

**Agenda**  
**Rio Linda / Elverta Community Water District**  
**Executive Committee**

April 4, 2022 @ 6:00 P.M.

Visitor's / Depot Center  
6730 Front Street  
Rio Linda, CA 95673

THIS MEETING WILL BE PHYSICALLY OPEN TO THE PUBLIC WITH SOME REASONABLE LIMITATIONS PURSUANT TO CURRENT STATE AND COUNTY GUIDELINES. ALL ATTENDEES WHO ARE NOT FULLY VACCINATED FOR COVID-19 ARE REQUIRED TO WEAR MASKS PURSUANT TO THE CURRENT PUBLIC HEALTH ORDERS.

Public documents relating to any open session items listed on this agenda that are distributed to the Committee members less than 72 hours before the meeting are available for public inspection on the counter of the District Office at the address listed above.

The public may address the Committee concerning any item of interest. Persons who wish to comment on either agenda or non-agenda items should address the Executive Committee Chair. The Committee Chair will call for comments at the appropriate time. Comments will be subject to reasonable time limits (3 minutes).

In compliance with the Americans with Disabilities Act, if you have a disability, and you need a disability related modification or accommodation to participate in this meeting, then please contact the District office at (916) 991-1000. Requests must be made as early as possible and at least one full business day before the start of the meeting.

**Call to Order**

**Public Comment**

This is an opportunity for the public to comment on non-agenda items within the subject matter jurisdiction of the Committee. Comments are limited to 3 minutes.

**Items for Discussion:**

1. Discuss 2020 Urban Water Management Plan Preparation in Progress.
2. Update from Contract District Engineer.
3. Discuss the Sacramento County Elections Office Requirements for Adopting a Resolution Declaring an Election.
4. Discuss the Draft Revisions to District Policy 4.31.217.
5. Discuss Governor Newsom's Executive Order N-7-22, Declaring Stage 2 Water Shortfall.
6. Discuss the Process Initiated by the State Water Resource Control Board to Readopt a Hexavalent Chromium Maximum Contaminant Level .
7. Discuss Expenditures for February 2022.
8. Discuss Financial Reports for February 2022.

**Directors' and General Manager Comments:**

**Items Requested for Next Month's Committee Agenda**

**Adjournment**

Next Executive Committee meeting: Monday, May 2 , 2022 at Visitors / Depot Center 6730 Front St. Rio Linda

**ADA COMPLIANCE STATEMENT**

*In compliance with the Americans with Disabilities Act, if you need special assistance or materials to participate in this meeting, please contact the District Office at 916-991-1000. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting and agenda materials.*



## **Executive Committee Agenda Item: 1**

**Date:** April 4, 2022

**Subject:** 2020 Urban Water Management Plan Status Update

**Contact:** Mike Vasquez, PE, PLS, Contract District Engineer

### **Recommended Committee Action:**

Receive a report from EKI Environment & Water, Inc's (EKI) water resources team on the status of the 2020 Urban Water Management Plan (UWMP) and discuss system water demands, baseline water use, and water conservation targets.

### **Current Background and Justification:**

EKI's water resources team conducted a workshop with the General Manager and District Engineer on 3/29/22 where system water demands, baseline water use, and water conservation targets were discussed. The Executive Committee will have the opportunity to provide feedback on the items presented and discussed.

### **Conclusion:**

I recommend the Executive Committee receive the status report from EKI. Then, if necessary and appropriate, forward an item(s) onto the April 18, 2022 Board of Directors Meeting agenda with recommendations as necessary.



## **Executive Committee Agenda Item: 2**

**Date:** April 4, 2022

**Subject:** General Status Update from the District Engineer

**Contact:** Mike Vasquez, PE, PLS, Contract District Engineer

### **Recommended Committee Action:**

Receive a status report on specific focus items currently being addressed by the District Engineer.

### **Current Background and Justification:**

Subjects anticipated for discussion include:

1. Annual Pipe Replacement Project – Dry Creek Road
2. Well 16 Pump Station
3. Active Developments
  - a. Fox Hollow Residential Development (28 lots, 6th Street between Q Street and S Street)
  - b. 6221 16<sup>th</sup> Street Phase 2 Worship Development (Northwest corner G Street and 16<sup>th</sup> Street)

### **Conclusion:**

I recommend the Executive Committee receive the status report from the District Engineer. Then, if necessary and appropriate, forward an item(s) onto the April 18, 2022 Board of Directors Meeting agenda with recommendations as necessary.



## **Executive Committee**

### **Agenda Item: 3**

**Date:** April 4, 2022

**Subject:** Sacramento County Requirements for Elections Resolution

**Staff Contact:** Timothy R. Shaw, General Manager

#### **Recommended Committee Action:**

The Executive committee should engage staff in discussion of the logistics and details for the requirement prescribed by Sacramento County Elections Office for District participation in the November 2022 Elections. Then, forward an item onto the April 18<sup>th</sup> Board agenda with the Committee's recommendation for approval.

#### **Current Background and Justification:**

As detailed in the packet received from the Sacramento County Elections Office, the District is required to adopt a Resolution. Among other things, the required Resolution obligates the District to pay the County for the costs associated with the election for RLECWD Board Members.

#### **Conclusion:**

I recommend the Executive Committee forward an item onto the April 18<sup>th</sup> Board agenda with the Committee's recommendation for Board approval.

## RESOLUTION 2022-03

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE RIO LINDA/ELVERTA COMMUNITY WATER DISTRICT CALLING THE 2022 GENERAL DISTRICT ELECTION

**WHEREAS**, an election will be held within the Rio Linda / Elverta Community Water District on November 8, 2022, for the purpose of electing two (2) directors, each for four (4) year terms; and

**WHEREAS**, a statewide general election will be held within the County of Sacramento on the same day; and

**WHEREAS**, Election Code § 10403 requires each jurisdiction to file with the Board of Supervisors of the county, and a copy with the Registrar of Voters, a resolution requesting consolidation with a statewide election.

**NOW THEREFORE, BE IT RESOLVED** by the Board of Directors of Rio Linda / Elverta Community Water District as follows:

1. District requests the Board of Supervisors of Sacramento County to consolidate the regularly scheduled General District Election with the statewide election to be held on November 8, 2022.
2. The Election notice shall be combined with all other Special Districts for publication purposes and the consolidated election will be held and conducted in the manner prescribed in the Election code section 10418.
3. In the event of a tie between two or more candidate seeking the same seat on the Board of Directors (ref. California Elections Code 10551(b), the Board Members not involved in the tie shall, based solely on the merits of each candidate, select which of the candidates involved in the tie will serve as the elected Board Member.
4. The candidates for Director at said election are to paid at the Voter Registrar & Elections Office for the publication of the candidate's statement, pursuant to Election Code §13307.
5. The limitation on the number of words that a candidate may be used in his or her candidate's statement shall be 200 words.
6. The District hereby agrees to reimburse the Registrar of Voters for actual costs accrued, such costs to be calculated by the method set forth in the County's current Election Cost Allocation Procedures.

