundry)
Catering	Deli	Bar ¹	Sandwich Shop	

Group III

Assisted Living (more than 6 beds) ²	0.085 AF/Bed
Beauty Shop/Dog Grooming	0.0567 AF/Station
Child/Dependent Adult Day Care	0.0072 AF/Person
Dormitory ³	0.040 AF/Room
Laundromat	0.2 AF/Machine
Meeting Hall/Banquet Room	0.00053 AF/SF
Motel/Hotel/Bed & Breakfast	0.1 AF/Room
w/Large Bathtub (Add to room factor)	0.03 AF/Tub
w/Each additional Showerhead beyond one (Add to room factor)	0.02 AF/Showerhead
Irrigated Areas beyond ten feet of any building	ETWU
Plant Nursery	0.00009 AF/SF Land Area
Public Toilet	0.058 AF/Toilet
Public Urinal	0.036 AF/Urinal
Zero Water Consumption Urinal	No Value
Restaurant (including associated Bar/Brewpub Seats)	0.02 AF/Interior Restaurant Seat
Exterior Restaurant Seats above the “Standard Exterior Seat Allowance” ⁴	0.01 AF/Exterior Restaurant Seat
Exterior Restaurant Seats within the “Standard Exterior Seat Allowance”	No Value
Restaurant (24-Hour and Fast Food)	0.038 AF/Interior Restaurant Seat
Self-Storage	0.0008 AF/Storage Unit
Skilled Nursing/Alzheimer’s Care	0.12 AF/Bed
Spa	0.05 AF/Spa
Swimming Pool	0.02 AF/100 SF of Surface Area
Theater	0.0012 AF/Seat

Group IV - MODIFIED NON-RESIDENTIAL USES

Users listed in this category have reduced water Capacity from the types of uses listed in Groups I-III and have received a Water Use Credit for modifications. Please inquire for specific property information.

All New Connections: Refer to Rule 24-B, Exterior Non-Residential Water Demand Calculations

Notes: Any Non-Residential water use which cannot be characterized by one of the use categories set forth in Table 2 shall be designated as “other” and assigned a factor which has a positive correlation to the anticipated Water use Capacity for that Site.

¹ ABC Licensed Premises Diagram area shall be used for calculation of square-footage.

² Assisted living Dwelling Units shall be permitted as Residential uses per Table 1, Residential Fixture Unit Count Values.

³ Dormitory water use at educational facilities is a Residential use, although the factor is shown on Table 2

⁴ See Rule 24-B-1 and Rule 25.5 for information about the “Standard Exterior Seat Allowance”.

Table amended by Ordinance No. 125 (9/29/2006); Resolution 2008-01 (1/24/2008); Resolution 2010-15 (12/13/2010); Resolution 2013-16 (9/16/13); Resolution 2014-04 (3/17/2014); Resolution 2014-12 (7/21/2014); Ordinance No. 164 (4/20/2015); Resolution 2016-06 (3/21/2016); Ordinance No. 176 (1/25/2017); Resolution 2017-14 (7/21/2017); Resolution 2017-16 (12/11/2017)

ITEM: PUBLIC HEARING**12. CONSIDER ADOPTION OF APRIL THROUGH JUNE 2018 QUARTERLY WATER SUPPLY STRATEGY AND BUDGET**

Meeting Date: March 19, 2018 **Budgeted:** N/A

From: Dave Stoldt,
General Manager **Program/** N/A
Line Item No.:

Prepared By: Jonathan Lear **Cost Estimate:** N/A

General Counsel Review: N/A

Committee Recommendation: N/A

CEQA Compliance: Notice of Exemption, CEQA, Article 19, Section 15301 (Class 1)

ESA Compliance: Consistent with the September 2001 and February 2009 Conservation Agreements between the National Marine Fisheries Service and California American Water to minimize take of listed steelhead in the Carmel River and Consistent with SWRCB WR Order Nos. 95-10, 98-04, 2002-0002, and 2016-0016.

SUMMARY: The Board will accept public comment and take action on the **April** through **June 2018** Quarterly Water Supply Strategy and Budget for California American Water's (Cal-Am's) Main and Satellite Water Distribution Systems (WDS), which are within the Monterey Peninsula Water Resources System (MPWRS). The proposed budgets, which are included as **Exhibits 12-A and 12-B**, show monthly production by source of supply that is required to meet projected customer demand in Cal-Am's Main and Laguna Seca Subarea systems, i.e., Ryan Ranch, Bishop, and Hidden Hills, during the **April** through **June 2018** period. The proposed strategy and budget is designed to maximize the long-term production potential and protect the environmental quality of the Seaside Groundwater and Carmel River Basins.

Exhibit 12-A shows the anticipated production by Cal-Am's Main system for each production source and the actual production values for the water year to date through the end of **February 2018**. Cal-Am's annual Main system production for Water Year (WY) 2018 will not exceed 10,130 acre-feet (AF). Sources available to meet customer demand are 1,820 AF from the Coastal Subareas of the Seaside Groundwater Basin as set by the Seaside Basin Adjudication Decision and 8,310 AF from the Carmel River as set by State Water Resources Control Board (SWRCB) Order 2016-16. Additional water projects and water rights available are an estimated 1,160 AF from ASR Phase 1 and 2 recovery, 300 AF from the Sand City Desalination Plant, and an average of 225 AF from Cal-Am's Table 13 water rights. Under Table 13 water rights, Cal-Am is allowed to produce water for in-basin uses when bypass flows are in excess of permit conditions. The schedule of production from the Carmel Valley Alluvial Aquifer is consistent with SWRCB Order Nos. 95-10, 98-04, 2002-0002, and 2016-0016. In compliance with SWRCB Order 2016-0016, any water diverted under these rights must be used to reduce unlawful diversion from the Carmel River Basin.

Exhibit 12-B shows the anticipated production by Cal-Am's Laguna Seca Subarea systems for each production source, and the actual production values for WY 2018 to date through the end of February 2018. According to the Seaside Basin Adjudication Decision, Cal-Am's production has been reduced to 0 AF. It is recognized that Cal-Am will need to produce water to serve its customers and this table is produced as a ministerial component of tracking the implementation of the Adjudication Decision. Cal-Am has filed in their Application A.12-04-019 with the California Public Utility Commission to intertie the main system and satellite systems to solve this issue.

RECOMMENDATION: The Board should receive public input, close the Public Hearing, and discuss the proposed quarterly water supply budget. District staff recommends adoption of the proposed budget. The budget is described in greater detail in **Exhibit 12-C**, Quarterly Water Supply Strategy Report: **April – June 2018**.

BACKGROUND: The Water Supply Strategy and Budget prescribes production within Cal-Am's Main and Laguna Seca Subarea systems and is developed on a quarterly schedule. Staff from the District, Cal-Am, the National Marine Fisheries Services (NMFS), State Water Resources Control Board's Division of Water Rights (SWRCB-DWR), and the California Department of Fish and Wildlife (CDFW) cooperatively develop this strategy to comply with regulatory requirements and maximize the environmental health of the resource system while meeting customer demand. To the greatest extent pumping in the Carmel Valley is minimized in the summer months and the Seaside wells are used to meet demand by recovering native water and banked Carmel River water. Also, it was agreed that Cal-Am will operate its wells in the Lower Carmel Valley in a downstream to upstream order.

If flows exceed 20 cfs at the District's Don Juan Gage, Cal-Am is allowed to produce from its Upper Carmel Valley Wells, which are used to supply water for injection into the Seaside Groundwater Basin. The permitted diversion season for ASR is between December 1 and May 31. Diversions to storage for ASR will be initiated whenever flows in the river are above permit threshold values. For planning purposes, the QWB group schedules diversions to ASR storage based on operational days that would occur in an average streamflow year. Cal-Am may also divert under Table 13 Water Rights for in-basin use within Carmel Valley when flows are adequate. This schedule is estimated with average year streamflow conditions and daily demand for Carmel Valley. There is also a projected goal of producing 25 AF of treated brackish groundwater from the Sand City Desalination Plant in each of these three months.

Rule 101, Section B of the District Rules and Regulations requires that a Public Hearing be held at the time of determination of the District water supply management strategy. Adoption of the quarterly water supply strategy and budget is categorically exempt from the California Environmental Quality Act (CEQA) requirements as per Article 19, Section 15301 (Class 1). A Notice of Exemption will be filed with the Monterey County Clerk's office, pending Board action on this item.

