



RESOLUTION NO. 2011-01

**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 divert no more than 10,429 acre-feet in Water Year 2011;

WHEREAS, the Monterey County Superior Court adopted an Amended Decision in the Seaside Groundwater Basin Adjudication on February 9, 2007 (*California American Water v. City of Seaside, et al.*, Case No. M66343), which requires California American Water to divert no more than 3,087 acre-feet from the Coastal Subareas and 246 acre-feet from the Laguna Seca Subarea of the Seaside Groundwater Basin in Water Year 2011;

WHEREAS, the Seaside Groundwater Basin Watermaster determined at its December 1, 2010 meeting that California American Water has 115 acre-feet of carryover credit from Water Year 2010 that is available for diversion in Water Year 2011; 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 quantity of carryover credit that is available to California American Water for diversion from the Seaside Groundwater Basin in Water Year 2011.

NOW THEREFORE, BE IT RESOLVED:

1. District staff shall modify Tables XV-1 and XV-2 of District Rule 162 to reflect the quantity of carryover credit that is available to California American Water for

diversion from the Seaside Groundwater Basin in Water Year 2011, as determined by the Seaside Groundwater Basin Watermaster on December 1, 2010.

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 Lehman, the foregoing resolution is duly adopted this 27th day of January 2011, by the following votes:

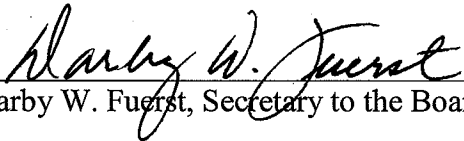
AYES: Directors Markey, Lehman, Brower, Doyle and Pendergrass

NAYES: None

ABSENT: Director Potter

I, Darby W. Fuerst, Secretary of the Board of Directors of the MPWMD, hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted on the 27th day of January 2011.

Witness my hand and seal of the Board of Directors, this 2nd day of February 2011.



Darby W. Fuerst, Secretary to the Board

Attachment 1

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	1,262	1,262
November	992	2,254
December	911	3,165
January	883	4,048
February	806	4,854
March	929	5,783
April	1,031	6,814
May	1,305	8,119
June	1,395	9,514
July	1,502	11,016
August	1,497	12,513
September	1,364	13,877
TOTAL	13,877	---

Note:

Monthly and year-to-date at month-end production targets are based on the annual production limit specified for the California American Water (Cal-Am) systems from Carmel River sources in State Water Resources Control Board Order WR 2009-0060 (10,429 acre-feet) for WY 2011 and an adjusted annual production limit specified for the Cal-Am systems from sources in the Coastal Subareas (3,202 acre-feet) and the Laguna Seca Subarea (246 acre-feet) of the Seaside Groundwater Basin for WY 2011 in the Seaside Basin adjudication decision. The Coastal Subareas total includes 115 acre-feet of carryover production in Water Year 2011. This main system total (13,631 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.

Attachment 1

**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)

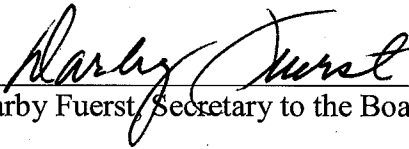
Month	Monthly Target	Year-to-Date at Month-End Target
October	24	24
November	16	40
December	13	53
January	12	65
February	10	75
March	14	89
April	17	106
May	24	130
June	28	158
July	30	188
August	30	218
September	28	246
TOTAL	246	---

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. 2011-01 duly adopted on the 27th of January 2011.



Darby Fuerst, Secretary to the Board

2/7/2011
Date