**APPROVED AND ADOPTED** by the Board of Directors of the Rio Linda / Elverta Community Water District on this 18th day of April 2022. By the following vote:

AYES  
NAYS  
ABSENT  
ABSTAIN

ATTEST

---

Timothy R. Shaw  
Secretary of the Board of Directors

Robert Reisig  
President, Board of Directors

**Ann Edwards**  
County Executive



**County of Sacramento**

**David Villanueva**  
Deputy County Executive  
Administrative Services

**Courtney Bailey-Kanelos**  
Registrar of Voters  
Voter Registration & Elections

February 18, 2022

Timothy R. Shaw, General Manager  
Rio Linda/Elverta Community Water District  
730 L Street  
Rio Linda, CA 95673

Dear Timothy R. Shaw:

Preparations are currently in progress for the November 8, 2022 General Election. Several items will need to be acted upon by your district board in conjunction with the required "election resolution". Please provide in writing the information outlined below.

1. **RESOLUTION CALLING THE ELECTION**

The district election will be held on the same date as the November 8, 2022 General Election. Pursuant to Elections Code §10403, you are required to file a resolution requesting consolidation and setting forth the exact form of any question(s) or office(s) to be voted upon at such election. The resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election. *Please include in the resolution, in case of a tie vote, the method for determining the winner, and who is responsible for determining winner.*

A. **Elective offices**

Date and purpose of the election.

*If a vacancy occurs between the date of your resolution and the beginning of the nomination period, please notify our office immediately.*

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*We proudly conduct elections with accuracy, integrity and dignity*

7000 65<sup>th</sup> Street, Suite A • Sacramento, California 95823-2315  
(916) 875-6451 • TTY: 711 • fax (916) 875-5130 • toll-free (800) 762-8019  
[www.elections.saccounty.gov](http://www.elections.saccounty.gov)

B. **Candidate's Statement – number of words** The district board must determine whether to limit candidate statements of qualifications to 200 words or authorize an extension to 400 words (We recommend 200 words). (Reference: Elections Code §13307(a))

C. **Candidate's Statement costs**

The district board must determine whether the individual candidate(s) or the district will pay for the publication of the voluntary candidates' statements included in the County Voter Information Guide. Whether the Candidate or the district pays the cost of the candidate's statement, the candidate statement payment is required at the Voter Registration and Elections office at the time the candidate(s) files their nomination documents, and a statement to this effect must be included in the resolution.

2. **NOTICE OF DISTRICT ELECTION AND PUBLICATION OF ELECTION NOTICE**

Elections Code §12112 requires that we publish a notice of election that contains the date of the election, the offices for which candidates may file, qualifications required by your principal act, and other information. In an effort to reduce costs to the district(s) while still meeting requirements of code, we will publish one election notice, combining information on all districts scheduled for election on November 8, 2022.

3. **REIMBURSEMENT OF COSTS**

The Board of Supervisors has adopted an ordinance establishing a schedule of fees and charges for the administration of elections by Sacramento County Voter Registration and Elections. **Please refer to the current fee schedule to calculate your cost.**

**A bill will be submitted to your district after the November 8, 2022 Election certification.**

4. **CERTIFICATION OF MAPS AND BOUNDARIES**

If the map and boundary description on file with our office is current, you must provide a letter verifying that there are no changes.

If there are changes to the map and boundary, please provide a current map and boundary description to the Registrar of Voters. **Our recommended deadline is June 8, 2022** for the November 8, 2022 Election.

Any pending annexation will need to be completed prior to this date and be reflected on the map you provide or certify. This certification may be done by letter or by completion of a certification form in this office. Please contact our mapping department at (916) 875-6248 if you have any questions in this regard.

5. **OTHER**

If your district is contemplating placing a measure on the November 8, 2022 General Election ballot, please coordinate this with our office at the earliest date possible. The recommended deadline for a district measure to be consolidated with the November election is August 1, 2022. If this deadline cannot be met,

contact this office immediately. It is important for your district and our office to coordinate the details of what and how items need to be submitted to us.

If any resolutions necessitate special requirements that the Elections Office needs to fulfill, such requirements need to be listed in the resolution.

6. **RETURN TO VOTER REGISTRATION AND ELECTIONS**


- ▶ Your Resolution    ▶ Publication of Notice of Election Form
- ▶ Notice of Election    ▶ Certification of maps and boundaries

Enclosed is a sample resolution which may be of assistance to you in providing the required information. The deadline for submission of the resolution requesting consolidation with the November 8, 2022 General Election is July 6, 2022.

The nomination period for the November 8, 2022 Election is July 18, 2022 through August 12, 2022. A Candidate's Guide for the election is being prepared and will be made available all candidates at the time they obtain their nomination papers.

If you have any questions regarding the election, or require additional information or clarification of the above, please call my staff at (916) 875-6276.

Very truly yours,



Karen Startup  
Campaign Services Manager  
Enclosures



**Resolution Calling General Election**

**RESOLUTION NO.** \_\_\_\_\_

\_\_\_\_\_ **DISTRICT**

**WHEREAS**, an election will be held within the \_\_\_\_\_  
\_\_\_\_\_ District that will affect the following county or counties  
\_\_\_\_\_ on  
November 8, 2022, for the purpose of electing \_\_\_\_\_;  
and

**WHEREAS**, a General Election will be held within the County of Sacramento on the same  
day;

**WHEREAS**, Election Code §10403 requires jurisdictions to file with the Board of  
Supervisors, and a copy with the Registrar of Voters, a resolution requesting consolidation with a  
statewide election.

**THEREFORE, BE IT RESOLVED**, that the \_\_\_\_\_  
\_\_\_\_\_ District requests the Board of  
Supervisors of Sacramento County to consolidate the regularly scheduled General Election with the  
statewide election to be held on November 8, 2022; and

**BE IT FURTHER RESOLVED**, that the **(check one)**

- Candidate pays at the Voter Registration and Elections office
- Candidate will be billed by the district
- District pays for the candidate statement

for the publication of the candidate's statement, pursuant to Elections Code §13307. The limitation  
on the number of words that a candidate may use in his or her candidate's statement is (200 or 400)  
\_\_\_\_\_ words; and

**BE IT FURTHER RESOLVED** that the District agrees to reimburse the Registrar of Voters  
for actual costs accrued, such costs to be calculated by the method set forth in the County's current  
Election Cost Allocation Procedures.

