

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 9-A

Meeting Date: January 10, 2012

Submitted By: Carl Niizawa

Presented By: Carl Niizawa

Reviewed By: Jim Heitzman

Agenda Title: Receive an Update on the Ord Community Annexation Process and Receive Public Comments on the Proposed Draft Ord Community Sphere of Influence Amendment, Service Area Annexation and Draft Initial Study/Negative Declaration

Detailed Description: The Board will receive an update regarding the Ord Community Annexation process, the comment letters received during the public review period on the Draft Negative Declaration, and (as previously noticed) a public hearing to receive oral comments on the Draft Initial Study/Negative Declaration prepared for the Ord Community Annexation.

MCWD prepared a Draft Initial Study/Negative Declaration, pursuant to the requirements of the California Environmental Quality Act (CEQA) contained in Cal. Pub. Res. Code Section 21000 et seq. for the Ord Community Sphere of Influence Amendment and Service Area Annexation.

Amending the District sphere of influence and jurisdictional boundary is an action under the Local Agency Formation Commission of Monterey County (LAFCO). The CEQA Draft Initial Study (IS) and Negative Declaration (ND) was prepared pursuant to CEQA to accompany the future LAFCO application.

The District currently provides water, wastewater and recycled water service to the former Fort Ord (Ord Community) under the Water/Wastewater Facilities Agreement with the Fort Ord Reuse Authority (FORA), dated March 13, 1998. The term of the agreement is coincident with the legal existence of FORA. FORA is a public corporation of the State of California established by the FORA Act, and will cease to exist in 2014 unless the FORA act is amended by the Legislature. The areas proposed for annexation under this Draft Initial Study/Negative Declaration are consistent with the areas currently served under this agreement and are consistent with LAFCO's recommendations in the most recent Municipal Services Review for the Monterey Peninsula Area.

Environmental Review Compliance: This IS/ND was circulated for public review on October 31, 2011, with an initial deadline for written comments of November 30, 2011. The deadline for receipt of written comments was later extended to December 15, 2011. At this hearing, the Board will also receive public comment on the on the Draft Initial Study/Negative Declaration.

Prior Committee or Board Action: On September 13, 2011, the Board of Directors reviewed the proposed project description for Annexation of the Ord Community and authorized staff to prepare and circulate a CEQA Initial Study.

Board Goals/Objectives: *Strategic Plan, Goal No. 2: To meet 100% of current and future customers' needs and make timely improvements and increase infrastructure and level of services and human resources to meet needs of expanding service areas in an environmentally sensitive way. Goal No. 3: The District shall adopt a governance model in a timely manner that accomplishes the District's mission, provides fair political representation and separate service area cost centers, and appropriately assigns full marginal costs to future customers.*

Financial Impact:      Yes      No

Funding Source/Recap: Funding for this effort will come from the FY 2011/2012 Engineering Department budget for Engineering Consultants, Ord Water and Sewer cost centers.

Material Included for Information/Consideration:

- Figure showing the areas currently receiving water service from MCWD
- The Draft Initial Study / Negative Declaration for the Ord Community Sphere of Influence Amendment and Service Area Annexation as provided for public review on October 31, 2011.
- A list of comment letters received.
- Comment Letters

Staff Recommendation: Receive update and hold a public hearing to receive oral comments from the public on the Draft Initial Study / Negative Declaration for the Ord Community Sphere of Influence Amendment and Service Area Annexation.

Action Required:      Resolution      Motion      Review

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Board Action

Resolution No      Motion By      Seconded By

Ayes      Abstained

Noes      Absent

Reagendized      Date      No Action Taken

**MCWD Ord Community SOI Amendment and  
Service Area Annexation IS/ND Comment Letters Updated (December 19, 2011)**

<b>Commenter</b>	<b>Date Received</b>
A - Monterey Peninsula Water Management District	11/14/2011
B - City of Del Rey Oaks	11/18/2011
C - LandWatch Monterey County	11/21/2011
D - California State Clearinghouse and Planning Unit	11/28/2011
E - Monterey County Planning Department	11/28/2011
F - Monterey Bay Unified Air Pollution Control District	12/01/2011
G - Local Agency Formation Commission Monterey County	12/12/2011
H - City of Marina	12/12/2011
I - Seaside County Sanitation District	12/13/2011
J - City of Monterey	12/14/2011
K - Monterey Peninsula Water Management District	12/15/2011
L - Monterey Regional Water Pollution Control Agency	12/15/2011
M - Law Offices of Michael W. Stamp	12/15/2011