



**RESOLUTION NO. 2010-06**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
MODIFYING RULE 162 – REGULATORY PRODUCTION TARGETS FOR  
CALIFORNIA AMERICAN WATER SYSTEMS**

**WHEREAS**, the Monterey Peninsula Water Management District has developed a set of rules to ensure compliance by California American Water systems with the regulatory and legal water production limits set by the State Water Resources Control Board and the Seaside Groundwater Basin Watermaster;

**WHEREAS**, District Rule 162 specifies the regulatory water production targets that are used to trigger higher stages of water conservation to ensure compliance with these legal and regulatory water production limits;

**WHEREAS**, these limits are subject to change by action of the State Water Resources Control Board and Seaside Groundwater Basin Watermaster;

**WHEREAS**, the State Water Resources Control Board adopted Order WR 2009-0060 on October 20, 2009, which requires California American Water to reduce its previously allowed diversions from the Carmel River of 11,285 acre-feet to no more than 10,429 acre-feet in Water Year 2010;

**WHEREAS**, the Monterey County Superior Court imposed a stay on Order WR 2009-0060 on November 3, 2009, and caused Order WR 2009-0060 to not become effective;

**WHEREAS**, the Santa Clara County Superior Court lifted the stay on Order WR 2009-0060 on April 22, 2010, and caused Order WR 2009-0060 to become effective; and

**WHEREAS**, it is necessary to modify the monthly and year-to-date at month-end water production targets in Tables XV-1 and XV-2 to reflect the required reductions in allowable Carmel River diversions by California American Water specified by the State Water Resources Control Board in Order WR 2009-0060.

**NOW THEREFORE, BE IT RESOLVED:**

1. District staff shall modify Tables XV-1 and XV-2 of District Rule 162 to reflect the required reductions in allowable diversions by California American Water from the Carmel River that were adopted by the State Water Resources Control Board in Order WR 2009-0060 on October 20, 2009.

2. Specifically, District staff shall replace the monthly and year-to-date at month-end values presently shown in Tables XV-1 and XV-2 of Rule 162 with the monthly and year-to-date at month-end values shown on the attached tables (**Attachment 1**).

On motion of Director Markey, and second by Director Doyle, the foregoing resolution is duly adopted this 17th day of May 2010, by the following votes:

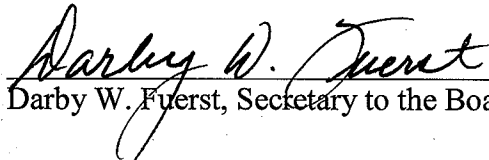
AYES: Directors Edwards, Doyle, Markey and Lehman

NAYES: Directors Brower and Pendergrass

ABSENT: Director Potter

I, Darby W. Fuerst, 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 17<sup>th</sup> day of May 2010.

Witness my hand and seal of the Board of Directors, this 2<sup>nd</sup> day of June, 2010.

  
\_\_\_\_\_  
Darby W. Fuerst, Secretary to the Board

**Table XV-1**  
**Regulatory Water Production Targets**  
**for California American Water Systems from Sources**  
**Within the Monterey Peninsula Water Resource System**

(All Values in Acre-Feet)

Month	Monthly Target	Year-to-Date at Month-End Target
October	1,296	1,296
November	1,019	2,315
December	936	3,251
January	906	4,157
February	828	4,985
March	954	5,939
April	1,059	6,998
May	1,341	8,339
June	1,432	9,771
July	1,544	11,315
August	1,539	12,854
September	1,404	14,258
TOTAL	14,258	---

**Note:**

Monthly and year-to-date at month-end production targets are based on the annual production limit specified for the California American Water (CAW) systems from Carmel River sources in State Water Resources Control Board Order WR 2009-0060 (10,429 acre-feet) for WY 2010 and an adjusted annual production limit specified for the CAW systems from sources in the Coastal Subareas (3,583 acre-feet) and the Laguna Seca Subarea (246 acre-feet) of the Seaside Groundwater Basin for WY 2010 in the Seaside Basin adjudication decision. The Coastal Subareas total includes 496 acre-feet of carryover production in Water Year 2010. This main system total (14,012 acre-feet) was distributed monthly based on CAW's reported monthly average production for its main system during the 1998 through 2007 period and the satellite systems total (246 acre-feet) was distributed monthly based on CAW's reported monthly average production for its satellite systems during the 2000 through 2007 period.

**Table XV-2**  
**Regulatory Water Production Targets**  
**for California American Water Satellite Systems from Sources**  
**Within the Monterey Peninsula Water Resource System**

(All Values in Acre-Feet)


Month	Monthly Target	Year-to-Date at Month-End Target
October	24	24
November	16	40
December	13	53
January	11	64
February	10	74
March	14	88
April	17	105
May	24	129
June	27	156
July	30	186
August	30	216
September	30	246
<b>TOTAL</b>	<b>246</b>	---

Note:

Monthly and year-to-date at month-end production targets are based on the adjusted annual production limit specified for the California American Water (CAW) satellite systems from sources in the Laguna Seca Subarea (246 acre-feet) of the Seaside Groundwater Basin in the Seaside Basin adjudication decision. This value (246 acre-feet) was distributed monthly based on CAW's reported monthly average production for its satellite systems during the 2000 through 2007 period.

**COPY CERTIFICATION**

I, Darby Fuerst, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify the foregoing is a full, true and correct copy of Resolution No. 2010-06 duly adopted on the 17<sup>th</sup> of May, 2010.

  
\_\_\_\_\_  
Darby Fuerst, Secretary to the Board

6/2/2010  
Date