

San Luis Obispo County Proposition 1E Proposal Authorization and Eligibility Requirements

Authorization and Eligibility Requirements

Attachment 1 consists of authorization and eligibility documentation including the Urban Water Management Planning Act compliance, CWC §525 compliance, Groundwater Management Plan compliance, and IRWM Plan consistency.

Authorizing Documentation

The San Luis Obispo County Board of Supervisors (County) adopted Resolution 2010-315 and 2010-316 on November 2, 2010 (Exhibit A) designating the Director of Public Works of the County of San Luis Obispo as an authorized representative to submit grant applications and execute grant agreement with the California Department of Water Resources for Stormwater Flood Management Program funding.

Eligible Applicant Documentation

The following section demonstrates the County's applicant eligibility.

1. Is the applicant a public agency as defined in Appendix B of the Guidelines? Please Explain.

Yes. The applicant for the San Luis Obispo County Proposition 1E Proposal is the San Luis Obispo County Flood Control and Water Conservation District (County). The County is a public agency, as defined in Appendix B of the Guidelines, which is defined as any city, county, city and county, special district, joint powers authority, or other political subdivision of the State, a public utility as defined in Sections 216 of the Public Utilities Code, or a mutual water company as defined in Section 2725 of the Public Utilities Code (CWC §10535)

2. What is the statutory or other legal authority under which the applicant was formed and is authorized to operate?

The statutory and legal authority under which the County operates is the San Luis Obispo County Flood Control and Water Conservation District Act which is contained within Section 7205 of the Uncodified California Water Acts.

3. Does the applicant have legal authority to enter into a grant agreement with the State of California?

Yes. The District Act authorizes the County to apply for and administer grants.

4. Describe any legal agreements among partner agencies and/or organizations that ensure performance of the proposal and tracking of funds.

The San Luis Obispo County Proposition 1E Proposal includes only the Flood Control Zone 1/1A Waterway Management Program (WMP), Alternative 3a Project. The Alternative 3a Project is a County sponsored project. Performance of the proposal and tracking of funds is the sole responsibility of the County and no additional legal agreements are necessary to for the implementation of those projects.

Urban Water Management Planning Act Compliance

The County qualifies as an urban water supplier and will be the recipient of funding if the proposed grant is awarded. The County prepared a 2005 update for their Urban Water Management Plan (UWMP) which was adopted by the County Board of Supervisors on December 20, 2005 (Resolution No. 2005-431). The County submitted their UWMP to the California Department of Water Resources (DWR) on January 5, 2006. Per DWR's December 31, 2006 legislative report, the UWMP was received by DWR but had not yet been reviewed. Although DWR has not yet sent an approval letter, the County fully anticipates having complete DWR acceptance of the UWMP. The 2005 UWMP Updates and adoption resolutions are included as Exhibit B.

The County is currently updating the UWMP and intends to submit the 2010 UWMP by July 1, 2011 in compliance with the State law extending the deadline for the plans.

California Water Code Section 525 Compliance

The County qualifies as an urban water supplier and will be the recipient of funding if the proposed grant is awarded. The County has signed and submitted to DWR the self certification document for water meter compliance within the last six (6) months and there have been no changes to the form. Therefore, an additional form is not required at this time. A copy of the form is included as Exhibit C and is again referenced in Attachment 12 as required.

Groundwater Management Plan Compliance

The San Luis Obispo County Proposition 1E Proposal includes only the Alternative 3a Project, which does not have the potential to impact groundwater, either positively or negatively. The project involves vegetation management, sediment management, and levee raising. None of these project activities or resultant project operations will result in groundwater impacts.

Consistency with an Adopted IRWM Plan

The Flood Control Zone 1/1A Waterway Management Program was identified as a flood management strategy in Section D1.4 Flood Management of the adopted San Luis IRWMP (Exhibit D). Flood Control Zone 1/1A is centered on Arroyo Grande Creek and includes communities from Arroyo Grande to Oceano. The Zone 1/1A Waterway Management Program is a comprehensive set of actions designed to increase the capacity of the leveed lower three miles of Arroyo Grande Creek while simultaneously enhancing water quality and sensitive species habitat within the managed channel. Actions include raising the height of the existing levees, managing in-channel vegetation to enhance habitat, reducing sediment deposition within the channel, implementing specific sediment removal projects, and raising the Union Pacific Railroad Bridge to accommodate higher water levels.

In addition to activities specifically addressed in the WMP relating to the Arroyo Grande Creek channel, a Memorandum of Understanding (MOU) is in place that is designed to improve watershed conditions and limit sediment delivery from upslope areas to impacted reaches of Arroyo Grande Creek such as the flood control reach of the proposed project. The County of San Luis Obispo and the County Flood Control and Water Conservation District became a signatory to the Arroyo Grande Creek Watershed MOU on April 22, 2008. The purpose of the MOU is to enhance an overall understanding of watershed issues and promote consensus between the parties in order to better protect, manage and enhance the Arroyo Grande Creek watershed.

By signing the MOU, the County showed its support for collaborative watershed management. Other signatories of the MOU include: the City of Arroyo Grande, San Luis Obispo Coastal Resource Conservation District (RCD), and the Central Coast Salmon Enhancement. The RCD and the Central Coast Salmon Enhancement have become key advocates for the MOU and are working with other resource agencies to become signatories, including: US Fish and Wildlife Service, Natural Resource Conservation Service, CA Department of Fish and Game, and CA Department of Parks and Recreation. The CA Regional Water Quality Control Board was solicited for signature, but was unable to sign and instead endorsed the MOU.

As described in the IRWMP, the Zone 1/1A Waterway Management Program is consistent with the following San Luis IRWMP objectives:

- Protect and Improve Source Water Quality
- Development and Implementation of TMDLs
- Implement NPDES Phase 2 Stormwater Programs
- Support NPS Plan and Conditional Ag Waiver
- Protect Ecologically Sensitive Lands
- Implement Fish Friendly Projects
- Manage Public Lands Access to Promote Stewardship
- Reduce Invasive Plants and Promote Native Plants
- Distinguish Root Cause of Flooding
- Integrate Ecosystem, Drainage, Recharge in Developments
- Minimize Risk of Dam/Levee Failure
- Develop Financial Programs for Flood Projects
- Public Outreach, Education and Advocacy

EXHIBIT A

*Planning
J. Ogden*

BOARD OF SUPERVISORS

COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

Tuesday, November 2, 2010

PRESENT: Supervisors Bruce S. Gibson, Adam Hill, K.H. 'Katcho' Achadjian, James R. Patterson and Chairperson Frank Mecham

ABSENT: None

In the matter of **RESOLUTION NO. 2010-315 and 2010-316:**

This is the time set for consideration of resolutions certifying the Final Environmental Impact Report and adopting the Arroyo Grande Channel Waterway Management Program; and a request to designate the Director of Public Works as the authorized representative to file applications for California Department of Water Resources Stormwater Flood Management grants; 4th District.