EXHIBITS

- 12-A** Quarterly Water Supply Strategy and Budget for Cal-Am Main System: April – June 2018
- 12-B** Quarterly Water Supply Strategy and Budget for Cal-Am Subsystems: April – June 2018
- 12-C** Quarterly Water Supply Strategy and Budget Report: April – June 2018

EXHIBIT 12-A

**California American Water Main Distribution System
Quarterly Water Supply Strategy and Budget: April - June 2018**

Proposed Production Targets by Source and Projected Use in Acre-Feet

SOURCE/USE	MONTH			YEAR-TO-DATE		
	Apr-18	May-18	Jun-18	Oct-17 to Feb-18	% of YTD	% of Annual Budget
Source						
Carmel Valley Aquifer						
Upper Subunits	0	0	0	0		
Lower Subunits	881	985	1,021	2,165	79%	27%
ASR Diversion	300	150	0	0		
Table 13 Diversion (Service)	41	16	0			
Total	1,222	1,151	1,021	2,165		
Total to count against CDO	1,222	1,151	1,021			
Seaside Groundwater Basin						
Coastal Subareas	100	100	47	1,473	147%	81%
ASR Recovery	0	0	23	0		
Sand City Desalination	25	25	25	88	71%	29%
Total	125	125	95	1,562		
Use						
Customer Service	1,006	1,110	1,116	3,727	97%	37%
Table 13 In Basin use	41	16	0			
ASR Injection	300	150	0	0		
Total	1,347	1,276	1,116			

Notes:

- The annual budget period corresponds to the Water Year, which begins on October 1 and ends on September 30 of the following Calendar Year.
- Total monthly production for "Customer Service" in CAW's main system was calculated by multiplying total annual production (10,130 AF) times the average percentage of annual production for April, May, and June (8.2%, 9.0%, and 8.9%, respectively). According to District Rule 160, the annual production total was based on the assumption that production from the Coastal Subareas of the Seaside Groundwater Basin would not exceed 1,820 AF and production from Carmel River sources, without adjustments for water produced from water resources projects, would not exceed 8,310 AF in WY 2018. The average production percentages were based on monthly data for customer service from WY 2013 to 2015.
- Maximum daily diversion values for ASR are based on an average diversion rate of approximately 18.5 AF per day from CAW's sources in the Carmel River Basin. Total monthly production is estimated by multiplying the maximum daily production by operational days per month for "Below Average" flow conditions at the Sleepy Hollow Weir.
- The production targets for CAW's wells in the Seaside Coastal Subareas are based on the assumption that sufficient flow will occur in the Carmel River at the targeted levels, to support ASR injection. It is planned that Coastal Subarea pumping will not occur, or will be proportionally reduced, if ASR injection does not occur at targeted levels.
- The production targets for CAW's wells in the Seaside Coastal Subareas are based on the need for CAW to produce its full Standard Allocation to be in compliance with SWRCB WRO No. 2016-0016.
- It should be noted that monthly totals for Carmel Valley Aquifer sources may be different than those shown in MPWMD Rule 160, Table XV-3. These differences result from monthly target adjustments needed to be consistent with SWRCB WRO 98-04, which describes how Cal-Am Seaside Wellfield is to be used to offset production in Carmel Valley during low-flow periods. Adjustments are also made to the Quarterly Budgets to ensure that compliance is achieved on an annual basis with MPWMD Rule 160 totals.
- Table 13 values reflect source/use estimates based on SWRCB Permit 21330, which allows diversions from the CVA for "In Basin use" (3.25 AFD) when flows in the River exceed threshold values. In accordance with Water Rights Permits 21330 and CDO2009-0060, water produced and consumed under this right is subtracted from the CVA annual base amount. Actual values will be dependant on the number of days flows exceed minimum daily instream flow requirements.

EXHIBIT 12-B

**California American Water Laguna Seca Subarea Distribution Systems
 Quarterly Water Supply Strategy and Budget: April - June 2018
 Proposed Production Targets by Source and Projected Use in Acre-Feet**

SOURCE/USE	MONTH			YEAR-TO-DATE		
	Apr-18	May-18	Jun-18	Oct-17 to Feb-18	% of YTD	% of Annual
Source						
Seaside Groundwater Basin						
Laguna Seca Subarea	0	0	0	123	0.0%	0.0%
Other	0	0	0	0	0.0%	0.0%
Use						
Customer Service	0	0	0			
Total	0	0	0	123	0.0%	0.0%

Notes:

1. The annual budget period corresponds to the Water Year, which begins on October 1 and ends on September 30 of the following Calendar Year.
2. Total monthly production for "Customer Service" in CAW's Laguna Seca Subarea systems was calculated by multiplying total annual production (48 AF) times the average percentage of annual production for April, May, and June (7.1%, 9.7%, and 10.6%, respectively). The average production percentages were based on monthly data for customer service from WY 2013 to 2014. The 0 AF annual production limit is specified in the Seaside Basin Adjudication Decision and is subject to change.
3. It should be noted that, based on recent historical use, actual monthly use will likely exceed the proposed monthly production target. In this context, the production targets represent the maximum monthly production that should occur so that CAW remains within its Standard Production Allocation for the Laguna Seca Subarea specified in the Seaside Decision. Accordingly, actual production beyond these production targets will be subject to replenishment assessment by the Seaside Basin Watermaster.
4. "Other" production sources refer to supplies transferred to Laguna Seca Subarea customers from CAW's Carmel River sources or water rights acquired from other producers in the Seaside Basin to produce additional water. For example, under emergency conditions, water can be transferred from sources that serve customers in CAW's main system, via an existing interconnection, to customers in CAW's Ryan Ranch system.
5. The production targets for CAW's wells in the Seaside Coastal Subareas are based on the need for CAW to produce its full Standard Allocation to be in compliance with SWRCB WRO No. 95-10.
6. Year to date production numbers are estimated pending finalization of CAW production data.
7. As approved by MPWMD Board on 8/17/2015, an allocation of 3.41 AF production (3.17 AF metered sales) is transferred to CHOMP within the Ryan Ranch Unit of CalAm (in the Laguna Seca Sub-Area) from Cypress Pacific

EXHIBIT 12-C

Quarterly Water Supply Strategy and Budget Report California American Water Main Water Distribution System: April – June 2018

1. Management Objectives

The Monterey Peninsula Water Management District (District) desires to maximize the long-term production potential and protect the environmental quality of the Carmel River and Seaside Groundwater Basins. In addition, the District desires to maximize the amount of water that can be diverted from the Carmel River Basin and injected into the Seaside Groundwater Basin while complying with the instream flow requirements recommended by the National Marine Fisheries Service (NMFS) to protect the Carmel River steelhead population. To accomplish these goals, a water supply strategy and budget for production within California American Water's (CalAm's) Main and Laguna Seca Subarea water distribution systems is reviewed quarterly to determine the optimal strategy for operations, given the current hydrologic and system conditions, and legal constraints on the sources and amounts of water to be produced.

2. Quarterly Water Supply Strategy: April - June 2018

On March 13, 2018 staff from the District, CalAm, the National Marine Fisheries Services (NMFS), State Water Resources Control Board's Division of Water Rights (SWRCB-DWR), and the California Department of Fish and Wildlife (CDFW) met and discussed the proposed water supply strategy and related topics for upcoming quarter.

Carmel River Basin CalAm will operate its wells in the Lower Carmel Valley in a downstream to upstream sequence, as needed to meet customer demand. For this quarterly water budget, it was agreed that CalAm would plan to produce water from the wells in the Upper Carmel Valley to support ASR operations and Table 13 Diversion and will only occur when the river is out of the "Low Flow" regime. To the maximum extent, pumping will be shifted away from the river wells and Seaside native and banked ASR water will be used to meet demand in the summer months. Any new sources of water reduce the water available to be pumped from the river on a one to one basis consistent with SBO 2016-0016.

Seaside Groundwater Basin CalAm will continue to produce water from the Coastal Subareas of the Seaside Basin during this period, as necessary to meet system demand and facilitate ASR diversions to storage. There is also a goal to produce 25 AF of treated brackish groundwater from the Sand City Desalination Plant in each of these three months. It is recognized that, based on recent historical use, CalAm's production from the Laguna Seca Subarea during this period cannot be reduced to zero, as is set by CalAm's allocation specified in the Seaside Basin Adjudication Decision. In this context, the production targets represent the maximum monthly production that should occur so that CalAm remains within its adjudicated allocation for the Laguna Seca Subarea. Under the amended Seaside Basin

Decision, CalAm is allowed to use production savings in the Coastal Subareas to offset over-production in the Laguna Seca Subarea. However, the quarterly budget was developed so that CalAm would produce all native groundwater in the Coastal Subareas and Laguna Seca production would be over the Adjudication allotment.

ITEM: ACTION ITEM**13. CONSIDER ADOPTION OF RESOLUTION 2018-05 REGARDING STATE WATER RESOURCES CONTROL BOARD ORDER WR 2009-0060**

Meeting Date:	March 19, 2018	Budgeted:	No
From:	David J. Stoldt General Manager	Program/ Line Item No.:	N/A
	David J. Stoldt	Cost Estimate:	N/A

General Counsel Approval: N/A**Committee Recommendation: N/A****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

SUMMARY: At a hearing on July 19, 2016 the State Water Resources Control Board (SWRCB) adopted Order WR 2016-0016 which superseded requirements of Orders WR 95-10, WR 2009-0060 and other SWRCB orders, and extended to December 31, 2021, the date by which Cal-Am must terminate its unlawful diversions from the Carmel River. Order WR 2016-0016 also set an Effective Diversion Limit from the Carmel River of 8,310 AFA starting Water Year 2015-2016.

