

Existing MPWMD Water Distribution System Permit Process for 1 or 2 Parcels (2013)

*Item 2
Submitted at 10/28/13
committee meeting*

No. of parcels	Parcel Information				Water Use (AFY)	Location/source				WDS Permit Process												
	Parcel area					Source of water		Within 1,000 ft. of MPWRS	MPWRS		Pre-App	App	Review App/ determine permit level	Noticing & testing	Review of testing	Determine 10-year usage	Set limit	CEQA Review	Counsel Review	Record Exemption	Board Hearing	Record Permit
	< or = 1 ac	1 to 2.5 ac	> 2.5 ac to 10 ac	> 10 ac		Non-MPWRS Non-Cal-Am	Non-MPWRS in Cal-Am		CVAA ¹	SGB												
1	X				< 1	X					X	X	X					X	X			
1	X				< 1		X				X	X	X				X	X	X			X
1	X				< 1	X	X	X			X	X	X	X	X		X	X	X			X
1	X				< 1				X		X	X	X	Consult with SGB Watermaster			X	X	X			X
1		X			1 to 2.5	X					X	X	X						X			X
1		X			1 to 2.5	X	X	X			X	X	X	X	X		X	X	X			X
1		X			1 to 2.5				X		X	X	X	X	X		X	X	X			X
1		X			1 to 2.5					X	X	X	X	Consult with SGB Watermaster			X	X	X			X
1			X		2.5 to 10	X	X	X			X	X	X	X	X		X	X	X			X
1			X		2.5 to 10				X		X	X	X	X	X		X	X	X			X
1			X		2.5 to 10					X	X	X	X	Consult with SGB Watermaster			X	X	X			X
1				X	> 10	X	X	X			X	X	X	X	X		X		X			X
1				X	> 10				X		X	X	X	X	X		X	X	X			X
1				X	> 10					X	X	X	X	X	X		X	X	X			X
2	X				< 1	X					X	X	X						X			
2	X				< 1		X				X	X	X				X	X	X			X
2	X				< 1	X	X	X			X	X	X	X	X		X	X	X			X
2	X				< 1				X		X	X	X	X	X		X	X	X			X
2		X			1 to 2.5	X					X	X	X						X			X
2		X			1 to 2.5	X	X	X			X	X	X	X	X		X	X	X			X
2		X			1 to 2.5				X		X	X	X	Consult with SGB Watermaster			X	X	X			X
2			X		2.5 to 10	X	X	X			X	X	X	X	X		X	X	X			X
2			X		2.5 to 10				X		X	X	X	X	X		X	X	X			X
2			X		2.5 to 10					X	X	X	X	Consult with SGB Watermaster			X	X	X			X
2				X	> 10	X	X	X			X	X	X	X	X		X		X			X
2				X	> 10				X		X	X	X	X	X		X	X	X			X
2				X	> 10					X	X	X	X	X	X		X	X	X			X

Notes

AFY acre-feet per year

CEQA California Environmental Quality Act

CVAA Carmel Valley Alluvial Aquifer

MPWRS Monterey Peninsula Water Resources System (CVAA + SGB)

SER Sensitive Environmental Receptor (e.g., a stream, basin, ocean)

SGB Seaside Groundwater Basin

App Application materials similar to existing application (map, property information, etc.)

1. Wells or diversions in the CVAA that have existing water rights may be eligible for an Administrative permit.
2. Exemptions do not require CEQA review. Permits require testing, CEQA review, Findings, production limit and may require a Board hearing.

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**TABLE 22-A
MATRIX OF PERMIT REVIEW LEVELS**

