

EXHIBIT 13-E

Received via e-mail from  
Brian Finnegan 11/15/05 @ 10:20 AM

November 11, 2005

Henrietta Stern  
Monterey Peninsula Water Management District  
5 Harris Court, Building G  
Monterey Ca, 93924

Re: Goodrich Water Distribution Line

Dear Henrietta,

Thank you for providing Denise Duffy & Associates, Inc. (DD&A) the opportunity to provide comments on the draft staff note prepared for the Goodrich Water Distribution Line. We have reviewed the draft report and would like to provide the Monterey Peninsula Water Management District (MPWMD) our concerns/comments regarding a number of the conditions of approval. For our purposes, it is essential that the District distinguish between the proposed Goodrich Line and the greater Community Services Districts whenever possible. The proposed Conditions and our comments are provided below:

*Condition 1:*

*HS  
11/15/05*

△ The service area of the Goodrich Line Water Distribution System (GLWDS) is hereby defined as the area included in Assessor's Parcel Numbers #239-102-001 and 239-102-003, which will be subsequently renamed and divided into 14 lots within the boundary of the Monterey Peninsula Water Management District (MPWMD). The boundary of the service area and location of the 14 homesites is shown in Attachment 1.

Response: We will provide the District with the new Assessor's Parcel Numbers that correspond to the 14 lots that will be served by the Goodrich Line.

- 12. Any modification, addition or substantive change to the GLWDS located within the MPWMD boundary shall first require approval of an amendment to this Permit. Examples include: new system facilities within the MPWMD boundary, sources of supply within the MPWMD boundary, expansion of service area boundaries within the MPWMD boundary, changed conditions regarding water service by other entities, ~~increase in the production or connection limits set in Condition #3 of this Permit, or other changes described in MPWMD Rule 22-E.~~

Response: The final clause of this condition is not applicable to the proposed Distribution Line. The applicant has submitted an application for a variance from the production limits condition because the sources of production are located entirely outside of the District boundaries. The proposed project will result in only importation into the District and will not impact resources within the District.

18  
13.  
HS  
11/15/06

Construction tasks for facilities authorized by this Permit shall be initiated within one year from the date this Permit is issued. This Permit shall expire if no action is taken within that year. Permitted construction tasks shall be completed and water distribution system operation shall commence within two years from the date this Permit is issued. The Permittee may apply in writing to the MPWMD General Manager for a 180-day extension to the project initiation deadline and/or the system operations commencement deadline, to be approved at the discretion of the General Manager upon a finding of due diligence by the Permittee to complete construction and commence operation of the system.

Response: In order for the applicant to comply with the above referenced conditioned, it is necessary that the District provide a definition of a "water distribution system operation." In other words, if the District defines commencement of system operation as the delivery of water to the Goodrich pipeline, then there is no comment. However, if this refers to providing water to the individual homesites, the above time constraint would be an issue because all 14 homes may not be constructed during the two-year period. Please provide further clarification.

19. The Permittee shall report annually in the form and manner prescribed by MPWMD: (a) the quantity of water produced by each source of supply within the MPWMD boundary; (b) the total water produced to meet the needs of the 14 parcels within the GLWDS (metered sales are acceptable); (c) the maximum number of connections in the system that year; including active and inactive connections; (d) the number of new connections and disconnections in the reporting year; (e) provide an updated map of the service area, if changes have occurred); and (f) list the name and address of the responsible party (currently SLCSD). A current Assessor's Parcel Number shall be provided for each of the 14 parcels within the MPWMD boundary. This annual reporting helps MPWMD staff to keep accurate records and monitor basin-wide water use. The reporting year is defined as October 1 through September 30 of the next year. Annual reporting data shall be provided to MPWMD no later than 45 days (i.e., November 15) following the end of the reporting year.

Response: The submitted application material and related correspondence have demonstrated that the SLCSD currently operates well below capacity and that the proposed distribution line would not result in any significant impacts to the ability of the CSD to provide services. In addition, the system is recharged yearly as a result of groundwater recharge. We considered clause (b) of the above referenced condition inapplicable. The applicant has applied for a variance in order to make imposition of production limits on a limited number of the CSD's service connections unnecessary.

22. Permittee shall provide to MPWMD at no charge copies of all hydrologic, water production and water quality reports required by Monterey County in the approval of the Potrero Subdivision (e.g., required monitoring reports associated with Monterey County Health Department Permit #270-2521 and Monterey County Board of Supervisors Resolution 05-046).

Response: Please provide further clarification in terms of requirements. It would be preferable that this condition be deleted as unnecessary or the condition be reworded to state that copies of applicable required annual reports submitted to Monterey County be provided to the District. It should be noted that the applicant has already provided reports to the District and this should only apply to additional future reports if applied at all.

25. The Permittee shall provide timely notice to MPWMD of any request, petition, application, amendment, motion and/or advice letter affecting the GLWDS permit that the Permittee submits to Monterey County, the Monterey County Health Department, the State Water Resources Control Board, the Regional Water Quality Control Board, and/or the California Public Utilities Commission.

Response: If the condition would specify that it is only applicable to matters pertaining to the Goodrich Line Water Distribution System, and *not* the entire SLCSO, we would have no concern.

Thank you for allowing us the opportunity to respond to the draft staff note. We hope that the MPWMD will take into consideration our comments when making their final determination. As always, it has been a pleasure working with you and we at Denise Duffy & Associates, Inc. look forward to working with you in the future.

Sincerely,

Denise Duffy