At the hearing, twenty (20) speakers commented that Condition 2 of Order WR 2009-0060 was not accurately interpreted by Cal-Am and SWRCB; they argued that new guidance was needed to recognize historical property rights and past practice under MPWMD Rules and Regulations. The speakers, as well as SWRCB board members, expressed concern that the SWRCB staff interpretive letter of April 9, 2012 was not in the public record and had not been subject to any public review or hearing process. As such, SWRCB Chief Counsel suggested Section 5.3.1.5 of the July 15, 2016 draft Order be deleted from the narrative. The motion to adopt the proposed Order was amended to direct deletion of Section 5.3.1.5. The motion also directed SWRCB staff to meet and confer with the parties represented by speakers at the hearing and to report back to the board within 60 to 90 days from the date of adoption; SWRCB staff has failed to complete this assignment.

Representatives of MPWMD, together with members of the Monterey Peninsula community, met with SWRCB staff on December 13, 2016. Following that meeting, a specific proposal for interpretation of Condition 2, as well as supporting data, was provided by the District to SWRCB staff in January 2017. Seventeen letters or emails in support of the proposal, and five opposing it, were received by SWRCB. Additional correspondence ensued during 2017. A conference call between Monterey Peninsula representatives and SWRCB staff was held on July 6, 2017, and further supporting material was thereafter provided by the District to SWRCB staff. Since that time, SWRCB staff have failed to provide formal guidance on Condition 2 or make any report to SWRCB board members as explicitly required by the SWRCB Order adopted on July 19, 2016.

This Resolution is to provide formal guidance to Cal-Am and the local jurisdictions on how to interpret Condition 2 consistent with District Rules and Regulations.

RECOMMENDATION: The General Manager recommends the Board adopt Resolution 2018-05.

EXHIBIT

13-A Resolution 2018-05

EXHIBIT 13-A**RESOLUTION NO. 2018-05****A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
INTERPRETING CONDITION 2 OF SWRCB ORDER WR 2009-0060
AND DIRECTING JURISDICTIONS WITHIN THE DISTRICT AND
CALIFORNIA AMERICAN WATER TO APPLY THIS INTERPRETATION****FINDINGS**

1. The Monterey Peninsula Water Management District (“District” or “MPWMD”) was authorized in 1977 by the California Legislature (Chapter 527 of the Statutes of 1977, as amended, found at West’s Water Law Appendix Section 118-1, et seq.). Voters of the Monterey Peninsula ratified its creation in June 1978. The District holds comprehensive authority to integrate management of the ground and surface water resources in the Monterey Peninsula area. MPMWD governs the Allocation of limited water supplies distributed by California American Water (“Cal-Am”). The District has enacted, by ordinance, a set of Rules and Regulations to implement its statutory authority, including issuance of Water Permits and the regulation of Water Distribution Systems.
2. In 1995, the State Water Resources Control Board (SWRCB) issued Order WR 95-10 to affirm Cal-Am held rights to divert only 3,376 Acre-Feet annually (“AFA”) from the Carmel River. This order required Cal-Am to reduce former river diversions of 14,106 AFA in 1995 to 11,285 AFA in 1997.
3. District Resolution No. 2004-11 noted that Order WR 95-10 directed Cal-Am to maximize water production from the Seaside Basin to serve existing Connections, honor existing Allocation commitments, and to reduce diversions from the Carmel River. Resolution No. 2004-11 also recognized the use of pre-Paralta credits and public credits.
4. In 2007, the Monterey County Superior Court in *California-American Water Company v. City of Seaside*, et al. (Case No. M66343) issued a comprehensive order to adjudicate the Seaside Groundwater Basin and impose a declining pumping schedule from the Seaside Groundwater Basin for Cal-Am and others.
5. In 2009, SWRCB Order WR 2009-0060 issued a Cease and Desist Order (CDO) on Cal-Am that required Cal-Am to (a) reduce Carmel River diversions from 11,285 AFA to 10,429 AFA until 2017, (b) set 3,376 AFA as Cal-Am’s Carmel River diversion limit beginning in 2017, and (c) required Cal-Am to impose a moratorium on new Connections.
6. In 2011, the California Public Utilities Commission (CPUC) issued Decision (D.) 11-03-048, entitled “Decision Directing Tariff Modifications to Recognize Moratorium Mandated by State Water Resources Control Board.” D.11-03-048 prohibits new Cal-Am Connections and certain increased uses of water served by Cal-Am diversions from the

Carmel River to the extent such service would violate the terms of Condition 2 of SWRCB Order WR 2009-0060.

7. At a hearing on July 19, 2016 SWRCB adopted Order WR 2016-0016 which superseded requirements of Orders WR 95-10, WR 2009-0060 and other SWRCB orders, and extended to December 31, 2021, the date by which Cal-Am must terminate its unlawful diversions from the Carmel River. Order WR 2016-0016 also set an Effective Diversion Limit from the Carmel River of 8,310 AFA starting Water Year 2015-2016.
8. At the July 19, 2016 SWRCB hearing twenty (20) speakers commented that Condition 2 of Order WR 2009-0060 was not accurately interpreted by Cal-Am and SWRCB; they argued that new guidance was needed to recognize historical property rights and past practice under MPWMD Rules and Regulations. The speakers, as well as SWRCB board members, expressed concern that the SWRCB staff interpretive letter of April 9, 2012 was not in the public record and had not been subject to any public review or hearing process. As such, SWRCB Chief Counsel suggested Section 5.3.1.5 of the July 15, 2016 draft Order be deleted from the narrative. The motion to adopt the proposed Order was amended to direct deletion of Section 5.3.1.5. The motion also directed SWRCB staff to meet and confer with the parties represented by speakers at the hearing and to report back to the board within 60 to 90 days from the date of adoption; SWRCB staff has failed to complete this assignment.
9. Representatives of MPWMD, together with members of the Monterey Peninsula community, met with SWRCB staff on December 13, 2016. Following that meeting, a specific proposal for interpretation of Condition 2, as well as supporting data, was provided by the District to SWRCB staff in January 2017. Seventeen letters or emails in support of the proposal, and five opposing it, were received by SWRCB. Additional correspondence ensued during 2017. A conference call between Monterey Peninsula representatives and SWRCB staff was held on July 6, 2017, and further supporting material was thereafter provided by the District to SWRCB staff. Since that time, SWRCB staff have failed to provide formal guidance on Condition 2 or make any report to SWRCB board members as explicitly required by the SWRCB Order adopted on July 19, 2016.
10. Pursuant to Section 325 of the District Law, and except as otherwise limited by the District Law, the District has the power to do any and every lawful act necessary in order that sufficient water may be available for any present or future beneficial use or uses of the lands or inhabitants within the District, including, but not limited to, irrigation, domestic, fire protection, municipal, commercial, industrial, recreational, and all other beneficial uses and purposes.
11. The District's longstanding system of regulating and permitting water use relies on industry accepted water demand factors and fixture counts. This regulatory system has demonstrated its ability to ensure capacity to use water at a site remains neutral (water neutrality) following each new project, renovation, or any change in use at a site. The national Alliance for Water Efficiency has lauded the District's ordinances, rules, and regulations as one of the earliest in the nation to ensure water neutrality in land use permitting – a goal that is consistent with and supportive of Condition 2.

12. SWRCB staff had indicated the intent of Condition 2 is to limit an increase in water consumption from the Carmel River that may be caused by regional or local zoning and land use changes to the conditions that existed at the time of the Order. However, a variety of conservation programs initiated since the 2009 CDO took effect have reduced pumping from the Carmel River by 3,000 AFA. The District believes it can document its efforts to implement and enforce the CDO through the multiple programs and regulations it has put into effect. The District does not find it appropriate to look only at a single program without recognizing all others.
13. The District finds that a reliance on actual billed water use for any period is flawed; this is a protocol that wrongfully rewards those who manipulate the system, and penalizes sites that make concerted conservation efforts as well as those that experience declining water use due to external factors such as vacancies, failing tenant businesses, economic conditions, renovations, or calamities such as fire. Further, California Public Utilities Commission privacy regulations interfere with access to and reliance upon historical water use records by anyone other than the specific account holder. This frustrates use of actual water use as a regulatory mechanism as it excludes prospective businesses, buyers, owners where the tenant is the account holder, or would-be developers.
14. The District finds actual water use to not be a usable metric to assess and assure future compliance with a “no increase” standard. First, enforcement based on water use records imposes an administrative burden to regularly – and perpetually – compare records of actual present water use against authorized baseline use. Due process requires the owner of each offending business be afforded an opportunity to receive notice of the infraction, and a hearing opportunity as to any consequence. Penalties must be structured to prevent recurring excess water use; monetary sanctions alone are not prudent or just. Each consumer is at risk for unintended consumption spikes. Enforcement would be hampered by requests for adjustment or variance based on reasonable explanation such as provable leaks, unanticipated guests or a myriad of unique business factors.
15. The District finds a regulatory scheme dependent on actual measured water use is an impossible standard to use at the time an application for any new or modified use is under review. At that moment, future water use is a mere projection or assumption. One can only approximate future water use based on factors reflected in the application, such as the type and scale of a business or the number of water fixtures in a residence. Future water use can only be estimated based on a review of plans submitted together with the application for water use. The District rules require future water use be estimated based on predetermined factors; its water use factors have been periodically grounded through a rigorous statistical examination of sample sites. Those factors have periodically been adjusted to ensure each faithfully relates to the water use capacity assigned by the District.
16. This resolution is adopted to enhance the District’s ability to prevent diminution of waters within the District, to protect environmental values, and is consistent with the District’s authority to reasonably regulate all water resources within District boundaries. The Board of Directors’ General Counsel finds it necessary to adopt this resolution to protect the public health, welfare and safety of the District by ensuring the continuing water supply is physically adequate to meet demand, but to also ensure individual property rights of owners are protected. This measure is necessary to clarify and support moratorium requirements

set by the CPUC in D. 11-03-048, and clarify and support requirements set by the SWRCB in its Orders WR 2009-0060 and WR 2016-0016.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Monterey Peninsula Water Management District Board of Directors:

