



**Final**

**RESOLUTION NO. 2023-10**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
AMENDING RULE 60, FEES AND CHARGES TABLE**

**WHEREAS**, the Fees and Charges of the Monterey Peninsula Water Management District (MPWMD) are set forth in the MPWMD Rules and Regulations; and

**WHEREAS**, the MPWMD Board of Directors created a new Fees and Charges Table in MPWMD Rule 60 pursuant to Ordinance No. 120, which became effective on April 20, 2005; and

**WHEREAS**, the Fees and Charges shall bear a positive correlation to the actual time, effort, and cost of providing the services and actions set forth in the Fees and Charges Table.


**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of the Monterey Peninsula Water Management District hereby amends Rule 60, Fees and Charges Table and (as amended by Resolution 2023-10) as set forth as Attachment A (additions shown in ***bold italics*** and deletions shown in ~~strikeout~~); and that this change shall be effectively July 1, 2023.

**PASSED AND ADOPTED** on this 20th day of June 2023 on a motion by Director Edwards and second by Director Anderson, by the following vote, to wit:

**AYES:** Director Edwards, Riley, Eisenhart, Paull, Anderson, Oglesby and Adams  
**NAYES:** None  
**ABSENT:** None

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a resolution duly adopted on the 20th day of June 2023.

Dated: June 20, 2023

  
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David J. Stoldt  
Secretary to the Board

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### Fees and Charges Table (Effective July 1, 2023)

Action	Fee	
<i>Action on any Appeal/Variance</i>		
1	Appeal or Variance	\$900 plus \$90 per hour for more than 10 hours
XX	<del>Short-Term Variance (Rule 91)</del> (DELETED BY ORDINANCE NO. 189 (12/13/2021))	<del>\$125</del>
2	Request for Water from District Reserve Allocation (MOVED FROM LINE 37 TO LINE 2)	\$225 per application plus \$90 per <i>staff</i> hour for more than 2.5 hours <del>5 hours</del> .
<i>Action on any Permit</i>		
3	Administrative fee to monitor, review and enforce applications and/or permits for Special Circumstances (Rule 24)	\$1800 plus \$90 per <i>staff</i> hour for more than 20 hours
4	Amendment to a Non-Residential Water Permit (Rule 23)	\$180 per amendment plus \$90 per <i>staff</i> hour for more than 2 hours
5	Amendment to a Residential Water Permit (Rule 23)	\$135 per amendment plus \$90 per <i>staff</i> hour for more than 1.5 hours
6	Amendment to a Water Use Permit (Water Entitlement Process) (also may require Capacity Fees pursuant to Rule 24) (MOVED FROM ORIGINAL LINE 62 TO LINE 6)	\$90 per <del>hour</del> <i>per amendment plus \$90 per staff hour for more than 1 hour; also see Rule 24</i>
7	Application for Non-Residential Water Permit (Rule 23) (MOVED FROM ORIGINAL LINE 18 MOVED TO LINE 7)	\$450 per structure plus \$90 per <i>staff</i> hour for more than 5 hours
8	Application for Residential Water Permit (Rule 23) (MOVED FROM ORIGINAL LINE 21 TO LINE 8)	\$225 per Dwelling Unit plus \$90 per <i>staff</i> hour for more than 2.5 hours
9	Application for Water Use Permit (Water Entitlement Process) (also may require Connection Charges pursuant to Rule 24) (ORIGINAL LINE 63 MOVED TO LINE 9)	\$270 per Site plus \$90 per <i>staff</i> hour for more than 3 hours; also see Rule 24
10	<del>Review Landscape Plans</del> <i>Application for Landscape Water Permit</i> (ORIGINAL LINE 36 MOVED TO LINE 10)	<i>\$225 per application plus \$90 per staff hour for more than 2.5 hours</i>
11	Application for Conditional Water Permit (Rule 23)	\$450 per structure plus \$90 per <i>staff</i> hour for more than 5 hours
12	Application Fee for Confirmation of Exemption (Rule 21)	\$600 per application. If needed, additional staff hours are charged at a rate of <del>\$9990</del> per hour; recovery for other MPWMD actual direct costs will be additional if not covered by the initial \$600 fee
13	Water Quality Sampling for Confirmation of Exemption	Actual cost incurred by District
14	Application Fee Deposit to Create/Establish or Amend a WDS, Level 1 or <i>Level 2</i> Permit (Rules 21 and 22)	\$1,200 per application. If needed, additional staff hours are charged at a rate of <del>\$9990</del> per hour; recovery for other MPWMD actual direct costs



