



EXHIBIT 19-C

FINAL MINUTES

Monterey Peninsula Water Management District Rules and Regulations Review Committee January 18, 2012

Committee Members present: Judi Lehman, Chairperson
Brenda Lewis
Kristi Markey (arrived following completion of agenda
Item 1.)

Committee Members absent: None

Staff Members present: David Stoldt, General Manager
Henrietta Stern, Project Manager
Joe Oliver, Water Resources Division Manager
Arlene Tavani, Executive Assistant

District Counsel present: David C. Laredo

Call to Order

The meeting was called to order at 8:30 am in the District conference room.

Comments from the Public

No comments.

Action Items

- 1. Receive Minutes of October 19, 2011 Committee Meeting**
On a motion by Director Lewis and second of Director Lehman, minutes of the October 19, 2011 committee meeting were unanimously approved on a vote of 2 – 0.

Discussion Items

- 2. Discuss Amendment of Procedures for Water Distribution System Well Testing – Noticing Requirements**

The committee members agreed an ordinance should be developed that requires notification to neighboring well owners when well testing will be conducted in conjunction with a water distribution system application, and their wells are in the expected area of influence of the pumping well. The committee provided general direction on specifics of the implementation guidelines that will be referenced in the ordinance. The committee will review the ordinance and implementation guidelines prior to Board consideration.

David Beech addressed the committee during the public comment period on this item. He expressed support for notification to neighboring well owners that a pump test will be conducted. Notice could be provided in the pre-application stage, so that the well owners have adequate time to decide if their wells should be tested. He described the concept of a 14-day pump test as “unreasonable”, and asked that the District review that requirement.

3. Discuss Refining Implementation Guidelines and Technical Procedures for Water Distribution Systems

There was consensus among the committee members that once the revised implementation guidelines and technical procedures are developed, a third party review may be necessary to ensure they are consistent with county and state guidelines.

David Beech addressed the committee during the public comment period on this item. He disagreed with a suggestion by staff that during the public hearing process on the water distribution system applications or appeals, technical comments should only be accepted from professional hydrogeologists. Mr. Beech disagreed with the well testing procedures required by the District.

4. Clarify Opportunities for Appeals for Water Distribution System Permits Decisions by Staff

The committee members agreed that Rule 70, Appeals should be amended to allow an appeal at the time an application is deemed complete, and after the permit has been issued.

Public Comment: David Beech noted that page 1 of the current water distribution system permit procedures states that if you do not comply with the procedures, then you will not be in compliance of the rules. He asked that the text clearly state what rules the applicant must be in compliance with.

5. Internalizing Well Testing/Monitoring Services as District Function

There was consensus among the committee members that the District should not at this time hire and pay the well contractor that conducts the well testing required for processing the water distribution system application. One suggestion was to charge the applicant a flat fee that represents partial payment at the beginning of the process, with the balance due when the work is complete. However, at this time the committee agreed that the District’s budgetary situation does not allow implementation of any such program in the near term.

Public Comment: David Beech stated that it is important to be aware of how the public will be treated during the application process.

Other Items

No items were discussed.

Schedule Next Meeting Date

Next meeting set for March 7, 2012 at 3:30 pm.

Adjournment: The meeting was adjourned at 9:35 a.m.

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