**PASSED AND ADOPTED** by the following vote on \_\_\_\_\_, 202\_\_.

<b>YES Votes</b>	<b>NO Votes</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
_____ (Number)	_____ (Number)	_____ (Number)	_____ (Number)

**ATTEST:**

\_\_\_\_\_  
**General Manager**

\_\_\_\_\_  
**Board Secretary**

**NOTICE OF DISTRICT ELECTION**

\_\_\_\_\_DISTRICT

Notice is hereby given that a General Election will be held November 8, 2022 in this district. The offices for which candidates may declare their candidacy are (list title of office and number of positions):

Qualifications: Each candidate must meet the following qualifications for office as specified in the principal act or code under which this district is organized:

Code Reference:

Official declarations of candidacy for eligible candidates desiring to file for any of the elective offices may be obtained from the office of the Registrar of Voters at 7000 65<sup>th</sup> Street, Suite A, Sacramento, CA 95823-2315, on and after July 18, 2022, and must be filed not later than 5:00 p.m. on August 12, 2022. However, if a declaration of candidacy for an incumbent is not filed by August 12, 2022, any person other than the incumbent shall have until 5:00 p.m. on August 17, 2022, to file a declaration of candidacy for such office.

Appointment to each elective office will be made by the supervising authority as prescribed by Elections Code §10515 in the event there are no candidates or an insufficient number of candidates for such office and a petition for an election is not filed within the time prescribed by Elections Code §10515; that is, by 5:00 p.m. on August 17, 2022.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 202\_\_.

(District Seal)

District Secretary

**PUBLICATION OF NOTICE OF ELECTION**

Elections Code §12112 requires the publication of a "Notice of Election." The notice shall contain the date of the General Election, name the offices for which candidates may file, and state the qualifications required by the principal act for each office, as well as other pertinent information.

\_\_\_\_\_ (Name of District)

The Registrar of Voters will publish a combined election notice for all districts scheduled for election on November 8, 2022.

Dated:

District Secretary



## **Executive Committee Agenda Item: 4**

**Date:** April 4, 2022  
**Subject:** Revisions to District Policy 4.31.217  
**Staff Contact:** Timothy R. Shaw, General Manager

### **Recommended Committee Action:**

The Executive Committee should engage staff in discussion regarding the content of format of revisions to District policy 4.31.217, then forward an item onto the April 18<sup>th</sup> Board agenda with the Committee's recommendation for Board approval.

### **Current Background and Justification:**

At the March 21<sup>st</sup> Board meeting, the Board provided direction to staff for bringing a draft version of the revised policy 4.31.217 to the April 18<sup>th</sup> Board meeting for Board consideration. Common practice is to precede Board consideration with discussion at Committee with Committee recommendations when appropriate.

### **Conclusion:**

I recommend the Executive Committee engage the revisions to District policy 4.31.217, provide any needed corrections to staff, then forward the proposed revisions onto the April 18<sup>th</sup> Board agenda with the Committee's recommendation for Board approval.

**4.31.217 Reduction Due to Accidental Loss.** Notwithstanding any other provision herein, the General Manager may reduce the use charges on a water bill by fifty percent (50%) when the following circumstances exist: (A) the consumer's usage exceeds any other previous usage by a factor of two (2); (B) evidence of the accidental nature of the usage is presented (i.e. a leak, a fire, etc.); (C) evidence that the cause of the excessive usage has been corrected. No reduction may be granted by the General Manager when a consumer has received a previous reduction within a five (5) year period.

**4.31.217 ~~Reduction Due to Accidental Loss~~ Incentives for Prompt Repair of Leaks.** Notwithstanding any other provision herein, the General Manager may ~~reduce the use charges on a water bill by fifty percent (50%) when the following circumstances exist;~~ authorize the following inducements to encourage water customers to promptly repair leaks:

- ~~A. (A) the consumer's usage exceeds any other previous usage by a factor of two (2); (B) evidence of the accidental nature of the usage is presented (i.e. a leak, a fire, etc.); (C) evidence that the cause of the excessive usage has been corrected. No reduction may be granted by the General Manager when a consumer has received a previous reduction within a five (5) year period.~~
- A. If the water customer provides sufficient evidence to show the leak was promptly repaired, the General Manager may authorize an extended payment plan to enable the customer to pay down the charges resulting from the excessive water consumption. However, the Board of Directors must approve a payment plan in excess of 6-months in duration.
- B. The General Manager may direct staff to engage the affected customer in outreach to provide information and instruction on participating in the District's consumption data device installation and benefits, which would have enabled a more prompt response to the leak and avoided water wasting.
- B.C. The General Manager may direct the Conservation Coordinator to offer a water audit intended to help the customer to use water more efficiently, thereby reducing the customers water bill moving forward.



## **Executive Committee Agenda Item: 5**

**Date:** April 4, 2022

**Subject:** Governor Newsom's Executive Order N-7-22, Declaring Stage 2 Water Shortfall

**Staff Contact:** Timothy R. Shaw, General Manager

### **Recommended Committee Action:**

The Executive Committee should discuss Executive Order N-7-22 and either forward this item onto the April 18<sup>th</sup> or May 16<sup>th</sup> Board agenda.

### **Current Background and Justification:**

Executive Order N-7-22 was proclaimed by Governor Newsom on March 28<sup>th</sup>. The requirements of this Executive Order include the mandate that water agencies declare their Water Shortfall, stage 2 requirements. Water Shortfall Contingency requirements include stipulated watering day restrictions and increases in the volumetric portions of the rates. The objective of implementing these mandated requirements is to evoke at least 20% conservation.

The rate structure adopted by the Board at the August 16, 2021 meeting include Water Shortfall Contingency volumetric rate increases. It is my understanding that the Board may increase the volumetric component by up to the amount shown in Resolution 2021-03 (excerpt included as a document associated with this item).

### **Conclusion:**

I recommend the Executive engage staff in discussion regarding Executive Order N-7-22, then forward an item onto either the April 18<sup>th</sup> or May 16<sup>th</sup> Board agenda.

