



EXHIBIT 18-D

FINAL MINUTES
Water Demand Committee of the
Monterey Peninsula Water Management District
August 13, 2013

Call to Order

The meeting was called to order at 3:35 pm in the MPWMD conference room.

Committee members present: Kristi Markey, Chair
Jeanne Byrne
Brenda Lewis (arrived during
discussion of Item 3.)

Staff members present: David J. Stoldt, General Manager
Stephanie Pintar, Water Demand Division Manager
Arlene Tavani, Executive Assistant

District Counsel present: David C. Laredo

Comments from the Public: No comments.

Action Items

1. Provide Direction on Water Permit Process for Assisted Living Facilities

On a motion by Byrne and second of Markey, the committee agreed unanimously on a vote of 2 – 0 to add a footnote to Rule 24, Table 2, indicating that water use in independent living units equipped with kitchenettes and personal laundry facilities are Residential and that a resolution amending Rule 24 should be submitted to the Board of Directors for approval.

Public Comment: **(1) Michael Groves** expressed support for the rule change. **(2) Paul Davis** asked if factors for low-flow fixtures would remain unchanged.

2. Discuss California Homemade Food Act, AB 1616, Water Permit Requirement

On a motion by Byrne and second of Markey, the committee agreed unanimously on a vote of 2 – 0 that no water permit will be required for Cottage Food Operations as defined by AB 1616, the California Homemade Food Act.

Discussion Items

3. Discuss Transfers of Water Credits on Non-Contiguous Parcels

Byrne and Lewis requested that at the September 16, 2013 Board meeting, staff bring forward for discussion the concept of modifying District Rule 28 to authorize ministerial approval of water credit transfers, if the jurisdiction has approved the transfer and completed the environmental review. The committee also discussed a suggestion that if water credits expire, the credit should be added to the permitting jurisdiction's allocation. There was consensus that this concept could be explored as part of an EIR to be prepared on allocation of water from a future water supply project. (Director Markey left the meeting at 4:20 pm, before the discussion of Item 3 had concluded.)

Public Comment: **(1) Louis Cosentino** asked if Water Management District regulations allow the transfer of water credits from a commercial use to a residential use on properties that are both owned by the same person but are not contiguous. **(2) Paul Davis** stated that he would like to transfer credits from one property to a proposed parking area on low-income housing that is located on a non-contiguous property. **(3) Michael Groves** expressed stated that the ability to transfer commercial water credits to other uses on non-contiguous properties is important to economic development.

4. Update on Efforts to Modify CPUC Policy on Setting Meters while CDO is in Effect

Stoldt updated the committee on discussions with the California Public Utilities Commission on the need to address the Commission's interpretation of the CDO related to the prohibition of setting meters when there is a change of use on a site. The Water Management District maintains that a meter should be set if a change of use would achieve reduced water capacity at a site. During the discussion it was suggested that the term "change of use" be replaced with a more accurate description.

Set Next Meeting Date

No meeting date was set.

Adjournment

The meeting was adjourned at 4:50 pm.

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