Section One. The Findings set forth above are incorporated into this Resolution as if set forth in full.

Section Two. For purposes of Cal-Am or any Jurisdiction interpreting Condition 2, the phrase “any increased use of water at existing service addresses” shall mean increased capacity for use at an existing residential or non-residential site in excess of the pre-project capacity for use, adjusted for credit from water saved on a site, and/or a debit to a jurisdiction’s allocation of water, and/or use of a water entitlement as permitted and authorized by the Monterey Peninsula Water Management District under its Rules and Regulations and determined either by using MPWMD fixture unit methodology to determine residential water use, or MPWMD water use factors for determining non-residential water use.

Section Three. The General Manager is directed and authorized to execute all documents and to perform all necessary acts to implement the effect of this Resolution.

Section Four. This Resolution shall take immediate effect.

Section Five. If any subdivision, paragraph, sentence, clause or phrase of this Resolution is, for any reason, held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity shall not affect the validity or enforcement of the remaining portions of this Resolution. It is the District’s express intent that each remaining portion would have been adopted irrespective of the fact that one or more subdivisions, paragraphs, sentences, clauses, or phrases be declared invalid or unenforceable.

On a motion by Director _____ and second by Director _____ the foregoing resolution is duly adopted this ___th day of March 2018 by the following votes.

Ayes:

Nays:

Absent:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a resolution duly adopted on the ___th day of March 2018. Witness my hand and seal of the Board of Directors this ___ day of March 2018.

 David J. Stoldt, Secretary to the Board

ITEM: ACTION ITEM**14. CONSIDER ADOPTION OF RESOLUTION 2018-06 DECLARING THE WEEK OF MARCH 19-25, 2018, TO BE *FIX A LEAK WEEK*****Meeting Date:** March 19, 2018 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/
Line Item No.:****Prepared By:** Stephanie Locke **Cost Estimate:** N/A**General Counsel Review:** No**Committee Recommendation:** N/A**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.

SUMMARY: The U.S. Environmental Protection Agency's (EPA's) WaterSense® program promotes its annual Fix a Leak Week in March as part of its efforts to encourage Americans to use water efficiently. The District, as a WaterSense Partner, supports the EPA's program and encourages the immediate repair of every leak. Our local water waste restrictions and the high cost of water on the Monterey Peninsula make it sensible for everyone to pay attention to their water use, including keeping a watchful eye for wasteful drips and leaks and for unusually high water bills that could indicate an unobvious leak.



During the week of March 19-25, 2018, the District urges everyone to take the Ten Minute WaterSense Challenge to detect and chase down leaks **Exhibit 14-A**. If a leak is found, fix it immediately. Little drips can easily add up to lots of dollars. Similarly, if the public notices water leaks in the streets or dripping fire hydrants or water meters, report leaks by emailing conserve@mpwmd.net or call the Water Waste Hotline at 831-658-5653 or call California American Water at 888-673-6301.

DISCUSSION: Fix a Leak Week is celebrated in March of each year as a time to remind Americans to check their household fixtures and irrigation systems for leaks.

The Facts on Leaks:

- The average household's leaks can account for more than 10,000 gallons of water wasted every year, or the amount of water needed to wash 270 loads of laundry.
- Household leaks can waste more than 1 trillion gallons annually nationwide. That's equal to the annual household water use of more than 11 million homes.

- Ten percent of homes have leaks that waste 90 gallons or more per day.
- Common types of leaks found in the home include worn toilet flappers, dripping faucets, and other leaking valves. All are easily correctable.
- High water pressure in the home can result in leaks in the pipes, irrigation system, water fixtures and appliances. Pressure reducing valves on the water line should be periodically repaired or replaced after checking the pressure at the house.
- Fixing easily corrected household water leaks can save homeowners about 10 percent on their water bills.
- Keep your home leak-free by repairing dripping faucets, toilet flappers, and showerheads. In most cases, fixture replacement parts don't require a major investment.
- Most common leaks can be eliminated after retrofitting a household with new WaterSense labeled fixtures and other high-efficiency appliances.

Leak Detection:

- A good method to check for leaks is to examine your winter water usage. It's likely that a family of four has a serious leak problem if its winter water use exceeds 12,000 gallons per month.
- Check your water meter before and after a two-hour period when no water is being used. If the meter does not read exactly the same, you probably have a leak.
- One way to find out if you have a toilet leak is to place a drop of food coloring in the toilet tank or use a Leak Detection Kit from MPWMD. If the color shows up in the bowl within 10 minutes without flushing, you have a leak. Make sure to flush immediately after this experiment to avoid staining the tank.

Faucets and Showerheads:

- A leaky faucet that drips at the rate of one drip per second can waste more than 3,000 gallons per year. That's the amount of water needed to take more than 180 showers!
- Leaky faucets can be fixed by checking faucet washers and gaskets for wear and replacing them if necessary. If you are replacing a faucet, look for the [WaterSense label](#).
- A showerhead leaking at 10 drips per minute wastes more than 500 gallons per year. That's the amount of water it takes to wash 60 loads of dishes in your dishwasher.
- Most leaky showerheads can be fixed by ensuring a tight connection using pipe tape and a wrench. If you are replacing a showerhead, look for one that has earned the WaterSense label.

Toilets:

- If your toilet is leaking, the cause is often an old, faulty toilet flapper. Over time, this inexpensive rubber part decays, or minerals build up on it. It's usually best to replace the whole rubber flapper—a relatively easy, inexpensive do-it-yourself project that pays for itself in no time. MPWMD offers free replacement flappers.
- If you do need to replace the entire toilet, look for a [WaterSense labeled model](#). If the average family replaces its older, inefficient toilets with new WaterSense labeled ones, it could save 13,000 gallons per year. Retrofitting the house could save the family nearly \$2,400 in water and wastewater bills over the lifetime of the toilets.

Outdoors:

- An irrigation system should be checked each spring before use to make sure it was not damaged by frost or freezing.
- An irrigation system that has a leak 1/32nd of an inch in diameter (about the thickness of a dime) can waste about 6,300 gallons of water per month.
- To ensure that your in-ground irrigation system is not leaking water, consult with a WaterSense irrigation partner who has passed a certification program focused on water efficiency; [look for a WaterSense irrigation partner](#).
- Check your garden hose for leaks at its connection to the spigot. If it leaks while you run your hose, replace the nylon or rubber hose washer and ensure a tight connection to the spigot using pipe tape and a wrench.

RECOMMENDATION: Staff recommends that the Board adopt Resolution 2018-06 **Exhibit 14-B** declaring the week of March 19, 2018 through March 25, 2018, to be Fix a Leak Week.

EXHIBITS

14-A Ten Minute WaterSense Challenge

14-B Resolution 2018-06 Declaring March 19-25, 2018, as Fix a Leak Week in the Monterey Peninsula Water Management District



DETECT AND CHASE DOWN LEAKS



Did You Know

that easy-to-fix water leaks account for more than 1 trillion gallons of water wasted each year in U.S. homes? In fact, the average household leaks more than 10,000 gallons of water per year, or the amount of water it takes to wash 270 loads of laundry, and could be costing you an extra 10 percent on your water bills.

In just 10 minutes, you can search your home for leaks and crack down on water waste. Many common household leaks are quick to find and easy to fix. Worn toilet flappers, dripping faucets, and leaking showerheads all are easily correctable and can save on your utility bill expenses and water in your community.

So put on your detective hat, lace up your running shoes, and take this 10-minute challenge to detect and chase down leaks!

www.epa.gov/watersense/fixaleak



Start by Gathering Clues

These clues can help you detect leaks before you even start investigating your home.