Chairperson Mecham: opens the floor to public comment.

Mr. Eric Greening, speaks.

Thereafter, on motion of Supervisor K.H. 'Katcho' Achadjian, seconded by Supervisor Adam Hill, and on the following roll call vote:

AYES: Supervisors: K.H. 'Katcho' Achadjian, Adam Hill, Bruce S. Gibson, James R. Patterson, Chairperson Frank Mecham

NOES: None

ABSENT:None

RESOLUTION NO. 2010-315, resolution certifying the Arroyo Grande Creek Channel Management Program Final Environmental Impact Report, Adopting Findings, the Mitigation Monitoring Program, and the Arroyo Grande Creek Channel Waterway Management Program; the Arroyo Grande Creek Channel Waterway Management Program October 2010 and directs staff to pursue funding and implementation of the projects and activities within the Program; and RESOLUTION NO. 2010-316, resolution designating the Director of Public Works as the authorized representative to file applications for California Department of Water Resources Stormwater Flood Management Grants, adopted.

cc: Public Works (2)
11/12/2010 cmc

STATE OF CALIFORNIA)
)
County of San Luis Obispo) ss.

I, **JULIE L. RODEWALD**, County Clerk and Ex-Officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of the said Board of Supervisors, affixed this 12th day of Novemer, 2010.

(SEAL) **JULIE L. RODEWALD**
County Clerk and Ex-Officio Clerk of the Board of Supervisors

By *CM Christensen*
Deputy Clerk

Public Works
Open

BEFORE THE BOARD OF SUPERVISORS

of the

SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

Tues day, November 2, 2010

PRESENT: Supervisors Bruce S. Gibson, Adam Hill, K.H. 'Katcho' Achadjian, James R. Patterson and Chairperson Frank Mecham

ABSENT: None

RESOLUTION NO. 2010-315

RESOLUTION CERTIFYING THE ARROYO GRANDE CREEK CHANNEL MANAGEMENT PROGRAM FINAL ENVIRONMENTAL IMPACT REPORT, ADOPTING FINDINGS, THE MITIGATION MONITORING PROGRAM, AND THE ARROYO GRANDE CREEK CHANNEL WATERWAY MANAGEMENT PROGRAM

The following resolution is now offered and read:

WHEREAS, the lower Arroyo Grande Valley has a long history of flooding and severe damage to agricultural and residential lands resulting in levees being built along lower Arroyo Grande Creek and the lower portion of Los Berros Creek, which was diverted in 1961 to provide flood control; and

WHEREAS, the flood control channel has experienced a significantly reduced capacity due to sediment accumulation and vegetation growth necessitating regulatory permitting to conduct channel maintenance activities; and

WHEREAS, in 2005, the District approved funding for an Alternatives Study which was completed and a preferred alternative was selected by the Zone 1/1A Advisory Committee which became the Arroyo Grande Creek Channel Waterway Management Program; and

WHEREAS, on December 1, 2009, the 1959 Maintenance Agreement was terminated by all parties (District, NRCS, SLCRCD), nevertheless, the District and Resource Conservation District (RCD) desire to coordinate on maintenance of the Creek Channel; and

WHEREAS, a Notice of Preparation was circulated to interested parties and responsible agencies for the preparation of a Draft Environmental Impact Report regarding implementation of the Arroyo Grande Creek Channel Waterway Management Program; and

WHEREAS, a Draft Environmental Impact Report was completed and circulated for a 45 day public review on June 3, 2010; and

WHEREAS, comments were received and revisions were incorporated into the Final Environmental Impact Report (FEIR); and

WHEREAS, the District held a public meeting on November 2, 2010, to certify the FEIR for the proposed Arroyo Grande Creek Channel Waterway Management Program; and

WHEREAS, at said meeting, the Flood Control and Water Conservation District heard and received all oral and written protests, objections, and evidence, which were made, presented, or filed, and all persons present were given the opportunity to hear and be heard in respect to any matter relating to the Arroyo Grande Creek Channel Waterway Management Program.

NOW THEREFORE, BE IT RESOLVED AND ORDERED by the Flood Control and Water Conservation District of the County of San Luis Obispo, State of California, in a regular meeting assembled on the second day of November, 2010, certifies that the Arroyo Grande Creek Channel Waterway Management Program Final Environmental Impact Report (FEIR), which is attached hereto (Attachment "C") and incorporated herein, has been prepared and completed in compliance with the California Environmental Quality Act, California Public Resources Code Section 21000 et seq.

The Flood Control and Water Conservation District reviewed and considered the information contained in the FEIR and that the FEIR reflects the lead agency's independent judgment and analysis. Furthermore, the Flood Control and Water Conservation District hereby adopts the recommended findings of the County Environmental Coordinator and the Mitigation Monitoring Plan, which are attached hereto (Attachment "B") and incorporated herein as though fully set forth.

NOW THEREFORE, BE IT FURTHER RESOLVED AND ORDERED that the Arroyo Grande Channel Waterway Management Program of October, 2010 (Attachment "A") is hereby adopted and the Public Works Director and/or his designee shall pursue funding and implementation of the projects and activities within said program which is attached hereto (Attachment "A") and incorporated herein as though fully set forth.

#####

Upon motion of Supervisor Achadjian, seconded by Supervisor Hill, and on the following roll call vote, to wit:

AYES: Supervisors Achadjian, Hill, Gibson, Patterson, Chairperson Mecham

NOES: None

ABSENT: None

ABSTAINING: None

the foregoing Resolution is hereby adopted.

FRANK MECHAM
Chairperson of the Board of Supervisors

ATTEST:

JULIE L. RODEWALD
Clerk of the Board of Supervisors

By: C.M. CHRISTENSEN
Deputy Clerk

(SEAL)

APPROVED AS TO FORM AND LEGAL EFFECT:

WARREN R. JENSEN
County Counsel

By: /s/ Timothy J. McNulty
Deputy County Counsel

Dated: 10/20/2010

L:\UTILITY\NOV10\BOSVAG Creek WMP EIR Final Reso rsl.doc

STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

I, JULIE L. RODEWALD, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this 12TH day of November, 2010.

