

## **RULE 33 - JURISDICTIONAL AND RESERVE WATER ALLOCATIONS**

### **A. JURISDICTIONAL ALLOCATIONS**

Permits to authorize new or Intensified Water Use from the California-American Water Company shall be issued by the District for use in any Jurisdiction pursuant to the application and approval process set forth in District Regulation II. The total quantity of new or Intensified Water Use in each respective Jurisdiction shall not exceed the amounts set forth in Table 5, MPWMD Cal-Am Water Allocations by Jurisdiction:

Table 5  
MPWMD Cal-Am Water Allocations by Jurisdiction  
March 1, 2025

Jurisdiction	Proposed PWM Expansion Allocation	Existing Allocation as of 3/1/25	Total Jurisdictional Allocation
Carmel	14 AF	2.479 AF	16.479 AF
Del Rey Oaks	6 AF	0 AF	6.000 AF
Monterey	141 AF	0.543 AF	141.543 AF
Pacific Grove	32 AF	0.024 AF	32.024 AF
Sand City	14 AF	0 AF	14.000 AF
Seaside	21 AF	29.157 AF	50.157 AF
Unincorporated Monterey County	72 AF	10.930 AF	82.930 AF
Monterey Peninsula Airport District	44 AF	5.197 AF	49.197 AF
Department of Defense Sites	27 AF	0 AF	27.000 AF
District Reserve	2,086 AF	8.044 AF	2,094.044 AF

*Rule added by Ordinance No. 70 (6/21/93); amended by Ordinance No. 73 (2/23/95); Ordinance No. 84 (8/16/96); Ordinance No. 86 (12/12/96); Ordinance No. 197 (1/27/2025)*

### **B. DISTRICT RESERVE ALLOCATION**

The District Reserve Allocation shall refer to a quantity of water available for use at the District's discretion. The District Reserve Allocation can be augmented by dedications of water from a Water Entitlement, Water Use Credit, Water Credit, or a new Source of Supply.

*Rule added by Ordinance No. 70 (6/21/93); deleted by Ordinance No. 73 (2/23/95); amended by Ordinance No. 182 (5/20/2019)*

### **C. WATER WEST RESERVE**

A special reserve has been established separate from the Monterey County Allocation for new and intensified water use approved by Monterey County which occurs within the boundaries of the former Water West Water Distribution System in Carmel Valley. The total quantity of water available pursuant to this paragraph

shall not exceed 12.76 acre feet (sales).

*See Ordinance No. 70, Section 4-C (6/21/93); confirmed in Currier v. MPWMD (Case No. M59299); amended by Ordinance No. 197 (1/27/2025)*

#### **D. COST OF ALLOCATION**

There shall be no sale of water from an Allocation by a Jurisdiction. Water permitted from an Allocation shall, however, be subject to the Capacity Fee collected by the District.

*Rule added by Ordinance No. 84 (8/16/96); amended by Ordinance No. 197 (1.27/2025)*

#### **E. RELEASE OF ALLOCATION**

A Jurisdiction shall release water from an Allocation by use of the Water Release Form approved by the District. A Water Release Form shall expire after five years or more frequently as determined by the Jurisdiction. Jurisdictions are encourage to maintain records of the release of water and expiration.

#### **F. DETERMINATION OF ALLOCATIONS**

1. The District began the process of determining Jurisdictional Allocations in 2023, culminating in a meeting on September 12, 2024, to provide a detailed overview of the District's methodology and process for distribution of the new supplies. The process was summarized for Jurisdictions' boards and councils at subsequent public meetings.

The methodology used by the District to determine the Allocations of water to be available in 2025 included, but was not limited to:

- a. The recent 5-year average water demand by Jurisdiction.
- b. Total water supplies, inclusive of the Pure Water Monterey Expansion, were calculated and the existing recent 5-year average total demand was subtracted. Of the difference, 1,000 AF was identified to be held in the District Reserve as a "factor of safety." The remainder was considered "available" for allocation.
- c. The 25-year growth rate in water demand by Jurisdiction was forecasted based upon the Association of Monterey Bay Area Governments (AMBAG) Regional Growth Forecast, utilizing population growth for future Residential water use and job growth for future Non-Residential water use.
- d. The alternate methodology of a survey was used for determining future demands for the Monterey Peninsula Airport District and the Army, Navy, and Coast Guard (Department of Defense Sites).

- e. Adjustments, if any, were made for the 6th Cycle Regional Housing Needs Allocation (RHNA).
  - f. It was determined that the 25-year total increase in demand was less than the new supplies available for allocation. Based on each Jurisdiction's forecasted 25-year demand, a portion of its future demand has been Allocated from the new available supply (Pure Water Monterey Expansion) and the remainder is retained in the District Reserve for future allocation.
  - g. Existing unused Jurisdictional Allocations of the effective date of this Ordinance were left intact.
2. The Board of Directors shall examine the Allocations at least every four years following the AMBAG Regional Growth Forecast. Allocations may be reviewed more frequently at the discretion of the Board.

**G. BISHOP AND RYAN RANCH SUB-UNITS**

Henceforth, water Connections in the Bishop and Ryan Ranch subsystems of Cal-Am shall be tracked and accounted for using the same methodology as the Main California American Water System described in Regulation II, including the requirement for authorization of water from the Jurisdiction's Allocation as described in Rule 23 and calculated in Rule 24.

*Rule added by Ordinance No. 197 (1/27/2025)*