1

Check Your Utility Bill

A place to start is to examine your utility bill for January or February. It's likely that a family of four has a serious leak problem if its winter water use exceeds 12,000 gallons (or 16CCF) per month. You can also look for spikes - is your water use a lot higher this month than it was last month? Learn more about your water bill: <http://1.usa.gov/1Qw3Eg9>.

2

Read Your Water Meter

Find your water meter, which is usually near the curb in front of your home but can be inside your home (e.g., in the basement) in cold climates. Use a screwdriver to remove the lid on your meter, which is heavy and usually marked "water."

Now that you've found the meter, take a reading during a period when no water is being used. If the meter does not read exactly the same after two hours, you probably have a leak. Here's a tip on how to read a water meter: <http://bit.ly/1TeYnMu>.

3

Take a Toilet Test

Put a few drops of food coloring into the tank at the back of your toilet and let it sit for 10 minutes. If color shows up in the bowl, you have a leak. Make sure to flush afterward to avoid staining, and consider replacing your old toilet flapper if it is torn or worn.

While you're waiting to see if your toilet has a leak, walk around your house with the checklist on the next page and see if you can chase down any other water wasters.

Here are some of the places leaks may be hiding in your home.

Some leaks require a simple fix—a worn toilet flapper, loose pipe connection, or showerhead with stray spray. But you may want to consult a licensed plumber to stop your running toilet, broken sprinklers, water heater drips, or malfunctioning water supply lines. Take a quick inventory of clues to water waste:

IN THE BATHROOM

- Toilets: Listen for running water and conduct the food coloring test described on the first page.
- Faucets: Listen for drips and turn on the tap to check for water going the wrong direction.
- Showerheads: Turn on and look for drips or stray sprays that can be stopped with tape.
- In the tub: Turn on the tub, then divert the water to the shower and see if there's still a lot of water coming from the tub; that could mean the tub spout diverter needs replacing.
- Under the sink: Check for pooling water under pipes and rust around joints and edges.

IN THE KITCHEN

- Faucet: Listen for drips and tighten aerators or replace fixtures if necessary.
- Sprayer: Check to make sure water is spraying smoothly and clean openings as needed.
- Under the sink: Check for pooling water under pipes and rust around joints and edges.
- Appliances: Check for pooling water underneath dishwashers and refrigerators with ice makers, which could indicate a supply line leak.

IN THE LAUNDRY OR UTILITY ROOM

- Under the sink: Check for pooling water under pipe connections.
- Clothes washer: Check for pooling water, which could indicate a supply line leak.

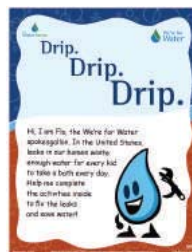
IN THE BASEMENT OR UTILITY ROOM

- Water heater: Check beneath the tank for pooling water, rust, or other signs of leakage.

DON'T FORGET TO GO OUTSIDE

- At the spigot: Ensure tight connections with the hose and see if the hose washer needs replacing.
- In-ground irrigation system: Check for broken sprinklers or nozzles spraying in the wrong direction. You may want to consult an irrigation auditor certified by a WaterSense labeled program to improve system efficiency: <http://1.usa.gov/1YbFMjK>.

FOR THE KIDS



Kids aren't just the leaders of tomorrow, they're the dreamers and do-er's of today. "Test Your WaterSense" and try other fun activities at Flo's Kids Zone at: <http://1.usa.gov/1IzAJGv>

THROUGHOUT THE HOUSE

Check for signs of moisture or mold on your walls, ceilings, or floors. This could indicate that a pipe is wreaking havoc behind the scenes and requires the attention of a professional.

If you want to do a more detailed investigation for leaks, check out the Arizona Municipal Water Users Association Smart Home Water Guide at www.smarthomewaterguide.org.

If any of your fixtures needs replacing, remember to look for the WaterSense label when purchasing plumbing products. WaterSense labeled products are independently certified to use at least 20 percent less water and perform as well or better than standard models.

For more information, visit <http://1.usa.gov/1Qqw75T>.

MARK AN X FOR LEAKS



EXHIBIT 14-B**RESOLUTION NO. 2018-06****A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
DECLARING MARCH 19-25, 2018 TO BE “FIX A LEAK WEEK”**

WHEREAS, water is a precious life resource which must be conserved and protected to ensure a healthy and vibrant community; and

WHEREAS, the Monterey Peninsula has severe water use restrictions on its two sources of supply, the Carmel River and the Seaside Groundwater Basin; and

WHEREAS, residents of the Monterey Peninsula are among the lowest water consumers in the state, but protection of our limited water resources requires additional water conservation be achieved; and

WHEREAS, on average, household water leaks can account for 10,000 gallons of water wasted each year, which is enough to fill a small swimming pool. In addition, minor residential water leaks account for more than one trillion gallons of wasted water in U.S. homes annually; and

WHEREAS, correcting easily fixed leaks in the home is not only good for our water supply and environment, it helps the residents of the Monterey Peninsula reduce their water usage and save money; and

WHEREAS, do-it-yourself fixes such as replacement of worn faucet washers and gaskets, leaky toilet flappers, garden hoses and loose spigots can save significant amounts of water; and

WHEREAS, to remind water users to check their household and business plumbing fixtures and irrigation systems for leaks, the United States Environmental Protection Agency's WaterSense program initiated a national Fix a Leak Week for the week of March 19-25, 2018; and

WHEREAS, the Monterey Peninsula Water Management District promotes water conservation, water use efficiency and the elimination of water waste.

NOW, THEREFORE BE IT RESOLVED by the Board of Directors of the Monterey Peninsula Water Management District that March 19-25, 2018, shall be declared “Fix a Leak Week.”

On a motion by Director _____ and seconded by Director _____ the foregoing resolution is duly adopted this 19th day of March, 2018, by the following votes:

Ayes:

Nays:

Absent:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a resolution duly adopted on the 19th day of March, 2018.

Witness my hand and seal of the Board of Directors this ____ day of March, 2018.

David J. Stoldt, Secretary to the Board

ITEM: INFORMATIONAL ITEMS/STAFF REPORTS**15. LETTERS RECEIVED****Meeting Date:** March 19, 2018 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/
Line Item No.:** N/A**Prepared By:** Arlene Tavani **Cost Estimate:** N/A**General Counsel Review:** N/A**Committee Recommendation:** N/A**CEQA Compliance:** This action does not constitute a project as defined by the California Environmental Quality Act Guidelines section 15378.

A list of letters that were submitted to the Board of Directors or General Manager and received between February 14, 2018 and March 8, 2018 is shown below. The purpose of including a list of these letters in the Board packet is to inform the Board and interested citizens. Copies of the letters are available for public review at the District office. If a member of the public would like to receive a copy of any letter listed, please contact the District office. Reproduction costs will be charged. The letters can also be downloaded from the District's web site at www.mpwmd.net.

Author	Addressee	Date	Topic
Milas Smith	David J Stoldt	3/2/18	Stormwater and Dry Weather Flow Reuse Grant

FINAL MINUTES
Water Supply Planning Committee of the
Monterey Peninsula Water Management District
January 23, 2018

Call to Order: The meeting was called to order at 2:00 pm.

Committee members present: Robert S. Brower, Sr. - Committee Chair
Jeanne Byrne (arrived at 2:04 pm)
Andrew Clarke (alternate)

Committee members absent: Ralph Rubio

Staff members present: David J. Stoldt, General Manager
Maureen Hamilton, Water Resources Engineer
Jonathan Lear, Senior Hydrogeologist
Arlene Tavani, Executive Assistant

District Counsel present David C. Laredo

Comments from the Public: No comments were directed to the committee.

Action Items

- 1. Consider Adoption of Meeting Minutes of October 17, 2017 and November 14, 2017**
On a motion by Andy and second of Brower, minutes of the October 17, 2017 and November 14, 2017 committee meetings were approved on a vote of 2 – 0 by Clarke and Brower.

Discussion Items

- 2. Update on Los Padres Dam Study**
Larry Hampson, Water Resources Engineering Manager, reported on discussions that occurred at January 17 and 18, 2018 workshops on development of a fish passage study and the Los Padres Dam and Reservoir Alternatives and Sediment Management Study (Study). The participants included representatives from the National Marine Fisheries Service (NMFS), the California Department of Fish and Wildlife (CDFW), California American Water (Cal-Am) and consultants working on the Study. On January 17, 2018 the group discussed progress on studies related to the fish passage study. At the meeting on January 18, discussion was focused on identification of Los Padres Dam alternatives that should be included in the Study. Based on discussion at the workshop and [Type a quote from the document or the summary of an interesting point. You can position the text box anywhere in the document. Use the Drawing Tools tab to change the formatting of the pull quote text box.]

comments received on Los Padres Dam and Reservoir Alternates and Sediment Management Study Draft Alternatives Descriptions Technical Memorandum, there is no support from CDFW and NMFS for Alternative 4a – permanently raising the Los Padres Dam, nor Alternative 4c and 4d – construction of a new dam downstream. Representatives from Cal-Am have expressed support for following the direction of the permitting agencies and were not in favor of continuing to study Alternatives 4a, 4c, and 4d.