JULIE L. RODEWALD
County Clerk and Ex-Officio Clerk of the Board of Supervisors

(SEAL)

By 
Deputy Clerk.

BEFORE THE BOARD OF SUPERVISORS

of the

SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

Tuesday, November 2, 2010

PRESENT: Supervisors Bruce S. Gibson, Adam Hill, K.H. 'Katcho' Achadjian, James R. Patterson and Chairperson Frank Mecham

ABSENT: None

RESOLUTION NO. 2010-316

RESOLUTION DESIGNATING THE DIRECTOR OF PUBLIC WORKS AS THE AUTHORIZED REPRESENTATIVE TO FILE APPLICATIONS FOR CALIFORNIA DEPARTMENT OF WATER RESOURCES STORMWATER FLOOD MANAGEMENT GRANTS

The following Resolution is now offered and read:

WHEREAS, the State of California has established Stormwater Flood Management Grant funding pursuant to the Disaster Preparedness and Flood Prevention Bond Act of 2006 (Public Resource Code Section 5096.800 et seq.) (Also known as Proposition 1E); and

WHEREAS, the Director of Public Works is especially suited to ensure that grant application materials related to water projects are prepared in a complete, efficient, and adequate manner; and

WHEREAS, the Director of Public Works has the authority to ensure that projects are carried out in full compliance with the applicable permits and agreements;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, that application be made to the California Department of Water Resources and State Water Resources Control Board to obtain Stormwater Flood Management Grant funding pursuant to the Disaster Preparedness and Flood Prevention Bond Act of 2006 (Public Resource Code Section 5096.800 et seq.), for the Arroyo Grande Creek Channel Waterway Management Program project Alternative 3A/3C proposal. The Director of Public Works of the County of San Luis Obispo is hereby authorized and directed to prepare the necessary data, make investigations, execute a grant agreement with (approved as to form by County Counsel) the California Department of Water Resources and file such application.

Upon motion of Supervisor Achadjian, seconded by Supervisor Hill, and on the following roll call vote, to wit:

AYES: Supervisors Achadjian, Hill, Gibson, Patterson, Chairperson Mecham

NOES: None

ABSENT: None

ABSTAINING: None

the foregoing Resolution is hereby adopted.

FRANK MECHAM
Chairperson of the Board of Supervisors

ATTEST:

JULIE L. RODEWALD
Clerk of the Board of Supervisors

By: C.M. CHRISTENSEN
Deputy Clerk
(SEAL)

APPROVED AS TO FORM AND LEGAL EFFECT:

WARREN R. JENSEN
County Counsel

By: /s/Timothy J. McNulty
Deputy County Counsel

Dated: 10/20/2010

L:\UTILITY\NOV10\BOS\Designate Dir as Auth Rep to File App for CA DWR Grants RSL.doc.jp.taw

STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

I, JULIE L. RODEWALD, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this 12TH day of November, 2010.

JULIE L. RODEWALD
County Clerk and Ex-Officio Clerk of the Board of Supervisors

By *Cmchristensen*
Deputy Clerk.

EXHIBIT B

Urban water supplier (1)	Did the supplier submit a plan? (2)	Date supplier submitted a plan (3)	Did DWR finish its review as of 12/30/06? (4)	Is the plan complete? (5)	Date water supplier informed* (6)
Riverside City of	Yes	12/29/2005	No		
Riverside Highland Water Company	Yes	12/2 /2005	No		
Rohnert Park City of	No				
Rosamond Community Service District	Yes	12/23/2005	No		
Roseville City of	Yes	4 /5 /2006	No		
Rowland Water District	Yes	12/22/2005	No		
Rubidoux Community Service District	No				
Rubio Canyon Land and Water Association	Yes	12/27/2005	Yes	No	N/A
Sacramento City of	Yes	11/29/2006	No		
Sacramento County Water Agency	Yes	12/21/2005	Yes	Yes	8/22/2006
Sacramento Suburban Water District	Yes	12/22/2005	Yes	Yes	7/28/2006
San Benito County Water District	No				
San Bernardino City of	Yes	12/29/2005	No		
San Bernardino County - Service Area 64	No				
San Bernardino County - Service Area 70	No				
San Bruno City of	No				
San Buenaventura City of	Yes	1 /1 /2006	No		
San Clemente City of	Yes	12/22/2005	Yes	No	N/A
San Diego City of	Yes	10/23/2006	No		
San Diego County Water Authority	Yes	12/15/2005	Yes	No	N/A
San Dieguito Water District	Yes	1 /3 /2006	No		
San Fernando City of	Yes	2 /22/2006	No		
San Francisco Public Utilities Commission	Yes	12/27/2005	Yes	Yes	9/6/2006
San Gabriel County Water District	Yes	12/30/2005	Yes	No	N/A
San Gabriel Valley Fontana Municipal Water District	Yes	1 /30/2006	No		
San Gabriel Valley Water Company	Yes	11/23/2006	No		
San Jacinto City of	Yes	4 /26/2006	No		
San Joaquin County - Public Works	No				
San Jose City of	Yes	12/19/2005	Yes	Yes	7/13/2006
San Jose Water Company	Yes	11/16/2005	Yes	Yes	10/24/2006
San Juan Capistrano City of	Yes	12/14/2005	Yes	Yes	12/4/2006
San Juan Water District	Yes	12/27/2005	Yes	Yes	12/5/2006
San Lorenzo Valley Water District	No				
San Luis Obispo City of	Yes	1 /5 /2006	No		
San Luis Obispo County - Flood Control & Water Conservation District Zone 3	Yes	1 /9 /2006	No		
Sanger City of	Yes	1 /6 /2006	Yes	No	11/14/2006
Santa Ana City of	Yes	12/2 /2005	Yes	No	N/A
Santa Barbara City of	Yes	1 /3 /2006	Yes	No	10/5/2006
Santa Clara City of	Yes	12/1 /2005	Yes	Yes	11/7/2006
Santa Clara Valley Water District	Yes	11/10/2005	Yes	Yes	8/22/2006
Santa Cruz City of	Yes	3 /14/2006	Yes	Yes	12/27/2006
Santa Fe Irrigation District	Yes	12/29/2005	No		

BEFORE THE BOARD OF SUPERVISORS
of the
**SAN LUIS OBISPO COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

Tues day December 20, 2005

PRESENT: Supervisors Harry L. Ovitt, Jerry Lenthall, K.H. "Katcho" Achadjian,
James R. Patterson and Chairperson Shirley Bianchi

