



RESOLUTION NO. 2011-12

**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 facilitate 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 10,308 acre-feet in Water Year 2012;

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 2,669 acre-feet from the Coastal Subareas and 147 acre-feet from the Laguna Seca Subarea of the Seaside Groundwater Basin in Water Year 2012;

WHEREAS, the Seaside Groundwater Basin Watermaster has not yet determined the amount of carryover credit, if any, that California American Water has from Water Year 2011 that will be available for diversion in Water Year 2012; 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 projected quantities of production available to California American Water for diversion from the Carmel River and Seaside Groundwater Basins for Water Year 2012.

NOW THEREFORE, BE IT RESOLVED:

1. District staff shall modify Tables XV-1 and XV-2 of District Rule 162 to reflect the projected quantities of production available to California American Water for diversion from the Carmel River and Seaside Groundwater Basins for Water Year 2012.

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 Pendergrass, and second by Director Lewis, the foregoing resolution is duly adopted this 19th day of September 2011, by the following votes:

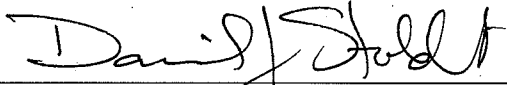
AYES: Directors Pendergrass, Lewis, Brower, Doyle, Lehman and Markey

NAYES: None

ABSENT: Director Potter

I, David J. Stoldt, 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 19th day of September 2011.

Witness my hand and seal of the Board of Directors, this 6th day of October 2011.



David J. Stoldt, 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	1,177	1,177
November	952	2,129
December	851	2,980
January	822	3,802
February	768	4,570
March	896	5,466
April	992	6,458
May	1,238	7,696
June	1,327	9,023
July	1,413	10,436
August	1,394	11,830
September	1,294	13,124
TOTAL	13,124	---

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 for Water Year (WY) 2012 from Carmel River sources in State Water Resources Control Board Order WR 2009-0060 (10,308 acre-feet) and an adjusted annual production limit specified for the Cal-Am systems from sources in the Coastal Subareas (2,669 acre-feet) and the Laguna Seca Subarea (147 acre-feet) of the Seaside Groundwater Basin in the Seaside Basin adjudication decision. These values do not include consideration of any carryover credit in the Seaside Basin for WY 2012. This combined total (13,124 acre-feet) was distributed monthly based on Cal-Am's reported monthly average production for its main and satellite systems during the 2001 through 2010 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)

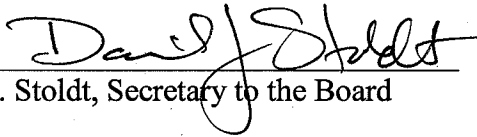
Month	Monthly Target	Year-to-Date at Month-End Target
October	14	14
November	10	24
December	8	32
January	7	39
February	6	45
March	9	54
April	10	64
May	14	78
June	16	94
July	18	112
August	18	130
September	17	147
TOTAL	147	---

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 (Cal-Am) satellite systems for Water Year 2012 from sources in the Laguna Seca Subarea of the Seaside Groundwater Basin in the Seaside Basin adjudication decision. This Laguna Seca Subarea total (147 acre-feet) was distributed monthly based on Cal-Am's reported monthly average production for its satellite systems during the 2001 through 2010 period.

COPY CERTIFICATION

I, David J. Stoldt, 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. 2011-12 duly adopted on the 19th of September 2011.



David J. Stoldt, Secretary to the Board

10-12-11
Date