The committee discussed the information provided by Mr. Hampson. There was consensus among the committee that at this time, no action should be taken to fund studies of dam alternatives that the permitting agencies do not support. If Cal-Am's desalination project does not move forward, the District might consider the possibility of further investigations into these alternatives. Staff should prepare a letter to AECOM requesting that Alternatives 4a, 4c and 4d be removed from the alternatives study, due to the fact that the permitting agencies have indicated they would not approve those alternatives.

Public comment: Aman Gonzales representing California American Water stated that upon completion of the Fish Passage Study, Cal Am would most likely be required to implement one of the highest ranking alternatives, which from a rate perspective would be to revamp trap and truck operations. He also advised the committee that the MOA between Cal-Am, NMFS, and the Coastal Conservancy regarding preparation and funding of the Study contains strict milestones. To increase the scope of the Study and incorporate an additional dam alternative would cause delays and missed milestones.

3. Update on Water Supply Projects

a. Pure Water Monterey (PWM)

General Manager Stoldt referenced a letter dated January 1, 2018 from Joe Gunter, a letter dated January 22, 2018 from Norman Groot, and a document titled Source Water Needed: 2250 AFY which describe water sources for an expansion of the Pure Water Monterey project.

b. California American Water Desalination Project

Stoldt reported that approximately 23 parties are engaged in settlement discussions.

c. DeepWater Desal

Stoldt reported that \$11 million has been spent on the project. Negotiations are still underway with potential Spanish financial sponsors. The draft EIR is behind schedule because there is no funding to complete some required studies.

d. Local Water Projects

Discussions are underway with the State Water Resources Control Board regarding Condition 2 of the Cease and Desist Order. Pacific Grove still must verify that there has been a permanent abandonment of Cal-Am water use.

4. Update on North Monterey County Drought Contingency Plan and Salinas and Carmel Rivers Basin Study

No discussion.

5. Discussion of Bishop and Ryan Ranch Wells

Stoldt explained that Cal Am asked the District to implement a moratorium in the Bishop Water Distribution System. The District recommended that Cal-Am request that the CPUC declare a moratorium. A member of the public has contacted the CPUC and objected to implementation of a moratorium. There is an emergency connection between the Bishop system and Ryan Ranch system, and sufficient capacity in the Bishop system to serve Ryan Ranch needs. There was consensus among the committee members that the District should not become involved at this time. This is an issue that should be addressed by the Watermaster, which has limited production in this area due to the Seaside Groundwater Basin adjudication.

Set Next Meeting Date: February 21, 2018 at 3:30 pm

Adjournment: The meeting was adjourned at

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ITEM: INFORMATIONAL ITEM/STAFF REPORTS**17. MONTHLY ALLOCATION REPORT**

Meeting Date:	March 19, 2018	Budgeted:	N/A
From:	David J. Stoldt, General Manager	Program:	N/A
		Line Item No.:	
Prepared By:	Gabriela Ayala	Cost Estimate:	N/A

General Counsel Review: N/A**Committee Recommendation: N/A****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

SUMMARY: As of February 28, 2018, a total of **25.408** acre-feet (**7.4%**) of the Paralta Well Allocation remained available for use by the Jurisdictions. Pre-Paralta water in the amount of **35.923** acre-feet is available to the Jurisdictions, and **29.048** acre-feet is available as public water credits.

Exhibit 17-A shows the amount of water allocated to each Jurisdiction from the Paralta Well Allocation, the quantities permitted in February 2018 (“changes”), and the quantities remaining. The Paralta Allocation had no debits in February 2018.

Exhibit 17-A also shows additional water available to each of the Jurisdictions and the information regarding the Community Hospital of the Monterey Peninsula (Holman Highway Facility). Additional water from expired or canceled permits that were issued before January 1991 are shown under “PRE-Paralta.” Water credits used from a Jurisdiction’s “public credit” account are also listed. Transfers of Non-Residential Water Use Credits into a Jurisdiction’s Allocation are included as “public credits.” **Exhibit 17-B** shows water available to Pebble Beach Company and Del Monte Forest Benefited Properties, including Macomber Estates, Griffin Trust. Another table in this exhibit shows the status of Sand City Water Entitlement and the Malpas Water Entitlement.

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 17-C**.

EXHIBITS**17-A** Monthly Allocation Report**17-B** Monthly Entitlement Report**17-C** District’s Water Allocation Program Ordinances

EXHIBIT 17-A
MONTHLY ALLOCATION REPORT
Reported in Acre-Feet
For the month of February 2018

Jurisdiction	Paralta Allocation*	Changes	Remaining	PRE-Paralta Credits	Changes	Remaining	Public Credits	Changes	Remaining	Total Available
Airport District	8.100	0.000	5.197	0.000	0.000	0.000	0.000	0.000	0.000	5.197
Carmel-by-the-Sea	19.410	0.000	1.397	1.081	0.000	1.081	0.910	0.000	0.182	2.660
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	0.263	50.659	0.000	0.030	38.121	0.000	2.325	2.618
Monterey County	87.710	0.000	10.717	13.080	0.000	0.352	7.827	0.000	1.891	12.960
Pacific Grove	25.770	0.000	0.000	1.410	0.000	0.022	15.874	0.000	0.133	0.155
Sand City	51.860	0.000	0.000	0.838	0.000	0.000	24.717	0.000	23.373	23.373
Seaside	65.450	0.000	7.834	34.438	0.000	34.438	2.693	0.000	1.144	43.416
TOTALS	342.720	0.000	25.408	101.946	0.000	35.923	90.142	0.000	29.048	90.379

Allocation Holder	Water Available	Changes this Month	Total Demand from Water Permits Issued	Remaining Water Available
Quail Meadows	33.000	0.000	32.320	0.680
Water West	12.760	0.020	9.291	3.469

* Does not include 15.280 Acre-Feet from the District Reserve prior to adoption of Ordinance No. 73.

EXHIBIT 17-B
MONTHLY ALLOCATION REPORT
ENTITLEMENTS
Reported in Acre-Feet
For the month of February 2018

Recycled Water Project Entitlements

Entitlement Holder	Entitlement	Changes this Month	Total Demand from Water Permits Issued	Remaining Entitlement/and Water Use Permits Available
Pebble Beach Co. ¹	231.560	0.050	31.425	200.135
Del Monte Forest Benefited Properties ² (Pursuant to Ord No. 109)	133.440	0.554	49.823	83.617
Macomber Estates	10.000	0.000	9.595	0.405
Griffin Trust	5.000	0.000	4.829	0.171
CAWD/PBCSD Project Totals	380.000	0.604	95.672	284.328

Entitlement Holder	Entitlement	Changes this Month	Total Demand from Water Permits Issued	Remaining Entitlement/and Water Use Permits Available
City of Sand City	165.000	0.000	4.132	160.868
Malpaso Water Company	80.000	0.864	8.164	71.836
D.B.O. Development No. 30	13.950	0.000	1.088	12.862
City of Pacific Grove	66.000	0.000	0.000	66.000
Cypress Pacific	3.170	0.000	3.170	0.000

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

EXHIBIT 17-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.

Ordinance No. 132 was adopted on January 24, 2008, established a Water Entitlement for Sand City and amended the rules to reflect the process for issuing Water Use Permits.

Ordinance No. 165 was adopted on August 17, 2015, established a Water Entitlement for Malpas Water Company and amended the rules to reflect the process for issuing Water Use Permits.

Ordinance No. 166 was adopted on December 15, 2015, established a Water Entitlement for D.B.O. Development No. 30.

Ordinance No. 168 was adopted on January 27, 2016, established a Water Entitlement for the City of Pacific Grove.

requirements, property owners and businesses are being sent notification of the requirements and a date that inspectors will be on Site to check the property. This month, District inspectors performed **18** inspections. Of the **18** inspections certified, **15 (83%)** were in compliance. **Four** of the properties that passed inspection involved more than one visit to verify compliance with all water efficiency standards; the remainder complied without a reinspection.

MPWMD is forwarding its CII inspection findings to California American Water (Cal-Am) for their verification with the Rate Best Management Practices (Rate BMPs) that are used to determine the appropriate non-residential rate division. Compliance with MPWMD's Rule 143 achieves Rate BMPs for indoor water uses, however, properties with landscaping must also comply with Cal-Am's outdoor Rate BMPs to avoid Division 4 (Non-Rate BMP Compliant) rates. In addition to sharing information about indoor Rate BMP compliance, MPWMD notifies Cal-Am of properties with landscaping. Cal-Am then conducts an outdoor audit to verify compliance with the Rate BMPs. During February 2018, MPWMD referred **four** properties to Cal-Am for verification of outdoor Rate BMPs.

E. Water Waste Enforcement

In response to the State's drought emergency conservation regulation effective June 1, 2016, the District has increased its Water Waste enforcement. The District has a Water Waste Hotline 831-658-5653 or an online form to report Water Waster occurrences at www.mpwmd.net or www.montereywaterinfo.org. There were **four** Water Waste responses during the past month. There were **no** repeated incidents that resulted in a fine.