### Fees and Charges Table (Effective July 1, 2023)

		will be additional if not covered by the initial \$1,200 fee; unused funds will be refunded
15	Application Fee Deposit to Create/Establish or Amend a WDS, Level 3 Permit (Rules 21 and 22)	\$3,000 per application. If needed, additional staff hours are charged at a rate of <del>\$9990</del> per hour; recovery of other MPWMD actual direct costs will be additional if not covered by the initial \$3,000 fee; unused funds will be refunded
XX.	<del>WDS Permit Pre-Application Consultation (Rule 22)</del> <b>(ORIGINAL LINE 11 MOVED TO LINE 19)</b>	<del>There shall be no charge for the first hour of consultation with MPWMD staff regarding the WDS Permit process. An Application Form and associated fee must be submitted after the first hour unless otherwise determined by the General Manager due to unusual circumstances</del>
16	Application to Create/Establish a Water Distribution System or Amend a Water Distribution System Creation Permit -- Deposit for Unusually Complex Projects: "Unusually complex projects" are defined as projects requiring MPWMD staff time substantially more than the hours stated in the Application Fee to Create a Water Distribution System. In these situations, staff will review the cumulative total of hours and expenses accrued each quarter (January, April, July and October). The Applicant will be billed if the quarterly unpaid total is more than \$500 over the initial fee. The Applicant must pay the overage within 30 days of the invoice for staff to continue processing the application. The Confirmation of Exemption or WDS Permit is not signed and recorded until all fees are paid (Rules 21 and 22)	\$3,000 plus any additional staff or legal review as determined on a case-by-case basis by the General Manager
<b>Action</b>		<b>Fee</b>
<b><i>Action on any Appeal/Variance</i></b>		
17	Application to Create/Establish a Water Distribution System or Amend a Water Distribution System Creation Permit – Legal Fees: Any legal work performed by MPWMD Counsel associated with the Application is charged to the Applicant at actual cost, based on the hourly rate of retained MPWMD legal counsel at the time services are rendered (Rule 22)	Actual cost, based on the hourly rate of retained MPWMD legal counsel at the time services are rendered
18	Application to Create/Establish a Water Distribution System or Amend a Water Distribution System Creation Permit – Unused Funds (Rule 22)	Unused deposits or Application fee will result in a refund of unused funds to the Applicant
19	<del>WDS Permit Pre-Application for Consultation-Pre-Application for Consultation Relating to WDS Permits (First hour free) (Rule 22)</del> <b>(ORIGINAL LINE 11 MOVED TO LINE 19)</b>	There shall be no charge for the first hour of consultation with MPWMD staff regarding the WDS Permit process. An Application Form and associated fee must be submitted after the first hour unless otherwise determined by the General Manager due to unusual circumstances
20	Pre-Application Consulting <del>Relating</del> to Water Permits (First 30 minutes free) (Rule 20) <b>(ORIGINAL LINE 30 MOVED TO LINE 20)</b>	\$225 plus \$90 per <i>staff</i> hour for more than 2.5 hours
21	<del>Water Permit to Reinstall Meter</del> <i>Application to Reinstall Water Meter</i> (Former use documented under Rule 25.5)	No Fee

