

Groundwater Sustainability Agency – Marina Coast Water District (MCWD) endorsement request

Presentation to FORA
Board of Directors
June 9, 2017

*Jonathan Brinkmann,
Principal Planner*

- **2014** – CA legislature adopts **“Sustainable Groundwater Management Act” (SGMA)**
- **2015** – **Collaborative Working Group (CWG)** established – governance of **Salinas Valley Groundwater Basin (SVGB)** **Groundwater Sustainability Agency (GSA)**

- **MCWD** – submitted Notice of Intent (NOI) to Department of Water Resources (DWR) **to be Monterey Sub-Basin (former Fort Ord) GSA**
- **SVGB GSA (a JPA)** – submitted NOI to DWR **to be Monterey Sub-Basin (former Fort Ord) GSA**
- If overlap dispute not resolved by **June 30, 2017**, State may recover its fees from locals for intervening/managing disputed area.

Layers

Downloads Clear all

- Exclusive GSAs
- GSA_Notice Submitted
- Alternatives Submitted
- Bulletin 118 Changed Areas (2003/2016)
- Exclusive Local Agencies (Water_Code_\$10723)
- Adjudicated Areas
- Adjudicated Region
- Counties
- County Boundary
- Bulletin 118 Groundwater Basins (2016)
- Groundwater Basins
- CASGEM Basin Priorities High/Medium Only

Information at this Point

GSA_Notice Submitted GSA_Notice Submitted A

GSA Name: Marina Coast Water District - Ord Service Area
Local ID: Ord Community Service Area and a very small enclave within the M
Basin: 3-004.10 (Overlap)
Posted Date: 03/14/2017
90 Days Date: 06/12/2017
POC Name: Keith Van Der Ma
kvandermaaten@mcwd.org<http://www.mcwd.org/>
More Details: [View](#)

Attachment C to Item 8f
FORA Board Meeting, 5/12/17

- On April 4, 2017 – **MCWD letter requesting FORA MCWD endorsement** to be Fort Ord service area GSA
- Administrative Committee **reviewed MCWD's request** on April 12 and May 3
- Administrative Committee recommended staff provide **draft MCWD endorsement letter** for Executive Committee and Board **consideration**

- **Basis for GSA application**
 - MCWD – 1998 Facilities Agreement – Fort Ord service area
 - Salinas Valley GSA – eligible as Monterey County GSA

- **Governance**
 - MCWD – 5-member board from Marina service area
 - Salinas Valley GSA – 11-member board from SVGB

- **FORA's legislated 2020 transition**

- **State Water Resources Control Board (SWRCB) letter**
 - **MCWD lacks authority** to undertake groundwater management in Fort Ord
 - **“a non-binding, advisory opinion”**
- **MCWD legal counsel response letter**
 - **SWRCB letter is an unenforceable underground regulation**
 - **DWR determines GSA eligibility**, not SWRCB

- **Alternatively, Staff recommends considering a statement of principles for former Fort Ord groundwater resource**
- **Proposed Statement of Principles would provide guidance to whichever entity is the eventual GSA over former Fort Ord.**
- **Proposed principles include:**
 - Implement 1997 Fort Ord Reuse Plan
 - Implement equitable allocation of water
 - Manage groundwater resources with an enduring local agency

- i. Consider MCWD's Fort Ord GSA endorsement request**

- ii. Consider authorizing the Executive Officer to transmit a letter (Attachment B) endorsing MCWD as the GSA**
OR

- i. Consider endorsing a statement of principles for former Fort Ord groundwater resource.**