

RESOLUTION NO. 762 RESOLUTION OF THE THE CITY OF SANTA ROSA 1) DIRECT STAFF TO PREPARE A RESPONSE TO SONOMA COUNTY WATER AGENCY'S (SCWA) LETTER OF AUGUST 11, 2003, PROVIDING TO SCWA THE REQUESTED INFORMATION; AND, 2) RECOMMEND TO THE SCWA BOARD OF DIRECTORS ADOPT A METHODOLOGY FOR IMPLEMENTATION OF THE "SHORTAGE OF WATER APPORTIONMENT PROVISIONS" OF THE ELEVENTH AMENDED AGREEMENT FOR WATER SUPPLY THAT TAKES INTO ACCOUNT WATER CONSERVATION BY USING AN AVERAGE PER CAPITA ALLOTMENT FOR THE FIRST TIER ALLOCATION FOR ALL SCWA WATER CUSTOMERS

WHEREAS, on August 11, 2003, SCWA sent a letter to its water users regarding the status of the Russian River diversions reported under SCWA water rights and limitations on these rights because of a recent court decision; and

WHEREAS, SCWA states that water suppliers relying on SCWA can not count on total deliveries from SCWA in excess of 75,000 acre feet per year, the current volume of water SCWA can divert from the Russian River; and

WHEREAS, in 2002, SCWA reported 63,841 acre feet under their water rights permits, resulting in approximately 11,000 acre feet per year available under these rights; and

WHEREAS, SCWA is asking all water customers to evaluate the expected water demands for existing and approved development projects and to provide this information to SCWA; and

WHEREAS, the SCWA's letter also indicates there may be a need to apportion available water among current customers at some time in the future; and

WHEREAS, section 3.5 of the Eleventh Amended Agreement for Water Supply, to which Santa Rosa is a party, outlines a method of apportioning water in the case of a supply or transmission system constraint which would first provide water to all communities for "human consumption, sanitation and fire protection;" and

WHEREAS, there is no current methodology in place to apportion this first tier of water; and

WHEREAS, due to extensive water conservation efforts, Santa Rosa has one of the lowest per capita water use factors of all the users reporting under SCWA water rights; and

WHEREAS, a per capita methodology is recognized in the water industry as an equitable way to determine water allocation in a shortage condition because it recognizes past conservation efforts and does not penalize communities that have eliminated waste and inefficiency.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities recommends that the Council of the City of Santa Rosa direct staff to prepare a response to Sonoma County Water Agency's letter of August 11, 2003, providing to SCWA with the requested information; and

BE IT FURTHER RESOLVED that the Board of Public Utilities recommends that the Council of the City of Santa Rosa recommend to the SCWA Board of Directors adopt a methodology for implementation of the "Shortage of Water Apportionment Provisions" of the Eleventh Amended Agreement for Water Supply that takes into account water conservation by using an average per capita

allotment for the first tier allocation for all SCWA water customers.

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 4th day of September, 2003.