EXECUTIVE DEPARTMENT  
STATE OF CALIFORNIA

EXECUTIVE ORDER N-7-22

**WHEREAS** on April 12, 2021, May 10, 2021, July 8, 2021, and October 19, 2021, I proclaimed states of emergency that continue today and exist across all the counties of California, due to extreme and expanding drought conditions; and

**WHEREAS** climate change continues to intensify the impacts of droughts on our communities, environment, and economy, and California is in a third consecutive year of dry conditions, resulting in continuing drought in all parts of the State; and

**WHEREAS** the 21st century to date has been characterized by record warmth and predominantly dry conditions, and the 2021 meteorological summer in California and the rest of the western United States was the hottest on record; and

**WHEREAS** since my October 19, 2021 Proclamation, early rains in October and December 2021 gave way to the driest January and February in recorded history for the watersheds that provide much of California's water supply; and

**WHEREAS** the ongoing drought will have significant, immediate impacts on communities with vulnerable water supplies, farms that rely on irrigation to grow food and fiber, and fish and wildlife that rely on stream flows and cool water; and

**WHEREAS** the two largest reservoirs of the Central Valley Project, which supplies water to farms and communities in the Central Valley and the Santa Clara Valley and provides critical cold-water habitat for salmon and other anadromous fish, have water storage levels that are approximately 1.1 million acre-feet below last year's low levels on this date; and

**WHEREAS** the record-breaking dry period in January and February and the absence of significant rains in March have required the Department of Water Resources to reduce anticipated deliveries from the State Water Project to 5 percent of requested supplies; and

**WHEREAS** delivery of water by bottle or truck is necessary to protect human safety and public health in those places where water supplies are disrupted; and

**WHEREAS** groundwater use accounts for 41 percent of the State's total water supply on an average annual basis but as much as 58 percent in a critically dry year, and approximately 85 percent of public water systems rely on groundwater as their primary supply; and

**WHEREAS** coordination between local entities that approve permits for new groundwater wells and local groundwater sustainability agencies is important to achieving sustainable levels of groundwater in critically overdrafted basins; and

**WHEREAS** the duration of the drought, especially following a multiyear drought that abated only five years ago, underscores the need for California to redouble near-, medium-, and long-term efforts to adapt its water management and delivery systems to a changing climate, shifting precipitation patterns, and water scarcity; and

**WHEREAS** the most consequential, immediate action Californians can take to extend available supplies is to voluntarily reduce their water use by 15 percent from their 2020 levels by implementing the commonsense measures identified in operative paragraph 1 of Executive Order N-10-21 (July 8, 2021); and

**WHEREAS** to protect public health and safety, it is critical the State take certain immediate actions without undue delay to prepare for and mitigate the effects of the drought conditions, and under Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Proclamation would prevent, hinder, or delay the mitigation of the effects of the drought conditions.

**NOW, THEREFORE, I, GAVIN NEWSOM**, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately:

**IT IS HEREBY ORDERED THAT:**

1. The orders and provisions contained in my April 21, 2021, May 10, 2021, July 8, 2021, and October 19, 2021 Proclamations remain in full force and effect, except as modified by those Proclamations and herein. State agencies shall continue to implement all directions from those Proclamations and accelerate implementation where feasible.
2. To help the State achieve its conservation goals and ensure sufficient water for essential indoor and outdoor use, I call on all Californians to strive to limit summertime water use and to use water more efficiently indoors and out. The statewide Save Our Water conservation campaign at [SaveOurWater.com](http://SaveOurWater.com) provides simple ways for Californians to reduce water use in their everyday lives. Furthermore, I encourage Californians to understand and track the amount of water they use and measure their progress toward their conservation goals.
3. By May 25, 2022, the State Water Resources Control Board (Water Board) shall consider adopting emergency regulations that include all of the following:
  - a. A requirement that each urban water supplier, as defined in section 10617 of the Water Code, shall submit to the Department of Water Resources a preliminary annual water supply and demand assessment consistent with section 10632.1 of the Water Code no later than June 1, 2022, and submit a final annual water



supply and demand assessment to the Department of Water Resources no later than the deadline set by section 10632.1 of the Water Code;

- b. A requirement that each urban water supplier that has submitted a water shortage contingency plan to the Department of Water Resources implement, at a minimum, the shortage response actions adopted under section 10632 of the Water Code for a shortage level of up to twenty percent (Level 2), by a date to be set by the Water Board; and
- c. A requirement that each urban water supplier that has not submitted a water shortage contingency plan to the Department of Water Resources implement, at a minimum, shortage response actions established by the Water Board, which shall take into consideration model actions that the Department of Water Resources shall develop for urban water supplier water shortage contingency planning for Level 2, by a date to be set by the Water Board.

To further conserve water and improve drought resiliency if the drought lasts beyond this year, I encourage urban water suppliers to conserve more than required by the emergency regulations described in this paragraph and to voluntarily activate more stringent local requirements based on a shortage level of up to thirty percent (Level 3).

- 4. To promote water conservation, the Department of Water Resources shall consult with leaders in the commercial, industrial, and institutional sectors to develop strategies for improving water conservation, including direct technical assistance, financial assistance, and other approaches. By May 25, 2022, the Water Board shall consider adopting emergency regulations defining "non-functional turf" (that is, a definition of turf that is ornamental and not otherwise used for human recreation purposes such as school fields, sports fields, and parks) and banning irrigation of non-functional turf in the commercial, industrial, and institutional sectors except as it may be required to ensure the health of trees and other perennial non-turf plantings.
- 5. In order to maximize the efficient use of water and to preserve water supplies critical to human health and safety and the environment, Public Resources Code, Division 13 (commencing with section 21000) and regulations adopted pursuant to that Division are hereby suspended, with respect to the directives in paragraphs 3 and 4 of this Order and any other projects and activities for the purpose of water conservation to the extent necessary to address the impacts of the drought, and any permits necessary to carry out such projects or activities. Entities that desire to conduct activities under this suspension, other than the directives in paragraphs 3 and 4 of this Order, shall first request that the Secretary of the Natural Resources Agency make a determination that the proposed activities are eligible to be conducted under this suspension. The Secretary shall use sound discretion in applying this Executive Order to ensure that the suspension serves the purpose of accelerating conservation projects that are necessary to address impacts of the drought, while at the same time

protecting public health and the environment. The entities implementing these directives or conducting activities under this suspension shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.

