



Item 18: Consider Request for Water From District Reserve and Delay of Payment of Fees for Non-Profit Public Benefit Projects – Casa de Noche Buena, 1292 Olympia Ave., Seaside, and Shuman HeartHouse, 600 Franklin St., Monterey

September 19, 2022

Requests

- Community Human Services (CHS) is requesting Board approval for 0.393 Acre-Feet (AF) of water from the District Reserve Allocation and delayed collection of the fees associated with two Water Permits:
 - 600 Franklin Street requires 0.215 AF to remodel and occupy the space and to provide meals for up to 35 shelter occupants
 - The Seaside women's shelter at 1292 Olympia is open, but CHS would like to add on-site meal preparation which requires an additional 0.178 AF
- The Board approved a deferral of fees for the initial construction of the Seaside shelter (February 13, 2020)

District Reserve

- District Reserve was reinstated by Ordinance No. 182 (5/20/2019) and has a balance of 9 AF
- The Reserve is available for use at the Board's discretion
- Approval would leave a balance of 8.607 AF

Deferral of Capacity Fees

- District Rule 24-H-2 allows the Board to defer payment of fees for California Non-Profit Public Benefit Corporation projects when there is the presence of a substantial financial hardship to the Project proponent
- When a delay in payment is approved, a deed restriction is recorded that requires payment of all fees and charges due for the issuance of a Water Permit, together with deferred interest at a rate set by the Board, to be paid in full in the event the project ownership or occupancy is transferred to any entity other than a California Non-Profit Public Benefit Corporation

Recommendation

- The Board should approve 0.393 AF from the District Reserve for the two shelter projects
- The Board should approve deferral of payment of the Capacity Fees for both projects at an interest rate of 4% consistent with previous action for CHS
 - CHS is a 501(c)(3) non-profit organization and qualifies for consideration of the delayed permit fees
 - The applicant states that substantial hardship would occur by requiring payment of the Capacity Fees

Staff reports, ordinances and presentation materials can be found on the District's website at:

www.mpwmd.net

PowerPoint presentations will be posted on the website the day after the meeting

MPWMD Board of Director's Meeting on
Monday, September 19, 2022 | Item No. 18

Distributed to the Board Members, General Manager and
District Counsel