ABSENT: None

RESOLUTION NO. 2005-431

**RESOLUTION ADOPTING THE 2005 URBAN WATER MANAGEMENT PLAN
FOR THE SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER
CONSERVATION DISTRICT ZONE 3 (LOPEZ RESERVOIR) AS REQUIRED BY THE
CALIFORNIA URBAN WATER MANAGEMENT PLANNING ACT,
CALIFORNIA WATER CODE DIVISION 6, PART 2.6**

The following resolution is now offered and read:

WHEREAS the California Legislature enacted Assembly Bill 797 (Water Code Section 10610 et seq., known as the Urban Water Management Planning Act) during the 1983-84 Regular Session, and as amended subsequently, which mandates that every retail and wholesale water supplier providing water for municipal purposes to more than 3,000 customers or supplying more than 3,000 acre feet of water annually, prepare an Urban Water Management Plan, the primary objective of which is to plan for the conservation and efficient use of water; and

WHEREAS the San Luis Obispo County Flood Control and Water Conservation District, Zone 3 is an urban water wholesaler providing water to a population of over 49,000; and

WHEREAS the Plan must be adopted by December 31, 2005, after public review and hearing, and filed with the California Department of Water Resources within thirty days of adoption; and

WHEREAS the County has therefore contracted with a consultant to prepare a draft Urban Water Management Plan for the Flood Control and Water Conservation District, Zone 3; and

WHEREAS the County circulated said Plan among local retail water suppliers contracted to receive water from Lopez Reservoir; and

WHEREAS the County conducted a properly noticed public hearing regarding said Plan on Tuesday, November 17, 2005; and

WHEREAS the County shall file said Plan with the California Department of Water Resources by January 20, 2006;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the San Luis Obispo County Flood Control and Water Conservation District, Zone 3:

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1. That the 2005 Urban Water Management Plan is hereby approved.
2. That the Manager of the Utilities Division of the San Luis Obispo County Flood Control and Water Conservation District is hereby authorized and directed to submit the 2005 Urban Water Management Plan to the Department of Water Resources within 30 days of execution of this Resolution.

Upon motion of Supervisor Achadjian, seconded by Supervisor Lenthall, and on the following roll call vote, to wit:

AYES: Supervisors Achadjian, Lenthall, Ovitt, Patterson, Chairperson Bianchi

NOES: None

ABSENT: None

ABSTAINING: None

the foregoing Resolution is hereby adopted.

SHIRLEY BIANCHI

Chairperson of the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District

ATTEST:

JULIE L. RODEWALD

Clerk of the Board of Supervisors

By: C.M. CHRISTENSEN Deputy Clerk

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

JAMES B. LINDHOLM, JR.

County Counsel

By:

James B. Lindholm, Jr.
Deputy County Counsel

Dated:

11/22/05

L:\UTILITY\DEC05\UWMP RESOLUTION NO.DOC.FH.CAH

STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

I, JULIE L. RODEWALD, County Clerk and ex-officio Clerk of the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this 21st day of December, 2005.

JULIE L. RODEWALD

County Clerk and Ex-Officio Clerk of the Board of Supervisors

(SEAL)

By: *Cmchristensen*
Deputy Clerk.

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SAN LUIS OBISPO COUNTY
Department of Public Works
Utility Division

County Government Center, Room #207
San Luis Obispo, CA 93408

To:	Dave Todd Office of Water Use Efficiency 901 P Street, Room 313A Sacramento, Ca 95814	From:	Jeff Werst TEL - 805.781.4480 FAX - 805.788.2182 Email - Jwerst@co.slo.ca.us
Co:		# of pages:	(Including cover sheet):
FAX:	N/A	Date:	January 5, 2006
Phone:	916-651-7027		

Urgent FYI Please Comment Please Reply Please Call

Mr Todd:

In accordance with your request, attached to this transmittal are three hard copies of the "San Luis Obispo County Flood Control and Water Conservation District, Zone 3 Urban Water Management Plan, 2005 Update." For your convenience, the transmittal also includes three copies of a checklist with page numbers for specific Water Code Sections referenced in the document. In addition, digital copies of the documents are included in the attached cd in Adobe Acrobat format.

Do not hesitate to give me a call at the phone number listed above should you have any questions.



SAN LUIS OBISPO COUNTY
Department of Public Works
Utility Division

County Government Center, Room #207
San Luis Obispo, CA 93408

To:	Govt. Publications Section California State Library 914 Capitol Mall, MS E-29 P.O. Box 942837 Sacramento, CA 94237-0001	From:	Jeff Werst TEL - 805.781.4480 FAX - 805.788.2182 Email - Jwerst@co.slo.ca.us
Co:		# of pages:	(Including cover sheet):
FAX:	N/A	Date:	January 5, 2006
Phone:			