6. To support voluntary approaches to improve fish habitat that would require change petitions under Water Code section 1707 and either Water Code sections 1425 through 1432 or Water Code sections 1725 through 1732, and where the primary purpose is to improve conditions for fish, the Water Board shall expeditiously consider petitions that add a fish and wildlife beneficial use or point of diversion and place of storage to improve conditions for anadromous fish. California Code of Regulations, title 23, section 1064, subdivisions (a)(1)(A)(i)-(ii) are suspended with respect to any petition that is subject to this paragraph.
7. To facilitate the hauling of water for domestic use by local communities and domestic water users threatened with the loss of water supply or degraded water quality resulting from drought, any ordinance, regulation, prohibition, policy, or requirement of any kind adopted by a public agency that prohibits the hauling of water out of the water's basin of origin or a public agency's jurisdiction is hereby suspended. The suspension authorized pursuant to this paragraph shall be limited to the hauling of water by truck or bottle to be used for human consumption, cooking, or sanitation in communities or residences threatened with the loss of affordable safe drinking water. Nothing in this paragraph limits any public health or safety requirement to ensure the safety of hauled water.
8. The Water Board shall expand inspections to determine whether illegal diversions or wasteful or unreasonable use of water are occurring and bring enforcement actions against illegal diverters and those engaging in the wasteful and unreasonable use of water. When access is not granted by a property owner, the Water Board may obtain an inspection warrant pursuant to the procedures set forth in Title 13 (commencing with section 1822.50) of Part 3 of the Code of Civil Procedure for the purposes of conducting an inspection pursuant to this directive.
9. To protect health, safety, and the environment during this drought emergency, a county, city, or other public agency shall not:
  - a. Approve a permit for a new groundwater well or for alteration of an existing well in a basin subject to the Sustainable Groundwater Management Act and classified as medium- or high-priority without first obtaining written verification from a Groundwater Sustainability Agency managing the basin or area of the basin where the well is proposed to be located that groundwater extraction by the proposed well would not be inconsistent with any sustainable groundwater management program established in any applicable Groundwater Sustainability Plan adopted by that Groundwater Sustainability

Agency and would not decrease the likelihood of achieving a sustainability goal for the basin covered by such a plan; or

- b. Issue a permit for a new groundwater well or for alteration of an existing well without first determining that extraction of groundwater from the proposed well is (1) not likely to interfere with the production and functioning of existing nearby wells, and (2) not likely to cause subsidence that would adversely impact or damage nearby infrastructure.

This paragraph shall not apply to permits for wells that will provide less than two acre-feet per year of groundwater for individual domestic users, or that will exclusively provide groundwater to public water supply systems as defined in section 116275 of the Health and Safety Code.

10. To address household or small community drinking water shortages dependent upon groundwater wells that have failed due to drought conditions, the Department of Water Resources shall work with other state agencies to investigate expedited regulatory pathways to modify, repair, or reconstruct failed household or small community or public supply wells, while recognizing the need to ensure the sustainability of such wells as provided for in paragraph 9.
11. State agencies shall collaborate with tribes and federal, regional, and local agencies on actions related to promoting groundwater recharge and increasing storage.
12. To help advance groundwater recharge projects, and to demonstrate the feasibility of projects that can use available high water flows to recharge local groundwater while minimizing flood risks, the Water Board and Regional Water Quality Control Boards shall prioritize water right permits, water quality certifications, waste discharge requirements, and conditional waivers of waste discharge requirements to accelerate approvals for projects that enhance the ability of a local or state agency to capture high precipitation events for local storage or recharge, consistent with water right priorities and protections for fish and wildlife. For the purposes of carrying out this paragraph, Division 13 (commencing with section 21000) of the Public Resources Code and regulations adopted pursuant to that Division, and Chapter 3 (commencing with section 85225) of Part 3 of Division 35 of the Water Code and regulations adopted pursuant thereto are hereby suspended to the extent necessary to address the impacts of the drought. This suspension applies to (a) any actions taken by state agencies, (b) any actions taken by local agencies where the state agency with primary responsibility for the implementation of the directives concurs that local action is required, and (c) permits necessary to carry out actions under (a) or (b). The entities implementing these directives shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.
13. With respect to recharge projects under either Flood-Managed Aquifer Recharge or the Department of Water Resources Sustainable

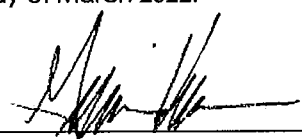
Groundwater Management Grant Program occurring on open and working lands to replenish and store water in groundwater basins that will help mitigate groundwater conditions impacted by drought, for any (a) actions taken by state agencies, (b) actions taken by a local agency where the Department of Water Resources concurs that local action is required, and (c) permits necessary to carry out actions under (a) or (b), Public Resources Code, Division 13 (commencing with section 21000) and regulations adopted pursuant to that Division are hereby suspended to the extent necessary to address the impacts of the drought. The entities implementing these directives shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.

14. To increase resilience of state water supplies during prolonged drought conditions, the Department of Water Resources shall prepare for the potential creation and implementation of a multi-year transfer program pilot project for the purpose of acquiring water from willing partners and storing and conveying water to areas of need.
15. By April 15, 2022, state agencies shall submit to the Department of Finance for my consideration proposals to mitigate the worsening effects of severe drought, including emergency assistance to communities and households and others facing water shortages as a result of the drought, facilitation of groundwater recharge and wastewater recycling, improvements in water use efficiency, protection of fish and wildlife, mitigation of drought-related economic or water-supply disruption, and other potential investments to support short- and long-term drought response.

**IT IS FURTHER ORDERED** that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

**IN WITNESS WHEREOF** I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 28th day of March 2022.

  
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GAVIN NEWSOM  
Governor of California

**ATTEST:**

\_\_\_\_\_  
SHIRLEY N. WEBER, PH.D.  
Secretary of State

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## **ORDINANCE NO. 2015-01**

### **AN ORDINANCE OF THE RIO LINDA/ELVERTA COMMUNITY WATER DISTRICT PRESCRIBING RULES AND REGULATIONS GOVERNING WATER CONSERVATION AND WATER SHORTAGES**

**WHEREAS**, California Constitution article X, section 2 provides that because of conditions prevailing in the state of California (the "State"), the water resources of the State shall be put to beneficial use to the fullest extent of which they are capable, the waste or unreasonable use of water shall be prevented, and the conservation of such waters is to be exercised with a view to the reasonable and beneficial use thereof in the interest of the people and the public welfare; and

**WHEREAS**, pursuant to California Water Code section 106, it is the declared policy of the State that the use of water for domestic use is the highest use of water and that the next highest use is for irrigation; and

