



**COUNTY OF SAN LUIS OBISPO
BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE 11/6/2018	(3) CONTACT/PHONE Mark Hutchinson Deputy Director of Public Works (805) 781- 5458	
(4) SUBJECT Submittal of a resolution establishing a water fill station at the County Operations Center and find that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA). District 2.			
(5) RECOMMENDED ACTION It is recommended that the Board adopt the attached resolution establishing a water fill station at the County Operations Center and find that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA).			
(6) FUNDING SOURCE(S) Fund Center 20102 County Operations Center	(7) CURRENT YEAR FINANCIAL IMPACT N/A	(8) ANNUAL FINANCIAL IMPACT N/A	(9) BUDGETED? N/A
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Board Business (Time Est. _____)			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP Attached	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A Date _____	
(17) ADMINISTRATIVE OFFICE REVIEW Kristin Eriksson			
(18) SUPERVISOR DISTRICT(S) District 2			

Reference: 18.013



COUNTY OF SAN LUIS OBISPO

TO: Board of Supervisors

FROM: Public Works
Mark Hutchinson, Deputy Director of Public Works

VIA: Colt Esenwein, Director of Public Works

DATE: 11/6/2018

SUBJECT: Submittal of a resolution establishing a water fill station at the County Operations Center and find that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA). District 2.

RECOMMENDATION

It is recommended that the Board adopt the attached resolution establishing a water fill station at the County Operations Center and find that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA).

DISCUSSION

The neighborhood around O'Connor Way at Foothill Boulevard (O'Connor Neighborhood), west of the City of San Luis Obispo, is dependent on shallow groundwater pumped from individual private wells. There is no community water system. Groundwater levels in the neighborhood did not recover from the drought conditions present in the 2011-2017 drought, leaving the area chronically short of water supplies.

In response to the 2011-2017 drought, the City of San Luis Obispo established a water fill station at the City's corporation yard on Prado Road to assist area residents. Residents in the O'Connor Neighborhood have continued to rely on the City's Prado Road water fill station despite the end of the drought. However, the City will close the Prado Road water fill station at the end of 2018 to move forward with improvements to public facilities in the area. Consequently, there is a need to provide an alternative to the Prado Road water fill station.

The County has a State Water Contract of 425 acre-feet per year to supply the water needs of the County Operations Center on Kansas Avenue, potable water needs at the Dairy Creek Golf Course, and a sub-contract to supply the County Superintendent of Schools office on Highway 1. The County exchanges 275 acre-feet per year with the California Men's Colony for wastewater service. Water use records show that

these uses average at least 10 acre-feet less than the amount of water available. In addition, State Water contracts provide for the purchase and delivery of unused State Water from other State Water contractors within the County. Water use and availability records show that in every year of the 2011-2017 drought State Water customers had 100% of their contracted amount available to them in every drought year, and in every year the amount of State Water used in the County was less than the available supply. At the same time, the O'Connor Neighborhood used less than 10 acre-feet of water per year from the Prado Road fill station. Consequently, there is a reliable source of water available to support a water fill station at the County Operations Center for use by the O'Connor Neighborhood.

The attached resolution authorizes the Director of Public Works to establish the water fill station subject to the following guidelines:

1. The Director of Public Works shall establish a water fill station at the County Operations Center for the exclusive use of residents of the O'Connor Neighborhood, to be operated if and when additional water supplies are available.
2. The Director shall ensure no more than full cost recovery for the establishment and operation of the water fill station, including but not limited to: State Water costs, costs associated with wheeling water through the California Men's Colony water system; and equipment, supplies, and personnel required to establish and operate the water fill station.
3. The Director shall establish application and operational processes that require applicants to:
 - a. Agree that all water obtained from the water fill station will be used on property(ies) owned or occupied by the permittee within the O'Connor Neighborhood.
 - b. Agree that all water obtained from the water fill station will be used for non-potable domestic purposes such as toilet flushing, laundry, or watering of livestock and therefore will not be used for drinking, cooking, food preparation or any other purpose that would result in human ingestion.
 - c. Agree that water will not be used for production agricultural irrigation, landscaping, and/or construction although incidental landscape application adjacent to structures to ensure fire safety is allowed.
 - d. Agree that all water obtained from the water fill station will not be used to serve any new or expanded uses.
 - e. Agree to defend, indemnify and save harmless the County, the District, the CMC, and their respective officers, agents and employees from any and all claims, demands, costs, expenses, or liability occasioned by the provision, transportation, delivery or use of water made available at the water fill station. Nothing contained in the foregoing indemnity provisions shall be construed to require the permittee to indemnify the County, the District or the CMC against any responsibility or liability in contravention of Section 2782 of the Civil Code.

- f. Agree to other rules and regulations that the Director of Public Works deems necessary for the safe and efficient operation of the water fill station and compliance with the Water Supply Agreement and CMC Agreement.

The resolution limits participation in the program to the O'Connor Neighborhood, based on current needs and water availability. However, once the water fill station is fully operational, opportunities to expand access to the water fill station and/or establish additional fill stations may arise, especially if the current drought conditions affecting approximately 80% of the County (according to the United States Drought Monitor) become more severe. Should these events occur, staff will return to the Board with timely information and proposed actions.

OTHER AGENCY INVOLVEMENT/IMPACT

The City of San Luis Obispo is currently providing access to a water fill station for the O'Connor Neighborhood. Establishment of a water fill station at the County Operations Center would replace that facility. County Counsel has reviewed the resolution as to legal form and affect. The County Environmental Coordinator has reviewed the project and determined that it is exempt from the requirements of the California Environmental Quality Act.

FINANCIAL CONSIDERATIONS

The resolution requires no more than full cost recovery for the establishment and operation of the water fill station, including but not limited to: State Water costs, costs associated with wheeling water through the California Men's Colony water system; and equipment, supplies, and personnel required to establish and operate the water fill station. Although State Water costs tend to fluctuate somewhat, costs are currently estimated at \$5,100 per acre-foot (325,851 gallons), or 1.57 cents per gallon.

RESULTS

Adoption of the proposed resolution will establish a water fill station at the County Operations Center, for the use of the residents of the O'Connor Neighborhood, consistent with the County's goals of a well-governed, safe, and healthy community.

ATTACHMENTS

1. Vicinity Map
2. Drought Monitor Map for California
3. Notice of Exemption
4. Resolution Establishing a Process to make State Water Project water Available to Residents of the O'Connor Way Neighborhood at a Water Fill Station at the County Operations Center

File: CF 980.10.03

Reference: 18.013

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