USE			SETTING							
			Carmel Valley Basin/Watershed		Sensitive Use Areas			Non-California American Water Areas	California American Water Area	
Project Type	Parcel Size (acres)	Estimated Water Use (AFY)	Uplands >1000' from well or SER*	Uplands <1000' from well or SER*	Laguna Seca Subarea	Seaside Coastal Subarea	C.V. Alluvium	Misc. area; see Rule 20-C-3 for Exempt	Min. review if within "Main" California American Water Service Area (MPWRS)	
A	B	C	D	E	F	G	H	I	J	
1	1 Parcel - Residential	=1	=1	1	2	3	3	3***	Exempt	2
2	1 Parcel "	>1-2.5	>1-2.5	1	2	3	3	3***	Exempt	2
3	1 Parcel "	>2.5-10	>2.5-10	2	2	4	4	4***	2	2
4	1 Parcel "	>10	>10	2	3	4	4	4	3	3
5	2 Parcels - Residential	=1**	=1	1	2	3	3	3***	Exempt	2
6	2 Parcels "	>1-2.5	>1-2.5	1	2	3	3	3***	Exempt	2
7	2 Parcels "	>2.5-10	>2.5-10	2	3	4	4	4	2	2
8	2 Parcels "	>10	>10	2	3	4	4	4	3	3
9	3+ Parcels - Residential	=1**	=1	3	3	3	3	4	3	2
10	3+ Parcels "	>1-2.5	>1-2.5	3	3	3	3	4	3	2
11	3+ Parcels "	>2.5-10	>2.5-10	4	4	3	3	4	3	2
12	3+ Parcels "	>10	>10	4	4	4	4	4	4	4
13	New Subdivision	=2.5**	=2.5	3	3	4	4	4	4	3
14	New Subdivison	>2.5	>2.5	4	4	4	4	4	4	4
15	Non-Residential	--	=1	3	3	3	3	3	3	3
16	Non-Residential	--	>1-10	4	4	3	3	4	3	4
17	Non-Residential	--	>10	4	4	4	4	4	4	4

Review Level Numbering:

Exempt = No WDS Permit needed; ministerial action exempt from CEQA (Guidelines Section 15268)

1= Categorical Permit (discretionary and subject to staff review of CEQA categorical exemption, Guidelines Section 15300 et seq)

2= Administrative Permit (discretionary and subject to CEQA review, Findings etc)

3= Public Hearing by Hearing Officer (discretionary and subject to CEQA review, Findings etc)

4= Public Hearing by Board of Directors (discretionary and subject to CEQA review, Findings etc)

* "SER" = Sensitive Environmental Receptor defined by Rule 11 (CV alluvium, CR tributary, Seaside Basin, Pacific Ocean mean high tide)

** Acreages for 2+ Parcel systems are analyzed based on total acreage for all Parcels

*** If applicant submits either a SWRCB "Domestic Registration" or adequate documentation of riparian rights, then Level 2 applies.

Recommendations for MPWMD Water Distribution System Determination - October 28, 2013

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No. of Parcels	Location					MPWMD permit process													
	Non- MPWRS	W/in 1,000 ft. of MPWRS	MPWRS			Pre-App	App	Staff review ¹	Effect on CVAA, SER		Noticing, testing	Review testing	10-year production?	Set limit	CEQA Review	Counsel Review ²	Exemption	Permit	
			CVAA	SGB					None	Potential effect									
< 4	X					N/A	X	X	X		—————>							Type A	
< 4				X		N/A	X	X	X		—————>							Type A	
< 4		X				N/A	X	X	X		—————>							Type B	
< 4		X				N/A	X	X		X	Staff determination on testing, CEQA, limits							Type B	
< 4			X			N/A	X	X		X	X	If applicable	X	X	X		Type D		
< 4				X		N/A	X	X	X		Consult with SGB Watermaster			X	X	X		Type D	
4 or more	X					N/A	X	X	X		—————>							Type C	
4 or more				X		N/A	X	X	X		—————>							Type C	
4 or more		X				N/A	X	X	X		—————>							Type C	
4 or more		X				N/A	X	X		X	Staff determination on additional testing, limit					X	X		Type C or D
4 or more			X			N/A	X	X		X	X	If applicable	X	X	X		Type D		
4 or more				X		N/A	X	X	X		Consult with SGB Watermaster			X	X	X		Type D	

Notes

- AFY acre-feet per year
- CEQA California Environmental Quality Act
- CVAA Carmel Valley Alluvial Aquifer
- MPWRS Monterey Peninsula Water Resources System (CVAA + SGB)
- SER Sensitive Environmental Receptor (e.g., a stream)
- SGB Seaside Groundwater Basin
- App Application materials similar to existing application (map, property information, etc.)

1. Staff to review materials for location, hydrogeologic connection to CVAA, SER, potential title complications. Exemption recorded.
2. Counsel to review complicated property titles and all Permit materials for CEQA compliance.
3. Type A Exemption - no staff assessment of application materials for adverse effects, testing, CEQA determination, or production limit.
4. Type B Exemption - staff assessment of application materials for adverse effects, exemption if no effects.
5. Type C Permit - no testing, but requires CEQA determination, no production limit except in SGB if production is > 5 AFY.
6. Type D permit - requires testing, CEQA determination, production limit.