**WHEREAS**, pursuant to California Water Code sections 350 and 31020, and Section 4.14.010 of Chapter 4.14 of the Rio Linda/Elverta Community Water District Policy Manual, the Board of Directors (the "Board") of the Rio Linda/Elverta Community Water District (the "District") is authorized to declare (i) a water shortage when it determines that it will or may not be able to meet all of the water demands of its customers; and (ii) a water shortage emergency when it determines that the District will not be able to or cannot meet the ordinary demands and requirements of water consumers without depleting the water supply of the District to the extent that there would be insufficient water for human consumption, sanitation, and fire protection, and as more fully set forth in this Ordinance (a "Water Shortage"); and

**WHEREAS**, It is necessary for the District to adopt and implement drought response measures and a water conservation and regulatory program to regulate the water consumption activities within the District and ensure that the water delivered in the District is put to beneficial use for the greatest public benefit, with particular regard to domestic use, including human consumption, sanitation, and fire protection, and that the waste or unreasonable use of water is prevented; and

**WHEREAS**, pursuant to California Water Code sections 375, 31020, 31026-31028, the District is authorized to prescribe and define by ordinance restrictions, prohibitions, and exclusions for the use of water during a threatened or existing water shortage and adopt and enforce a water conservation and regulatory program to: (i) prohibit the wastage of District water or the use of District water during such period; (ii) prohibit use of water during such periods for specific uses which the District may from time to time

find nonessential; and (iii) reduce and restrict the quantity of water used by those persons within the District for the purpose of conserving the water supplies of the District; and

**WHEREAS**, the District hereby finds and determines that pursuant to the provisions of this Ordinance and Chapter 4.14 of the District Policy Manual the District shall: (i) implement drought response and water conservation measures; (ii) regulate the water consumption activities of persons within the District for the purposes of conserving and protecting the District's water supplies, reducing the quantity of water consumed, and deterring and preventing the waste or unreasonable use or unreasonable method of use of valuable water resources; and (iii) establish and collect regulatory fees as set forth herein to accomplish these purposes and recover the costs of the District's water conservation and regulatory program; and

**WHEREAS**, the Board of Directors hereby finds and determines that it is desirable to codify the rules and regulations governing its actions, and the actions of persons within the District during declared water shortages, the current Water Shortage, and any future Water Shortage; and

**WHEREAS**, the Board of Directors hereby finds that this Ordinance supersedes Ordinance No. 2008-01 regarding the Water Shortage requirements.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Directors of the Rio Linda/Elverta Community Water District as follows:

**Section 1. Recitals.** The District hereby finds and determines that the above recitals are true and correct and incorporated herein.

**Section 2. Declaration of Policy.**

(a) The Board finds and determines that during periods of drought, Water Shortage, or water emergency the general welfare requires that the District maximize the beneficial use of its available water resources to the extent that it is capable, and that the waste or unreasonable use, or unreasonable method of use of water shall be prevented and the conservation of water is to be extended with the view to the reasonable and beneficial use thereof in the interests of the people of the District and for the public welfare.

(b) This Ordinance establishes water conservation and drought response measures and regulations to be implemented during declared water conservation stages.

(c) This ordinance establishes five stages of water conservation and drought response measures to be implemented by the District, with increasing restrictions on water use in response to worsening drought conditions and decreasing water supplies.

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**Section 3. Definitions.**

For the purposes of this Ordinance, the following words, terms, and phrases shall have the following meanings:

(a) "Greywater" means household wastewater other than toilet waste.

(b) "Person" means any natural person, firm, joint venture, joint stock company, partnership, public or private association, club, company, corporation, business trust, organization, public or private agency, government agency or institution, school district, college, university, any other user of water provided by the City, or the manager, lessee, agent, servant, officer or employee of any of them or any other entity which is recognized by law as the subject of rights or duties.

(c) "Property owner" means the record owner of real property based on the County Assessor's records.

(d) "Water customer" or "customer" means a person who, according to the District's records, receives water service to a parcel of property.

**Section 4. Application.**

(a) The provisions of this Ordinance shall apply to all persons and property served by the District wherever situated.

(b) Nothing in this Ordinance is intended to affect or limit the ability of the District to respond to an emergency, including an emergency that affects the ability of the District to supply water.

**Section 5. Water Conservation – Normal Water Supply.**

"Normal Water Supply" applies during periods when the District is able to meet all of the water demands of its customers. Water is a limited natural resource and must be used efficiently and economically to meet the health and safety needs of the community. All normal water efficiency programs and water conservation regulations of the District will be in full force and effect during Normal Water Supply conditions. All water conservation measures and elements of Water Conservation Stage 1 "Water Alert", as defined herein, shall apply on a voluntary basis during Normal Water Supply conditions.

(a) It is unlawful for any person to make, cause, or use or permit the use of water from the District for residential, commercial, industrial, agricultural, governmental, or any other purpose in a manner contrary to any provisions of this Ordinance, or in an amount in excess of that use permitted by the following water conservation stages which are in effect pursuant to action taken by the Board in accordance with this Ordinance.

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(b) It is unlawful at any time for any person to waste water or to use it unreasonably. Unreasonable uses of water shall include, but are not limited to, the following practices:

(1) Allowing water to leave the customer's property by drainage onto adjacent properties or public or private roadways or streets due to excessive irrigation and/or uncorrected leaks;

(2) Failing to fix leaks or faulty sprinklers within 7 days of detection; and

(3) Discourage using water to wash down sidewalks, driveways, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate safety or sanitation hazards.

(4) Decorative water features (water fountains) etc. must recirculate water and shall be leak proof.

(5) All landscape shall be watered during cooler morning and evening hours to reduce evaporation and minimize landscape runoff.

(6) No landscape watering shall occur while it is raining or snowing or for 48 hours thereafter.

(7) Use a shutoff nozzle on hoses.

(8) Unauthorized use of hydrants is prohibited. Authorization for use must be obtained from the District.

(9) Commercial industrial, institutional equipment must be properly maintained and in full working order.

(10) Encourage customers to wash only full loads when washing dishes or clothes.

(11) Encourage customers to use pool covers to minimize evaporation.

(12) Encourage restaurants to serve water only on request.

(13) The washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment, is permitted at any time with a hand-held bucket or a hand-held hose equipped with an automatic, positive shut-off nozzle for quick rinses. Washing may be done at any time on the immediate premises of a commercial car wash or commercial service station, or by a mobile car wash or on-site car wash using high pressure washing equipment. Further, such washings are exempted from these regulations where



the health, safety, and welfare of the public is contingent upon frequent vehicle cleanings, such as garbage trucks and vehicles to transport food and perishables.

