

EXHIBIT CORDINANCE NO. 16AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
EFFECTING A TEMPORARY SUSPENSION OF ITS
AUTHORITY TO PROCESS PERMANENT WATER
CONNECTION APPLICATIONS

WHEREAS, the Monterey Peninsula Water Management District presently reviews applications to expand or extend water distribution systems through additional water meter connections, and

WHEREAS, the Monterey Peninsula Water Management District is examining the impacts of increasing connection fees relating to such expansion/extension permits, and

WHEREAS, the Monterey Peninsula Water Management District desires to receive public comment, and fully discuss the alternative methods to increase connection fees, and

WHEREAS, the Monterey Peninsula Water Management District desires to allow projects in process to have immediate access to water connections, and

WHEREAS, a continuing need exists to allow temporary connections to the community water supply, and

WHEREAS, the availability of potable water connections supports the public health and welfare of the community,

NOW THEREFORE, as an urgency measure,

BE IT ORDAINED that:

1. Except as provided in Paragraph (3) of this ordinance, the authority to process applications for a permanent permit to expand or extend a water distribution system set forth in Rules

23 and 23 (C) of the Monterey Peninsula Water Management District Rules and Regulations shall be suspended for a period of 90 days following adoption of this ordinance.

2. The authority to process applications for a temporary permit to expand or extend a water distribution system set forth in Rule 23 (B) of the Monterey Peninsula Water Management District Rules and Regulations shall not be affected by this ordinance.

3. Notwithstanding Paragraph (1) of this ordinance, applications for a permanent permit to expand or extend a water distribution system may continue to be processed, and permits granted where warranted, for those applications affecting construction projects which were "in process" on or before July 9, 1984. The term "in process" shall be defined as those projects which, on or before July 9, 1984,

a) had received a final building permit from the municipal unit whose jurisdiction includes the property upon which the project is constructed, or

b) had submitted a completed application for a building permit, together with all fees required thereon, to the municipal unit whose jurisdiction includes the property upon which the project is to be constructed.

4. The terms used in this ordinance shall be defined and construed in accord with their definitions and use in the Rules and Regulations of the Monterey Peninsula Water Management District.

5. This ordinance shall not become a part of the Rules and Regulations of the Monterey Peninsula Water Management District.

6. This ordinance shall take immediate effect upon it's adoption by the Board of Directors, as an urgency measure.

7. The General Manager or his delegate shall have the authority to rebate that portion of the fees collected upon issuance of temporary permits for projects in process on or before July 9, 1984 that are in excess of the total of the fees that otherwise would have been collected when the temporary permit is converted into a permanent permit.

On motion of Director Bernardi and second by Director Townsend, the foregoing ordinance is duly adopted this 13th day of August, 1984 by the following votes:

AYES: Directors Townsend, Heuer, McClintock, DeBerry and Bernardi

NAYES: None

ABSENT: Directors Peters and Williams

I, Gladys McKillop, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a full, true and correct copy of a ordinance duly adopted on the 13th day of August 1984.

Witness my hand and seal of the Board of Directors this 14th day of August, 1984.


 Gladys McKillop, District Secretary

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