Urgent FYI Please Comment Please Reply Please Call

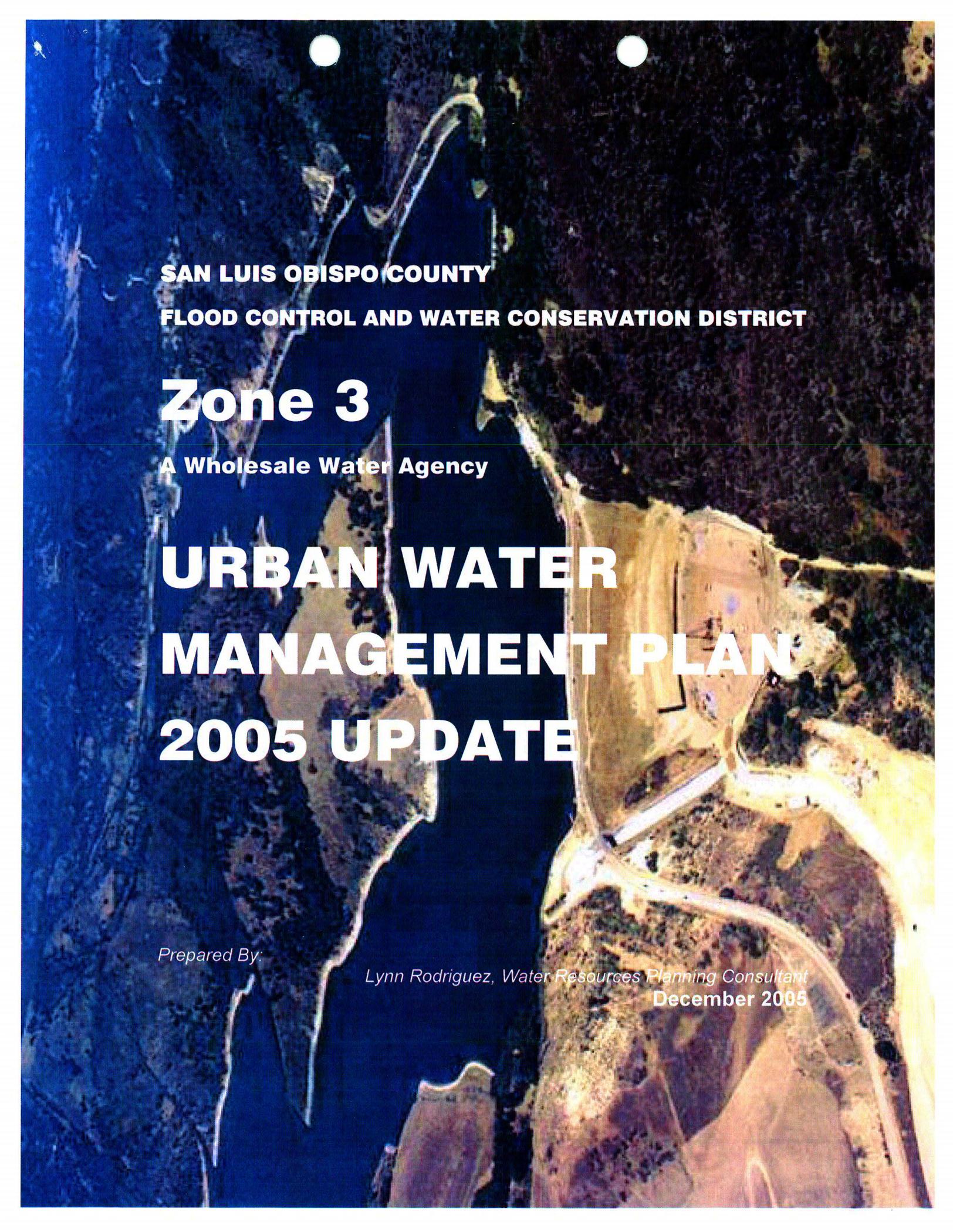
Attached to this transmittal is a copy of the "San Luis Obispo County Flood Control and Water Conservation District, Zone 3 Urban Water Management Plan, 2005 Update," in accordance with the requirements of the State Office of Water Use Efficiency and at the request of Dave Todd, Supervising Land and Water Use Analyst.

Do not hesitate to give me a call at the phone number listed above should you have any questions.

Zone 3 - UWMP Checklist

This UWMP addresses the Water Code requirements for urban water management plans. The following checklist indicates where each Water Code requirement is addressed in the UWMP (in the order of the referenced Water Code Section).

<i>Water Code Section(s)</i>	<i>Section</i>	<i>Page Number</i>
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**SAN LUIS OBISPO COUNTY
FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

Zone 3

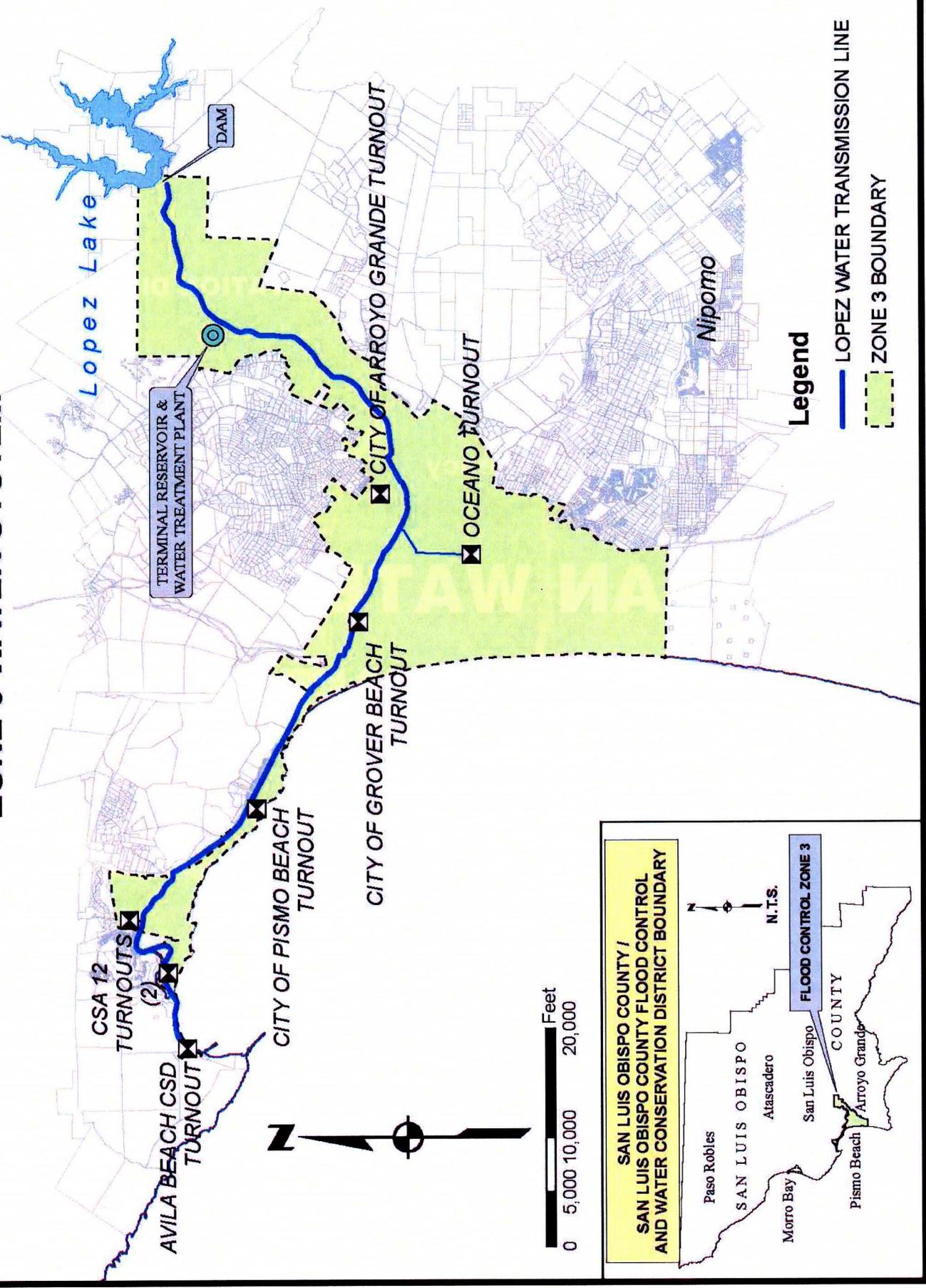
A Wholesale Water Agency

URBAN WATER MANAGEMENT PLAN 2005 UPDATE

Prepared By:

*Lynn Rodriguez, Water Resources Planning Consultant
December 2005*

ZONE 3 WATER SYSTEM



Legend

- LOPEZ WATER TRANSMISSION LINE
- - - ZONE 3 BOUNDARY

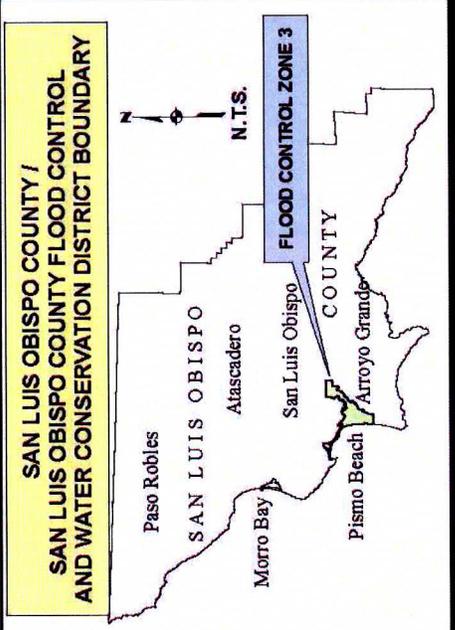


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- Appendix B. Map of Flood Control and Water Conservation District,
Zone 3
- Appendix C. Lopez Water Supply System Drought Contingency Plan

EXHIBIT C

California State Water Resources Control Board
California Department of Water Resources
California Department of Public Health



**CERTIFICATION FOR
COMPLIANCE WITH WATER METERING REQUIREMENTS
FOR FUNDING APPLICATIONS**

Funding Agency name: California Department of Water Resources

Funding Program name: Integrated Regional Water Management Program
San Luis Obispo County Flood Control and Water Conservation

Applicant (Agency name): District

Project Title (as shown on application form): San Luis Obispo County Integrated Proposal
Los Osos Wastewater and Flood Control Zone 1/1A Waterway Management Program Projects

Please check one of the boxes below and sign and date this form.

As the authorized representative for the applicant agency, I certify under penalty of perjury under the laws of the State of California, that the agency is not an urban water supplier, as that term is understood pursuant to the provisions of section 529.5 of the Water Code.

As the authorized representative for the applicant agency, I certify under penalty of perjury under the laws of the State of California, that the applicant agency has fully complied with the provisions of Division 1, Chapter 8, Article 3.5 of the California Water Code (sections 525 through 529.7 inclusive) and that ordinances, rules, or regulations have been duly adopted and are in effect as of this date.

I understand that the Funding Agency will rely on this signed certification in order to approve funding and that false and/or inaccurate representations in this Certification Statement may result in loss of all funds awarded to the applicant for its project. Additionally, for the aforementioned reasons, the Funding Agency may withhold disbursement of project funds, and/or pursue any other applicable legal remedy.

Paavo Ogren
Name of Authorized Representative
(Please print)

Paavo Ogren
Signature

Director of Public Works
Title

12/16/2010
Date

California State Water Resources Control Board
California Department of Water Resources
California Department of Public Health



**CERTIFICATION FOR
COMPLIANCE WITH WATER METERING REQUIREMENTS
FOR FUNDING APPLICATIONS**

In 2004, Assembly Bill 2572 added section 529.5 to the Water Code, providing that, commencing January 1, 2010, urban water suppliers must meet certain volumetric pricing and water metering requirements in order to apply for permits for new or expanded water supply, or state financial assistance for the following types of projects:

1. wastewater treatment projects
2. water use efficiency projects (including water recycling projects)
3. drinking water treatment projects

For the purposes of compliance with Section 529.5, a "water use efficiency project" means an action or series of actions that ensure or enhance the efficient use of water or result in the conservation of water supplies.

Please consult with your legal counsel and review sections 525 through 529.7 of the Water Code before completing this certification.

Applicants Affected

This requirement applies to urban water suppliers.

"Urban water supplier" means a supplier, either publicly or privately owned, providing water for municipal purposes either directly or indirectly to more than 3,000 customers or supplying more than 3,000 acre-feet of water annually. An urban water supplier includes a supplier or contractor for water, regardless of the basis of right, which distributes or sells for ultimate resale to customers.

When Certification is Required

State Water Resources Control Board (SWRCB): The application for financial assistance must include a completed and signed certification form demonstrating compliance with the water metering requirements.

Department of Water Resources (DWR) funding applications: This certification must be completed and submitted with the funding application. Check the specific proposal solicitation package for directions on applicability and submittal instructions.

Department of Public Health (DPH) Safe Drinking Water State Revolving Fund Program: This certification must be completed and submitted with the executed Notice of Acceptance of Application (NOAA).

EXHIBIT D

A large, curling ocean wave with a sandy beach in the background. The wave is the central focus, with its crest curling over. The water is a deep blue, and the sand is a light tan color. The background shows a clear blue sky and a distant shoreline with some buildings.

San Luis Obispo County

*Integrated Regional Water
Management Plan*

San Luis Region Integrated Regional Water Management Plan

A Strategic Plan for Sustainable Water Resources to Meet Human and Environmental Needs in San Luis Obispo County

**Adopted
December 2005**

**Amended
July 2007**

**Regional Agency
San Luis Obispo County
Flood Control and Water Conservation District**





SAN LUIS OBISPO COUNTY DEPARTMENT OF PUBLIC WORKS

County Government Center, Room 207 • San Luis Obispo, CA 93408 • (805)781-5252

July 26, 2007

Members of the San Luis Obispo County Region
Integrated Regional Water Management Planning

Subject: IRWM Plan Update

Dear Members of the San Luis Obispo County Region:

Upon direction of Resolution No. 2005-403 of the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, the governing body of the regional agency authorized to develop, and that has responsibility for implementation of, the Integrated Regional Water Management Plan (Plan) for the San Luis Obispo County Region have implemented the first year tasks identified in the five-year schedule, originally adopted on December 6, 2005.