(c) A water conservation stage shall be determined by the Board in accordance with the provisions of this Ordinance and shall remain in full force and effect until otherwise determined or discontinued by the Board. The provisions of sections 4.14.010 thru 4.14.200 of Chapter 4.14 of the District Policy Manual are hereby incorporated by reference into this Ordinance and are applicable during any water conservation stage.

(d) During Normal Water Supply conditions, the water conservation and drought response measures are voluntary and will be enforced through local and regional public education and awareness measures by the District.

(e) During Water Conservation Stages 1 through 4, the water conservation and drought response measures are mandatory and violations are subject to criminal, civil, and administrative penalties and remedies as specified in this Ordinance and the District Policy Manual.

#### **Section 6. Water Conservation Stage 1 - Water Alert.**

(a) Water Conservation Stage 1 is also referred to as a "Water Alert" and applies during periods when a reasonable probability exists that the District will not be able to meet all of the water demands of its customers. Water Conservation Stage 1 may be caused by, but is not limited to, any or all of the following circumstances or events: (i) a regional water supply shortage exists and a regional public outreach campaign is being implemented asking customers to reduce water use; (ii) groundwater wells are inoperable or unusable (such as by power outages, mechanical failure, or contamination); (iii) alternative water supplies are unavailable; and (iv) groundwater levels or groundwater quality is approaching levels which may require augmentation of the groundwater basin or other actions necessary to protect the groundwater basin as prescribed by the Sacramento Groundwater Authority, Sacramento County, or some other regulatory body.

(b) The objective of the measures undertaken in Water Conservation Stage 1 is to reduce water system consumption within the District by twenty percent.

(c) Except as otherwise provided herein, all water conservation and drought response measures of Normal Water Supply conditions shall be in full force and effect during Water Conservation Stage 1. Upon declaration of a Water Conservation Stage 1 by the Board, implementation by the District and publication of notice, the following water conservation and drought response measures shall apply:

(1) The District shall determine the total amount of water delivered to the property of each District customer in the prior fiscal year (the "Base Year Consumption Amount"). Water customers shall reduce their water consumption by 20

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percent from the Base Year Consumption Amount for the duration of Water Conservation Stage 1. Provided, however, the Base Year Consumption Amount for subsequent fiscal years shall be determined by the District as appropriate in the event that the District is required to continue Water Conservation Stage 1 for more than twelve months.

(2) Lawns and/or ground covers may be watered and landscaping/pastures may be irrigated, including construction meter irrigation, only during the following designated days:

(A) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated for properties with odd number street addresses only on Saturdays, Mondays, and Wednesdays;

(B) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated for properties with even number street addresses only on Sundays, Tuesdays, and Thursdays;

(C) Watering lawns and/or ground cover and irrigating landscaping/pastures is prohibited on Fridays and

(D) Plant containers, trees, shrubs and vegetable gardens may be watered additional days using only drip irrigation or hand watering.

(3) All irrigation timers shall be adjusted to comply with the provisions of Section 6(c)(2) hereof.

(4) Notwithstanding the provisions of Section 7(c)(2) herein, the use of greywater to irrigate fruit trees, lawns and ground covers, and ornamental trees and shrubs is permitted on any day and at any time. Provided, however, greywater may only be used in accordance with Health Department regulations.

(5) Prohibit using water to wash down sidewalks, driveways, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate safety or sanitation hazards.

#### **Section 7. Water Conservation Stage 2 - Water Warning.**

(a) Water Conservation Stage 2 is also referred to as a "Water Warning" and applies during periods when the District will not be able to meet all of the water demands of its customers. Water Conservation Stage 2 may be caused by, but is not limited to, any or all of the following circumstances or events: (i) a regional water supply shortage exists and a regional public outreach campaign is being implemented asking customers to reduce water use; (ii) groundwater wells are inoperable or unusable (such as by power outages, mechanical failure, or contamination); (iii) alternative water supplies are

unavailable; and (iv) groundwater levels or groundwater quality is approaching levels which may require augmentation of the groundwater basin or other actions necessary to protect the groundwater basin as prescribed by the Sacramento Groundwater Authority, Sacramento County, or some regulatory body.

(b) The objective of the measures undertaken in Water Conservation Stage 2 is to reduce water system consumption within the District by thirty percent.

(c) Except as otherwise provided herein, all water conservation and drought response measures of Normal Water Supply conditions and Water Conservation Stage 1 shall be in full force and effect during Water Conservation Stage 2. Upon declaration of Water Conservation Stage 2 by the Board, implementation by the District and publication of notice, the following water conservation and drought response measures shall apply:

(1) Water customers shall reduce their water consumption by thirty percent from the Base Year Consumption Amount for the duration of Water Conservation Stage 2. Provided, however, the Base Year Consumption Amount for subsequent fiscal years shall be determined by the District as appropriate in the event that the District is required to continue Water Conservation Stage 2 for more than twelve months.

(2) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated, including construction meter irrigation, only during the following designated days:

WARM/DRY SEASON (Typically May thru October)

(A) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated for properties with odd number street addresses only on Saturdays and Wednesdays;

(B) Lawns and/or ground cover may be watered and landscaping/pastures may be irrigated for properties with even number street addresses only on Sundays and Thursdays; and

(C) Watering lawns and/or ground cover and irrigating landscaping/pastures is prohibited on Mondays and Fridays.

(D) Plant containers, trees, shrubs and vegetable gardens may be watered additional days using drip irrigation or hand watering.

COOL/WET SEASON (Typically November thru April)

(A) Turf shall not be watered unless utilizing non potable water during extended dry spells.

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(B) Plant containers, trees, shrubs and vegetable gardens shall be watered only by drip irrigation or hand watering.

(3) Notwithstanding the provisions of Section 7(c)(2) herein, the use of greywater to irrigate fruit trees, lawns and ground covers, and ornamental trees and shrubs is permitted on any day and at any time. Provided, however, greywater may only be used in accordance with Health Department regulations.

(4) Irrigation timers shall be adjusted to comply with the provisions of Section 7(c)(2) hereof.

(5) The washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment is permitted only on watering days with a hand-held bucket or a hand-held hose equipped with an automatic, positive shut-off nozzle for quick rinses. Washing is permitted at any time on the immediate premises of a commercial car wash. The use of water by all types of commercial car washes not using partially reclaimed or recycled water shall be reduced in volume by an amount determined by the Board. Further, such washings are exempt from these regulations where the health, safety, and welfare of the public is contingent upon frequent vehicle cleanings, such as garbage trucks and vehicles to transport food and perishables.

(6) The overfilling of swimming pools and spas is prohibited.