**Fees and Charges Table (Effective July 1, 2023)**

22	Application to Split an Existing Meter	No Fee
23	Application for Temporary Water Permit (Rule 23)	\$450 per structure plus \$90 per <i>staff</i> hour for more than 5 hours
XX	<del>Application for Non-Residential Water Permit (Rule 23)</del> (ORIGINAL LINE 18 MOVED TO LINE 7)	<del>\$450 per structure plus \$90 per hour for more than 5 hours</del>
24	Plan Check for Non-Residential Waivers ( <del>I</del> ncludes Site Inspection)	\$225 per structure
25	Plan Check for Non-Residential Waivers (No Site Inspection)	\$90 per structure
XX	<del>Application for Residential Water Permit (Rule 23)</del> (MOVED ORIGINAL LINE NO. 21 TO LINE 8)	<del>\$225 per Dwelling Unit plus \$90 per hour for more than 2.5 hours</del>
XX	<del>Recalculation of Final Capacity Fees (Rule 23)</del> (ORIGINAL LINE 27 DELETED)	<del>\$90 per hour of staff time for all necessary efforts in excess of five hours per Site</del>
26	Plan Check for Residential Waivers ( <del>I</del> ncludes Site Inspection)	\$225 per Dwelling Unit
27	Plan Check for Residential Waivers (No Site Inspection)	\$90 per Dwelling Unit
28	Capacity Fees (Moderate Income Housing) (Rule 24.5)	50% of Capacity Fees set pursuant to Rule 24
29	Capacity Fees -- (Low-Income Housing) (Rule 24.5)	Exempt from Capacity Fees set pursuant to Rule 24
30	Capacity Fees - Residential and Non-Residential Water Permits	See Rule 24
XX	<del>Recalculation of Final Capacity Fees (Rule 23)</del> (ORIGINAL LINE 27 DELETED)	<del>\$90 per hour of staff time for all necessary efforts in excess of five hours per Site</del>
31	Direct Costs - Publication Expenses, Filing Fees, Etc. (Rule 60)	Actual cost incurred by District - Applies to Water Distribution System Permits only
32	Permit Fee Payment Plans (Limited to California Non-Profit Public Benefit Corporations and requires Board approval and finding of substantial financial hardship) (Rule 24)	Deferred interest rate set by the Board
XX	<del>Pre-Application Consulting relating to Water Permits (First 30 minutes free) (Rule 20)</del> (ORIGINAL LINE 30 IS MOVED TO LINE 21)	<del>\$225 plus \$90 per hour for more than 2.5 hours</del>
33	Refund of Capacity Fees (Rule 24)	\$90 processing fee <i>plus \$90 per staff hour for more than 1 hour</i>
XX	<del>River Work Permits (see separate list below)</del> (DUPLICATE)	
XX	<del>Water Entitlement Related Activity (see separate list below)</del> (DUPLICATE)	
XX	<del>Water Use Credits - On-Site Credits (see separate list below)</del> (DUPLICATE)	
<b>Action</b>		<b>Fee</b>



## Fees and Charges Table (Effective July 1, 2023)

<i>Action on any Appeal/Variance</i>		
XX	<del>Water Use Credits—Transfers (see separate list below)</del>	
XX	<del>Review Landscape Plans</del> (ORIGINAL LINE 36 MOVED TO LINE 11)	\$90
XX	<del>Request for Water from District Reserve Allocation</del> (ORIGINAL LINE 37 MOVED TO LINE 3)	\$225 per application plus \$90 per hour for more than 5 hours
<i>Document Preparation, Processing, Review or Retrieval (Rule 60)</i>		
34	Scan Construction Plans for Water Permit	\$45 per application. Time to process beyond 30 minutes shall be charged at a rate of \$90/hour.
35	Deed Preparation and Review by Staff	\$110 per <del>transaction. Included in Standard Water Permit processing fees deed restriction.</del>
36	Legal Review of Deed Restrictions for an LLC, Company, HOA, Corporations, Partnerships, etc.	<del>\$150. Actual cost incurred by District</del>
37	Direct Costs -- Publication Expenses, Etc.	Actual cost incurred by District
38	Direct Costs for Deed Restrictions -- Courier Charge, Federal Express, E-record	Actual cost incurred by District
XX	<del>Direct Costs for Deed Restrictions -- Courier Charge, Expedited Service, E-record</del>  (ORIGINAL LINE 43 IS A DUPLICATE OF LINE 38; AND IS REMOVED)	\$75 per occurrence
39	Document Recordation (if separate from review or preparation)	Actual cost incurred by District (document lengths vary)
40	Legal Review performed by MPMWD Counsel on Deed Restrictions Related to Appeals, Permits, Variances, Water Use Credits, or other Activities	Charged at the hourly rate of retained MPWMD legal counsel at the time services are rendered.
<i>Water Conservation and Rationing Plan</i>		
XX	<del>Misrepresentation of resident survey information during Stage 4, 5, 6 and 7 (Rule 170)</del>  (RESIDENTIAL SURVEYS ARE NO LONGER REQUIRED)	<del>\$250 for each offense. Each separate day or portion thereof during which any violation occurs or continues without a good faith effort by the responsible Water User to correct the violation. See Rule 170.</del>
<i>Duplication and Records Costs</i>		
41	MPWMD Rules & Regulations (Rule 60)	\$46 per copy
42	Black and White Copies	<del>Ten (10)</del> \$0.10 cents per page
43	Color Copies	\$0.50 cents per page
44	<i>Two-Sided Copies</i>	<i>\$0.10 cents per page</i>
45	Mailing	Actual cost incurred by District
46	Thumb Drive	\$5.00