II. WATER DEMAND MANAGEMENT

A. Permit Processing

District Rule 23 requires a Water Permit application for all properties that propose to expand or modify water use on a Site, including New Construction and Remodels. District staff processed and issued **100** Water Permits in February 2018. **Twelve** Water Permits were issued using Water Entitlements (Pebble Beach Company, Malpas Water, etc.). No Water Permits involved a debit to a Public Water Credit Account.

All Water Permits have a disclaimer informing applicants of the Cease and Desist Order against California American Water and that MPWMD reports Water Permit details to California American Water. All Water Permit recipients with property supplied by a California American Water Distribution System will continue to be provided with the disclaimer.

District Rule 24-3-A allows the addition of a second Bathroom in an existing Single-Family Dwelling on a Single-Family Residential Site. Of the **100** Water Permits issued in February, **eight** were issued under this provision.

B. Permit Compliance

District staff completed **78** Water Permit final inspections during February 2018. **Fourteen** of the final inspections failed due to unpermitted fixtures. Of the **52** passing properties, **28** passed inspection on the first visit. In addition, **three** pre-inspection were conducted in response to Water Permit applications received by the District.

C. Deed Restrictions

District staff prepares deed restrictions that are recorded on the property title to provide notice of District Rules and Regulations, enforce Water Permit conditions, and provide notice of public access to water records. In April 2001, the District Board of Directors adopted a policy regarding the processing of deed restrictions. In the month of February, the District prepared **60** deed restrictions. Of the **100** Water Permits issued in February, **37 (37%)** required deed restrictions. District staff provided Notary services for **77** Water Permits with deed restrictions.

III. JOINT MPWMD/CAW REBATE PROGRAM

Participation in the rebate program is detailed in the following chart. The table below indicates the program summary for Rebates for California American Water Company customers.

REBATE PROGRAM SUMMARY		February-2018				2018 YTD	1997 - Present	
I. <u>Application Summary</u>								
A.	Applications Received	74				243	24,923	
B.	Applications Approved	51				185	19,484	
C.	Single Family Applications	67				228	22,561	
D.	Multi-Family Applications	3				10	1,234	
E.	Non-Residential Applications	1				2	326	
		Number of devices	Rebate Paid	Estimated AF	Gallons Saved	2018 YTD Quantity	2018 YTD Paid	2018 YTD Estimated AF
II. <u>Type of Devices Rebated</u>								
A.	High Efficiency Toilet (HET)	6	450.00	0.250488	81,622	26	1,950.00	1.085448
B.	Ultra Low Flush to HET	9	675.00	0.090000	29,327	47	3,600.00	0.47
C.	Ultra HET	1	125.00	0.010000	3,259	6	774.00	0.06
D.	Toilet Flapper	0	0.00	0.000000	0	0	0.00	0
E.	High Efficiency Dishwasher	8	1000.00	0.024000	7,820	30	3,750.00	0.09
F.	High Efficiency Clothes Washer	24	11917.98	0.386400	125,909	87	43,314.62	1.4007
G.	Instant-Access Hot Water System	0	0.00	0.000000	0	1	200.00	0
H.	On Demand Systems	0	0.00	0.000000	0	0	0.00	0
I.	Zero Use Urinals	0	0.00	0.000000	0	0	0.00	0
J.	High Efficiency Urinals	0	0.00	0.000000	0	0	0.00	0
K.	Pint Urinals	0	0.00	0.000000	0	0	0.00	0
L.	Cisterns	4	11900.00	0.000000	0	4	11,900.00	0
M.	Smart Controllers	0	0.00	0.000000	0	1	180.00	0
N.	Rotating Sprinkler Nozzles	0	0.00	0.000000	0	0	0.00	0
O.	Moisture Sensors	0	0.00	0.000000	0	0	0.00	0
P.	Lawn Removal & Replacement	1	1485.00	0.121770	39,679	1	1,485.00	0.12177
Q.	Graywater	0	0.00	0.000000	0	0	0.00	0
R.	Ice Machines	0	0.00	0.000000	0	0	0.00	0
III. <u>Totals: Month; AF; Gallons; YTD</u>		53	27552.98	0.882658	287,615	203	67,153.62	3.227918
						2018 YTD	1997 - Present	
IV. <u>Total Rebated: YTD; Program</u>						67,153.62	6,005,146.21	
V. <u>Estimated Water Savings in Acre-Feet Annually*</u>						3.227918	545.553493	

* Retrofit savings are estimated at 0.041748 AF/HET; 0.01 AF/UHET; 0.01 AF/ULF to HET; 0.003 AF/dishwasher; 0.0161 AF/residential washer; 0.0082 AF/100 square feet of lawn removal.

ITEM: INFORMATIONAL ITEMS/STAFF REPORTS**19. CARMEL RIVER FISHERY REPORT FOR FEBRUARY 2018**

Meeting Date:	March 19, 2018	Budgeted:	N/A
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	N/A
Prepared By:	Beverly Chaney	Cost Estimate:	N/A

General Counsel Review: N/A**Committee Recommendation: N/A****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

AQUATIC HABITAT AND FLOW CONDITIONS: Following another dry month, Los Padres Reservoir remained nearly full, but still failed to spill leading to two more reductions of outflow down to 14.1 cubic-feet-per-second (cfs). Lower river rearing conditions for juvenile steelhead remained fair all the way to the lagoon, but low flows continued to limit upstream migration opportunities.

Mean daily streamflow at the Sleepy Hollow Weir ranged from 20 to 23 cfs (monthly mean 20.5 cfs) resulting in 1,140 acre-feet (AF) of runoff, while mean daily streamflow at the Highway 1 gage ranged from 14 to 17 cfs (monthly mean 15.6 cfs), resulting in 865 AF of runoff.

There were 1.11 inches of rainfall in February as recorded at Cal-Am's San Clemente gauge. The rainfall total for WY 2018 (which started on October 1, 2017) is 6.08 inches, or 39% of the long-term year-to-date average of 15.43 inches.

CARMEL RIVER LAGOON: The lagoon was breached by the county on January 9 and again on January 21 after waves rebuilt the sandbar. After a period of opening and closing with the tides, the mouth closed on February 11 for the remainder of the month, slowing filling to 11.5 feet above mean-sea-level (see graph below).

Water quality depth-profiles were conducted at five sites on February 1. The lagoon mouth was open, inflow was 17 cfs, and waves were overtopping the sand berm at the time of the sampling. Salinity level varied with depth (2-30 ppt), temperature ranged from (50-56 degrees F), and dissolved oxygen (DO) levels were good throughout the lagoon (7-12 mg/l) resulting in "good to excellent" steelhead rearing conditions.

LOS PADRES DAM ADULT COUNTS: Cal-Am maintains a fish ladder and trap at the Los Padres Dam site. All adult steelhead captured in the trap are trucked to the reservoir and released. As of February 28, one resident adult trout have been captured and moved above the dam. No sea-run steelhead adults have been observed yet. The downstream smolt bypass facility was activated on February 8th.