Plan Year	Fiscal Year	IRWM Plan Update Activities
#1	2006-07	Review the plan's goals, objectives, strategies, and priorities with stakeholders. Amend Plan.
#2	07-08	No later than January 1, 2008, complete the four (4) plan components that are described in the region's Planning Grant proposal.
#3	08-09	Prepare a status report on plan activities and an interim scorecard. Identify alternative strategies that may enhance implementation efforts.
#4	09-10	Evaluate the results of Plan efforts; prepare the scorecard and compare to baseline developed in Plan Year #1.
#5	2010-11	Update the Plan, its goals and objectives, refine integration strategies, rank new priorities, and consider other changes

Proposed amendments to the Plan were presented at a public workshop on May 23, 2007. Comments received were then incorporated as additional amendments. On July 18, 2007, the Water Resources Advisory Committee, which includes 29 members representing elected officials of all seven cities, other local agencies including the region's community services districts, private water purveyors, agriculture and environmental stakeholders, unanimously approved a motion supporting the updated Plan and the projects being considered for the San Luis Obispo County Region Proposition 50 IRWM implementation grant application (See Section F, Page 4).

On behalf of the District, I would also like to recognize the efforts of Courtney Howard P.E., who led our efforts.

Sincerely,


NOEL KING

Director of Public Works

- Meet Drinking Water Standards
- Groundwater Recharge with High Quality Water

Cambria Community Services District Water System Improvements

The Cambria CSD will be modifying their well system to mitigate contamination in their groundwater supply and meet drinking water standards, and upgrading their piping and storage facilities improve the reliability of their water supply to customers. This will allow Cambria CSD to continue delivering water that meets drinking water standards during an emergency. The need for these projects was established in Cambria's Water Master Plan.

In addition to improving water supply reliability, the Cambria CSD Water System Improvements helps meet the following IRWMP objectives:

- Protect and Improve Source Water Quality
- Meet Drinking Water Standards

D1.4 Flood Management

Flood management reduces risks and damages to life and property due to flooding. The San Luis Obispo region is committed to a flood management approach that considers the opportunities for the protection and enhancement of natural resources. The following four programs demonstrate the region's commitment to this approach.

Flood Control Zone 1/1A Waterway Management Program

Flood Control Zone 1/1A is centered on Arroyo Grande Creek and includes communities from Arroyo Grande to Oceano. The Zone 1/1A Waterway Management Program is a comprehensive set of actions designed to increase the capacity of the leveed lower three miles of Arroyo Grande Creek while simultaneously enhancing water quality and sensitive species habitat within the managed channel. Actions include raising the height of the existing levees, managing in-channel vegetation to enhance habitat, reducing sediment deposition within the channel, implementing specific sediment removal projects, and raising the Union Pacific Railroad Bridge to accommodate higher water levels.

The Program was cooperatively developed by the community, the Coastal San Luis Resource Conservation District, and the San Luis Obispo County Flood Control and Water Conservation District and is described in detail in the Arroyo Grande Creek Erosion, Sedimentation and Flooding Alternatives Study completed in January 2006. Initial and on-going funding for the Program is provided by the landowners within Flood Control Districts 1 and 1A through additional property tax assessments approved July 18, 2006.

The County of San Luis Obispo Public Works Department has initiated the environmental review required to obtain the necessary federal and state permits necessary to implement the full Program. This process is anticipated to take approximately three years. However, the high flood risk of the current condition highlights the need to take immediate action on specific elements of the overall Program. The Alternatives Study estimated that the lower three miles of Arroyo Grande Creek would overtop during a 5-year storm, leaving residential neighborhoods to the north and farmlands

to the south with only minimal flood protection. In order to sustain water quality and sensitive species habitat within the managed channel and increase the flood protection to the surrounding neighborhoods while the Program is being permitted, it is necessary to implement several capital improvements. The priority capital improvements are:

- Return north and south levees to design elevation to increase flood protection for residential neighborhoods and farmlands.
- Replace old, in-operable flap gates (check valves), where high flows cause backwater and flooding into the adjacent residential neighborhoods and farmlands.
- Install gates on levee tops to limit access to prevent erosion damage by unauthorized vehicles and reduce illegal dumping of landscaping waste and other debris that can cause flow blockages in the channel which increase the risk of high flows overtopping the levees.
- Conduct bank stabilization at erosion damaged sites identified in the Alternatives Study or during the annual channel inspection.
- Install stream gages at key locations within lower Arroyo Grande Creek to obtain stream data that can be used to update/calibrate the hydrologic model for the watershed that was developed by Swanson Hydrology and Geomorphology Consultants for the Arroyo Grande Creek Erosion, Sedimentation and Flooding Alternatives Study. New steam gages will provide additional stream data to better evaluate flood impacts in lower Arroyo Grande Creek.

The Zone 1/1A Waterway Management Program helps meet numerous IRWMP objectives, as identified below:

- Protect and Improve Source Water Quality
- Development and Implementation of TMDLs
- Implement NPDES Phase 2 Stormwater Programs
- Support NPS Plan and Conditional Ag Waiver
- Protect Ecologically Sensitive Lands
- Implement Fish Friendly Projects
- Manage Public Lands Access to Promote Stewardship
- Reduce Invasive Plants and Promote Native Plants
- Distinguish Root Cause of Flooding
- Integrate Ecosystem, Drainage, Recharge in Dev.
- Minimize Risk of Dam/Levee Failure
- Develop Financial Programs for Flood Projects
- Public Outreach, Education and Advocacy

Flood Control Zone 9 Waterway Management Program

Flood Control Zone 9 centers on the San Luis Creek watershed and includes the communities from San Luis Obispo to Avila Beach. The Waterway Management Program is a comprehensive set of actions designed to provide flood protection while simultaneously enhancing water quality and sensitive species habitat. These actions include:

- Mid-Higuera Bypass Channel and Terrace: Construction of a terrace along the creek located above the flow line, and a bypass channel away from the creek to convey larger storms. The

construction would extend from the Marsh Street Bridge to the Madonna Road Bridge, a distance of approximately 1300 feet. The project also includes a vegetation management program focusing on increasing upper shade canopy to allow reduction of lower canopy that interferes with flood waters. The construction reduces debris resulting from out of channel flow and management will reduce invasives to improve habitat and channel stability.