### Fees and Charges Table (Effective July 1, 2023)

47	<i>CD-ROM or DVD</i>	<i>\$5.00</i>
48	<i>Oversized or Irregularly Shaped Documents</i>	<i>Actual cost incurred by District.</i>
49	<i>Preparation of a New Record that Requires Data Compilation, Extraction or Programming</i>	<i>Charged based on labor and time to produce the record.</i>

<i>Action</i>	<i>Fee</i>	
<b><i>Rebate Processing</i></b>		
50	Application for Rebate	No charge
<b><i>River Work Permits (Rules 126 and 127)</i></b>		
51	Minor River Work	\$25 per application
52	River Work Permit	\$50 per application
53	Emergency River Work	\$50 per application
54	Unusually Complex Applications	Actual cost incurred by District for MPWMD staff time in excess of <del>five (5)</del> <b>one</b> hours per application plus direct costs.
<b><i>Inspection Activities (Rule 110)</i></b>		
55	Cancellation of Inspection (less than 24 hours notice)	\$75 per inspection
56	No-Show; Failure to Provide Access for Scheduled Inspection	\$75 per inspection
<b><i><del>Inspection Activities (Rule 110)</del></i></b>		
57	Conservation Verification Inspection Pursuant to Rule 143 and 144 (Retrofit of Existing Commercial Uses and Change of Ownership or Use)	No Charge
58	Site Inspection (pre-application, or not associated with a planned application, or inspection to document Non-Residential retrofit pursuant to Rule 25.5)	\$110 per inspection
59	Repeat Inspection (overlooked fixtures or failure to show all fixtures)	<del>\$75</del> <b>\$110</b> per inspection
XX	<del>Amendment to a Water Use Permit (Water Entitlement Process) (also may require Capacity Fees pursuant to Rule 24)</del> <b>(ORIGINAL LINE 62 MOVED TO LINE 6)</b>	<del>\$90 per hour</del>
XX	<del>Application for Water Use Permit (Water Entitlement Process) (also may require Connection Charges pursuant to Rule 24)</del> <b>(ORIGINAL LINE 63 MOVED TO LINE 9)</b>	<del>\$270 per Site plus \$90 per hour for more than 3 hours; also see Rule 24</del>
XX	<del>Water Use Permit Monitoring (Water Entitlement Process) Rule 23.5)</del>	<del>\$90 plus \$90 per hour for more than 1 hour</del>



### Fees and Charges Table (Effective July 1, 2023)

	(ORIGINAL LINE 64 IS DELETED AS IT IS INCLUDED IN THE WATER USE PERMIT APPLICATION FEE)	
XX	<del>3<sup>rd</sup> Party Consulting or Ancillary Costs (Rule 23.5)</del>  (DUPLICATE)	Actual cost incurred by District
XX	<del>Legal work performed by MPWMD Counsel on Water Entitlement Related Actions (Rule 23.5)</del>  (ORIGINAL LINE 66 IS DELETED AND INCORPORATED INTO LINE 44)	Charged at the hourly rate of retained MPEMD legal counsel at the time services are rendered
XX	<del>Direct Costs— Courier Charge, Federal Express Charges</del>  (ORIGINAL LINE 67 IS DELETED AS IT IS A DUPLICATE OF ORIGINAL LINE ITEM 43 AND IS NOW LINE 42)	Actual cost incurred by District when less than three deed restrictions are being transported
<b>Water Use Credits and On-Site Credit Activity (Rule 25.5)</b>		
XX	<del>Documentation of Water Use Credit— Non Residential (Rule 25.5)</del>  (FEES FOR WATER USE CREDIT DOCUMENTATION ARE INCLUDED IN OTHER LINE ITEMS)	\$110 plus <del>\$75</del> 90 per hour for more than 1.5 hours