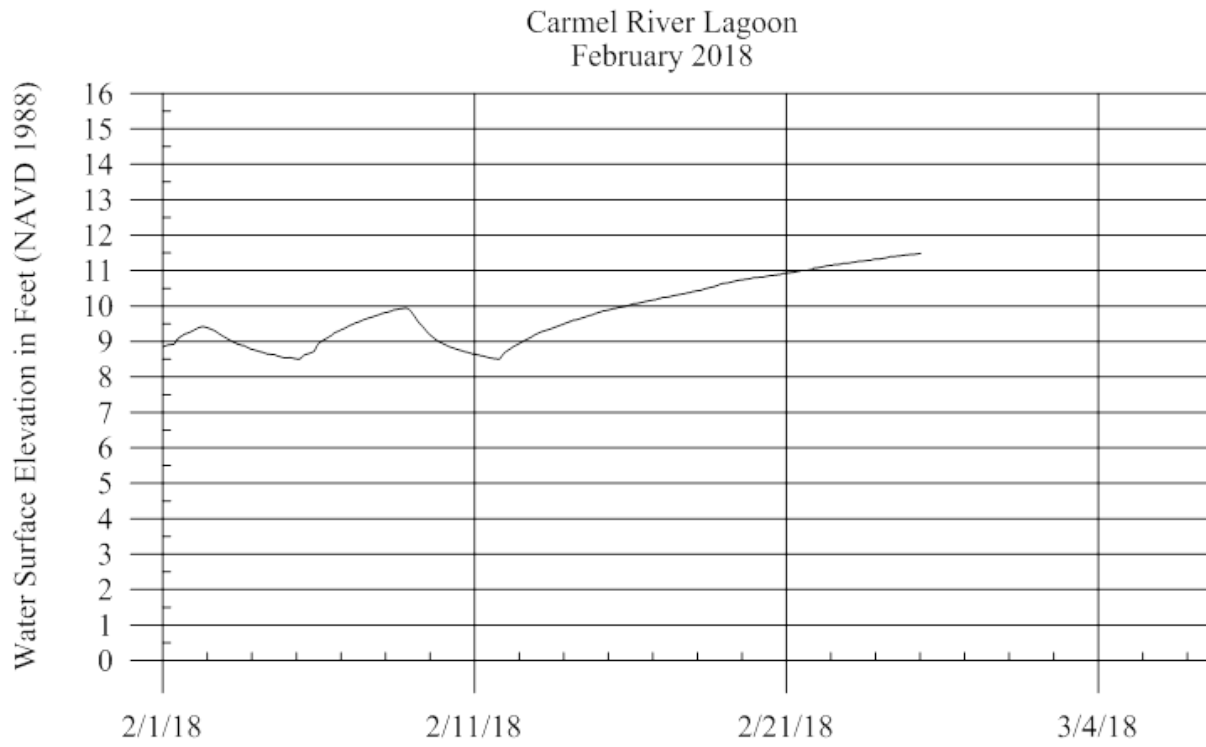


EXHIBIT 20-A

**Monterey Peninsula Water Management District
Water Supply Status
March 1, 2018**

Factor	Oct to Feb 2018	Average To Date	Percent of Average	Water Year 2017
Rainfall (Inches)	6.08	15.43	39%	28.06
Runoff (Acre-Feet)	6,383	35,909	18%	149,202
Storage ⁵ (Acre-Feet)	29,100	31,00	94%	32,780

Notes:

1. Rainfall and runoff estimates are based on measurements at San Clemente Dam. Annual rainfall and runoff at Sleepy Hollow Weir average 21.1 inches and 67,246 acre-feet, respectively. Annual values are based on the water year that runs from October 1 to September 30 of the following calendar year. The rainfall and runoff averages at the Sleepy Hollow Weir site are based on records for the 1922-2017 and 1902-2017 periods respectively.
2. The rainfall and runoff totals are based on measurements through the dates referenced in the table.
3. Storage estimates refer to usable storage in the Monterey Peninsula Water Resources System (MPWRS) that includes surface water in Los Padres and San Clemente Reservoirs and ground water in the Carmel Valley Alluvial Aquifer and in the Coastal Subareas of the Seaside Groundwater Basin. The storage averages are end-of-month values and are based on records for the 1989-2017 period. The storage estimates are end-of-month values for the dates referenced in the table.
4. The maximum storage capacity for the MPWRS is currently 37,639 acre-feet.

Production vs. CDO and Adjudication to Date: WY 2018

(All values in Acre-Feet)

Year-to-Date Values	MPWRS				Water Projects and Rights				
	Carmel River Basin ^{2, 6}	Seaside Groundwater Basin		MPWRS Total	ASR Recovery	Table 13 ⁷	Sand City ³	Water Projects and Rights Total	
		Coastal	Laguna Seca						Ajudication Compliance
Target	3,438	1,000	0	1,000	4,438	0	114	125	239
Actual ⁴	2,165	1,473	123	1,596	3,761	0	0	88	88
Difference	1,273	-473	-123	-596	677	0	114	37	151
WY 2017 Actual	2,365	1,034	98	1,132	3,497	305	101	56	462

1. This table is current through the date of this report.
2. For CDO compliance, ASR, Mal Paso, and Table 13 diversions are included in River production per State Board.
3. Sand City Desal, Table 13, and ASR recovery are also tracked as water resources projects.
4. To date, 0 AF and 0 AF have been produced from the River for ASR and Table 13 respectively.
5. All values are rounded to the nearest Acre-Foot.
6. For CDO Tracking Purposes, ASR production for injection is capped at 600 AFY.
7. Table 13 diversions are reported under water rights but counted as production from the River for CDO tracking.

Monthly Production from all Sources for Customer Service: WY 2018

(All values in Acre-Feet)

	Carmel River Basin	Seaside Basin	ASR Recovery	Table 13	Sand City	Mal Paso	Total
Oct-17	532	396	0	0	14	3	945
Nov-17	421	331	0	0	3	3	758
Dec-17	399	339	0	0	26	1	765
Jan-18	400	267	0	0	25	7	699
Feb-18	413	264	0	0	21	7	704
Mar-18							
Apr-18							
May-18							
Jun-18							
Jul-18							
Aug-18							
Sep-18							
Total	2,165	1,596	0	0	88	21	3,871
WY 2017	1,765	1,132	305	192	82	35	3,510

1. This table is produced as a proxy for customer demand.
2. Numbers are provisional and are subject to correction.

Rationing Trigger: WY 2018

12 Month Moving Average ¹	9,999	10,130	Rule 160 Production Limit
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1. Average includes production from Carmel River, Seaside Basin, Sand City Desal, and ASR recovery produced for Customer Service.

California American Water Production by Source: Water Year 2018

	Carmel Valley Wells ¹						Seaside Wells ²						Total Wells			Sand City Desal		
	Actual		Anticipated ³		Under Target		Actual		Anticipated		Under Target		Actual	Anticipated	Acre-Foot Under Target	Actual	Anticipated	Under Target
	Upper acre-feet	Lower acre-feet	Upper acre-feet	Lower acre-feet	Upper acre-feet	Lower acre-feet	Coastal acre-feet	LagunaSeca acre-feet	Coastal acre-feet	LagunaSeca acre-feet	Coastal acre-feet	LagunaSeca acre-feet	acre-feet	acre-feet	acre-feet	acre-feet	acre-feet	acre-feet
Oct-17	0	532	0	550	0	18	368	29	350	0	-18	-29	928	900	-28	14	25	11
Nov-17	0	421	0	383	0	-38	301	30	350	0	49	-30	752	733	-19	3	25	22
Dec-17	0	399	0	728	0	329	315	24	100	0	-215	-24	738	828	90	26	25	-1
Jan-18	0	400	0	673	0	273	247	19	100	0	-147	-19	667	773	106	25	25	0
Feb-18	0	413	0	559	0	146	242	22	100	0	-142	-22	677	659	-18	21	25	4
Mar-18																		
Apr-18																		
May-18																		
Jun-18																		
Jul-18																		
Aug-18																		
Sep-18																		
To Date	0	2,165	0	2,893	0	728	1,473	123	1,000	0	-473	-123	3,761	3,893	132	88	125	37

Total Production: Water Year 2018

	Actual	Anticipated	Acre-Foot Under Target
Oct-17	942	925	-17
Nov-17	755	758	3
Dec-17	764	853	89
Jan-18	692	798	106
Feb-18	698	684	-14
Mar-18			
Apr-18			
May-18			
Jun-18			
Jul-18			
Aug-18			
Sep-18			
To Date	3,850	4,018	168

1. Carmel Valley Wells include upper and lower valley wells. Anticipate production from this source includes monthly production volumes associated with SBO 2009-60, 20808A, and 20808C water rights. Under these water rights, water produced from the Carmel Valley wells is delivered to customers or injected into the Seaside Groundwater Basin for storage.
2. Seaside wells anticipated production is associated with pumping native Seaside Groundwater (which is regulated by the Seaside Groundwater Basin Adjudication Decision) and recovery of stored ASR water (which is prescribed in a MOA between MPWMD, Cal-Am, California Department of Fish and Game, National Marine Fisheries Service, and as regulated by 20808C water right).
3. Negative values for Acre-Foot under target indicates production over targeted value.



Supplement to 3/19/18 MPWMD Board Packet

Attached are copies of letters received between February 14, 2018 and March 8, 2018. These letters are listed in the March 19, 2018 Board packet under Letters Received.

Author	Addressee	Date	Topic
Milas Smith	David J Stoldt	3/2/18	Stormwater and Dry Weather Flow Reuse Grant

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MPWMD



CITY OF PACIFIC GROVE
PUBLIC WORKS DEPARTMENT
ENVIRONMENTAL PROGRAMS
300 Forest Avenue □ Pacific Grove, California 93950

March 2, 2018

Monterey Peninsula Water Management District
ATTN: David Stoldt, General Manager
5 Harris Court, Building G
Monterey CA, 93940

RE: Stormwater and Dry Weather Flow Reuse Grant

Dear Mr. Stoldt and the MPWMD Board of Directors:

Thank you!

Beginning in June 2014, the MPWMD Board of Directors set in motion a series of events which has now culminated into a 9MM Urban Diversion and Sewer improvement project located in the City of Pacific Grove.

On February 18, 2015, the MPWMD awarded to the City of Pacific Grove a grant in the amount of 100,000. Funds were used for development expenses associated with Stormwater and Dry Weather Flow Reuse Project.

Without the initial MPWMD financial support the City of Pacific Grove would not have been able to achieve in concept or scope the Urban Diversion Dry-Wet Weather Urban Diversion project.

Thank you again for your support, patience, and consideration.

Sincerely,

Milas Smith

Milas Smith M.B.A.
City of Pacific Grove, Public Works
Environmental Programs Manager