- Los Osos Valley Road (LOVR) Bypass and Culvert Replacements: Construction of a bypass channel on San Luis Obispo Creek above and below LOVR to increase local capacity and reduce high water and flooding of property and State Highway 101. The bypass would be approximately 1300 feet long. Additionally, construction of two new culverts for Prefumo Creek above the confluence with San Luis Obispo Creek. The project also includes a vegetation management program focusing on increasing upper shade canopy to allow reduction of lower canopy that interferes with flood waters. The construction reduces debris resulting from out of channel flow and management will reduce invasives to improve habitat and channel stability.
- Elks Lane Bypass: Construction of a bypass channel on San Luis Obispo Creek from north of Elks Lane to below Prado Rd to increase flood capacity and reduce high water and flooding of property. The bypass would be approximately 3600 feet long. Additionally, construction of low levees at confluence of the new channel and San Luis Obispo Creek. Cuesta Park Detention Enhancement Elevate the State Highway 101 shoulder approximately 16 feet to increase damming capacity of the highway. The construction would take place on San Luis Obispo Creek north of the City limits and would infrequently inundate the Fox Hollow area.
- Stenner Creek Bridge Replacements: Replacement of two bridges on Stenner Creek to pass design storms and prevent storm water from spilling out into residential and commercial areas, crossing State Highway 1.
- Stormdrain Hydro Cleaner Purchase: Purchase of a stormdrain hydro cleaner to provide regular cleaning of storm drains and inlets to remove silt and garbage from the drainage system prior to it being carried into streams during rainy weather.
- Steelhead Passage Improvements: Development of a plan for upper San Luis Obispo creek and constructing corrective improvements to the channel will allow for fish passage and use of the improvements constructed by the City approximately 5 years ago when an upstream dam was removed and step pools constructed.

The Zone 9 Waterway Management Program helps meet numerous IRWMP objectives, as identified below:

- Protect and Improve Source Water Quality
- Development and Implementation of TMDLs
- Implement NPDES Phase 2 Stormwater Programs
- Support NPS Plan and Conditional Ag Waiver
- Protect Ecologically Sensitive Lands
- Implement Fish Friendly Projects
- Manage Public Lands Access to Promote Stewardship
- Reduce Invasive Plants and Promote Native Plants
- Distinguish Root Cause of Flooding
- Integrate Ecosystem, Drainage, Recharge in Dev.
- Minimize Risk of Dam/Levee Failure

- Develop Financial Programs for Flood Projects
- Public Outreach, Education and Advocacy

Federal Flood Insurance Program Compliance Study

The District will conduct a study to review how the region conforms to the Federal National Flood Insurance Program. The study will determine the root cause of flooding problems, develop requirements for adequate creek setbacks, prohibit development in areas of known slope instability or high landslide risk, and restrict development in flood-prone and poorly drained areas.

The Federal Flood Insurance Program Compliance Study will help meet the following IRWMP objectives:

- Distinguish Root Cause of Flooding
- Develop Financial Programs for Flood Projects
- Minimize Risk of Dam/Levee Failure
- Public Outreach, Education and Advocacy

Flood Management Plan

Flood control issues and concerns vary throughout San Luis Obispo County, though many of the constraints and challenges have common threads. Whether the specific flood control challenge relates to levees, such as they do on a grander scale in other regions of the State, or whether they result from antiquated subdivisions that predate current planning and development standards, the San Luis Obispo County Flood Control and Water Conservation District will be developing a model on how to approach these important water resource issues, including steps on how to integrate solutions for multiple benefits and community acceptance. The primary focus of the Flood Management Plan is to identify several of the most significant constraints and propose methods to address the challenges. The ability to fund flood control projects and maintenance costs significantly declined with the passage of Proposition 218 by State voters. Thus, solicitation of stakeholder involvement in this process (especially benefiting property owners who will be responsible to pay for the improvements) is a key element of the work effort, and it is intended that the primary audience for the Plan will be the stakeholders, rather than technical professionals or government officials.

The Flood Management Plan will help meet the following IRWMP objectives:

- Protect and Improve Source Water Quality
- Development and Implementation of TMDLs
- Implement NPDES Phase 2 Stormwater Programs
- Support NPS Plan and Conditional Ag Waiver
- Implement Fish Friendly Projects
- Reduce Invasive Plants and Promote Native Plants
- Conserve Natural Resources
- Protect Groundwater from Point and Non-Point Pollution
- Groundwater Recharge with High Quality Water
- Distinguish Root Cause of Flooding
- Integrate Ecosystem, Drainage, Recharge into Development

- Develop Financial Programs
- Minimize Risk of Dam/Levee Failure
- Public Outreach, Education and Advocacy

D1.5 Groundwater Management

San Luis Obispo County obtains nearly 80 percent of its water from groundwater supplies and protection of this resource is critical to the sustainability of the region. The following five projects help protect and improve the utilization of this critical resource.

Nipomo Community Services District Salt Management Program

The Nipomo CSD will be identifying strategies for managing water supplies to reduce salt input and identifying sources of salt in their wastewater collection system while implementing a pre-treatment program for non-residential dischargers, a retrofit rebate program to encourage voluntary replacement of residential regenerative water softeners with canister systems, a public education program to encourage voluntary mitigation measures and a program to monitor results. This project is intended to decrease the level of salt discharge from the Nipomo CSD's Southland Wastewater Treatment Facility into Nipomo Groundwater Basin and Nipomo Creek, thereby complying with waste discharge requirements, improving source water quality, supporting the implementation of TMDLs, improving the watershed ecosystem and managing the groundwater basin through monitoring efforts, pollution reduction, public outreach, recharge water quality improvement and conflict resolution efforts. These benefits are consistent with many of the IRWMP objectives, as listed below:

- Comply with new Waste Discharge Requirements
- Protect and Improve Source Water Quality
- Development and Implementation of TMDLs
- Support NPS Plan and Conditional Ag Waiver
- Protect Ecologically Sensitive Lands
- Implement Fish Friendly Projects
- Monitor the Region's Groundwater Basins
- Protect Groundwater from Point and Non-Point Pollution
- Groundwater Public Outreach and Education
- Groundwater Conflict Resolution
- Groundwater Recharge with High Quality Water
- Integrate Ecosystem, Drainage, Recharge into Development

Los Osos CSD Water System Improvements

The Los Osos CSD will be implementing the following water system improvement projects, as identified in their Groundwater Management Plan and Water System Master Plan, to manage their groundwater supply cooperatively with other water purveyors relying on the same groundwater basin, and increase water supply reliability and quality:

- Booster Pump Station Upgrade/South Bay Well Upgrade/ Hydro-Pneumatic Zone Expansion: The project design incorporates three (3) components: Boosted Zone Expansion