<b>Action</b>		<b>Fee</b>
60	<del>3rd Party Consulting or Ancillary Costs Incurred to Verify Water use Savings</del>	Actual cost incurred by District
<b>Water Credit Transfer Activity (Rule 28)</b>		
61	Application to Transfer a Water Use Credit (originating Site)	\$2,700 plus \$90 per <i>staff</i> hour for more than 30 hours
62	Application for a Water Permit Utilizing a Water Credit Transfer (receiving Site)	\$900 plus \$90 per <i>staff</i> hour for more than 10 hours
63	Complex Transfer (fee for projects proposing to save water by means of new water saving technology)	\$3,600 plus \$90 per <i>staff</i> hour for more than 40 hours
64	<del>3rd Party Consulting or Ancillary Costs Incurred to Review Water Use Credit Transfer</del>	Actual cost incurred by District
<b>Water Waste Fees (Rule 162)</b> <i>Fee amounts are tripled for customers using over 500,000 gallons/year</i>		
65	First <del>O</del> ffense	No fee: Written notice and opportunity to correct the situation
66	Fee for <del>F</del> irst Flagrant Violation	\$100. <i>Fee amounts are tripled for customers using over 500,000 gallons/year</i>

**Fees and Charges Table (Effective July 1, 2023)**

67	Fee for <del>S</del> second Flagrant Violation <del>W</del> within <del>T</del> two (2) <del>M</del> months	\$250. <i>Fee amounts are tripled for customers using over 500,000 gallons/year</i>
68	Fee for <del>T</del> third and <del>S</del> ubsequent Flagrant Violations <del>W</del> within <del>T</del> twelve (12) <del>M</del> months	\$500. <i>Fee amounts are tripled for customers using over 500,000 gallons/year</i>
<b><i>Water-Waste Fees (Rule 162)</i></b> <i>Fee amounts are tripled for customers using over 500,000 gallons/year</i>		
69	Fee for Administrative Compliance Order or Cease & Desist Order	Up to \$2,500 per day for each ongoing violation, except that the total administrative penalty shall not exceed one hundred thousand dollars (\$100,000.00) exclusive of administrative costs, interest and restitution for compliance re-inspections, for any related series of violations
70	Late <del>P</del> ayment <del>C</del> harges	Half of one percent of the amount owed per month
<b><i>Well Monitoring Activity (Rule 52)</i></b>		
71	<del>Well</del> Registration of an Existing Well — Non Public Entities	\$50 per <del>Registration</del> Well
XX	<del>Registration of an Existing Well — Public Entities</del>	No Fee
XX	<del>Registration of a New Well — Non Public Entities</del>	No Fee
XX	<del>Registration of a New Well — Public Entities</del>	No Fee
XX	<del>Well Registration Form</del>	\$50 per Form
XX	<del>Application to Convert Water Well to Monitor Well</del>	\$50 Application Fee \$550 Conversion Fee (upon application approval)

Table added by Ordinance No. 120 (3/21/2005); amended by Resolution No. 2005-06 (8/12/2005); Resolution No. 2007-02 (4/16/2007); Resolution No. 2007-06 (5/21/2007); Resolution No. 2010-09 (7/19/2010); Ordinance No. 157 (12/9/2013); Resolution No. 2014-05 (4/21/2014); Resolution No. 2014-14 (07/21/2014); Resolution No. 2016-20 (11/14/2016); Resolution No. 2017-12 (6/19/2017); Ordinance No. 177 (9/18/2017); Resolution No. 2020-04 (5/18/2020); Resolution No. 2020-08 (6/15/2020); Resolution No. 2020-14 (10/19/2020); Resolution No. 2021-11 (8/16/2021); Resolution No. 2021-17 (10/18/2021)

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