(7) The operation of any ornamental fountain or similar structure is prohibited.

(8) A new meter shall be issued only when a meter is returned. Construction projects requiring water from a construction meter or a water truck shall not use water unnecessarily for any purposes other than those required by regulatory agencies. Construction projects requiring water for new landscapes shall adhere to the designated days and times as set forth in Section 7(c)(2) hereof. Further, construction projects necessary to maintain the health, safety, and welfare of the public are exempt from these regulations.

### **Section 8. Water Conservation Stage 3. - Water Crisis.**

(a) Water Conservation Stage 3 is also referred to as a "Water Crisis" and applies during periods when the District will not be able to meet all of the water demands of its customers. Water Conservation Stage 3 may be caused by, but is not limited to, any or all of the following circumstances or events: (i) a regional water supply shortage exists and a regional public outreach campaign is being implemented asking customers to reduce water use; (ii) groundwater wells are inoperable or unusable (such as by power outages, mechanical failure, or contamination); (iii) alternative water supplies are unavailable; (iv) groundwater levels or groundwater quality is approaching levels which

may require augmentation of the groundwater basin or other actions necessary to protect the groundwater basin as prescribed by the Sacramento Groundwater Authority, Sacramento County, or some other regulatory body; and (v) a major failure of any supply or distribution facility, whether temporary or permanent, occurs in the water distribution system of the State or District water facilities.

(b) The objective of the measures undertaken in Water Conservation Stage 3 is to reduce water consumption within the District by forty percent.

(c) Except as otherwise provided herein, all water conservation and drought response measures of Normal Water Supply conditions, Water Conservation Stages 1, and 2 shall be in full force and effect during Water Conservation Stage 3. Upon declaration of a Water Conservation Stage 3 by the Board, implementation by the District and publication of notice, the following water conservation and drought response measures shall apply:

(1) Water customers shall reduce their water consumption by forty percent from the Base Year Consumption Amount for the duration of Water Conservation Stage 3. Provided, however, the Base Year Consumption Amount for subsequent fiscal years shall be determined by the District as appropriate in the event that the District is required to continue Water Conservation Stage 3 for more than twelve months.

(2) The Board shall have the option of temporarily imposing a drought surcharge as noted in the water rate ordinance to address Water Crisis related costs.

(3) Irrigation of landscaping and pastures shall be limited to supporting minimal survival of trees and shrubs. Landscaping and/or pastures may be irrigated, including construction meter irrigation, only during the following designated days:

WARM SEASON (Typically May thru October)

(A) Properties with odd number street addresses may irrigate landscaping and pastures only on Saturdays;

(B) Properties with even number street addresses may irrigate landscaping and pastures only on Sundays; and

(C) Irrigating landscaping and pastures is prohibited on Mondays, Tuesdays, Wednesdays, Thursdays, and Fridays.

(D) Plant containers, trees, shrubs and vegetable gardens may be watered additional days by drip irrigation or hand watering.

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COOL SEASON (Typically November thru April)

(A) Turf shall not be watered unless utilizing non potable water during extended dry spells.

(B) Plant containers, trees, shrubs and vegetable gardens shall be watered only by drip irrigation or hand watering.

(4) Notwithstanding the provisions of Section 8(c)(2) herein, the use of greywater to irrigate fruit trees, lawns and ground covers, and ornamental trees and shrubs is permitted on any day and at any time. Provided, however, greywater may only be used in accordance with Health Department regulations.

(5) All outdoor watering and irrigation of lawns and ground covers is prohibited with the exception of plant materials classified and determined by the District General Manager to be rare, or essential to the well being of the public at large or livestock, and as otherwise provided in Section 12.

(6) The washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment is prohibited. Washing is permitted at any time on the immediate premises of a commercial car wash. Further, such washings are exempt from these regulations where the health, safety and welfare of the public is contingent upon frequent vehicle cleanings, such as garbage trucks and vehicles to transport food and perishables.

(7) The filling, refilling, or adding of water to swimming pools, spas, ponds, streams, and artificial lakes is prohibited unless required for public health and safety purposes.

(8) The use of water for cooling mists is prohibited.

(9) The use of water for commercial, manufacturing or processing purposes shall be reduced in volume by an amount determined by the Board.

(10) No new construction meters will be issued. Construction water shall not be used for earthwork, road construction purposes, dust control, compaction, or trenching jetting. Construction projects necessary to maintaining the health, safety, and welfare of the public are exempt from these regulations.

(11) Except property for which a building permit has been heretofore issued, no new connection permits shall be provided, except in the following circumstances:

(A) Projects necessary to protect the public's health, safety, and welfare;

(B) When using reclaimed water; or

(C) When the recipient of the building permit can demonstrate that no net increase in water use will occur.

**Section 9. Water Conservation Stage 4 – Water Emergency.**

(a) Water Conservation Stage 4 is also referred to as a “Water Emergency” and applies during periods when the District will not be able to meet all of the water demands of its customers. Water Conservation Stage 4 may be caused by, but is not limited to, any or all of the following circumstances or events: (i) a regional water supply shortage exists and a regional public outreach campaign is being implemented asking customers to reduce water use; (ii) groundwater wells are inoperable or unusable (such as by power outages, mechanical failure, or contamination); (iii) alternative water supplies are unavailable; (iv) groundwater levels or groundwater quality is approaching levels which may require augmentation of the groundwater basin or other actions necessary to protect the groundwater basin as prescribed by the Sacramento Groundwater Authority, Sacramento County, or some regulatory body; and (v) a major failure of any supply or distribution facility, whether temporary or permanent, occurs in the water distribution system of the State or District water facilities and the District cannot meet all of the water demands of its customers.

(b) The objective of the measures undertaken in Water Conservation Stage 4 is to reduce water consumption by fifty percent.

(c) Except as otherwise provided herein, all water conservation and drought response measures of Normal Water Supply conditions, Water Conservation Stages 1, 2, and 3, shall be in full force and effect during Water Conservation Stage 4. Upon declaration of a Water Conservation Stage 4 by the Board, implementation by the District and publication of notice, the following water conservation and drought response measures shall apply:

(1) Water customers shall reduce their water consumption by fifty percent from the Base Year Consumption Amount for the duration of Water Conservation Stage 4. Provided, however, the Base Year Consumption Amount for subsequent fiscal years shall be determined by the District as appropriate in the event that the District is required to continue Water Conservation Stage 4 for more than twelve months.

(2) All outdoor watering and irrigation of lawns and ground cover, and landscaping and pastures is prohibited with the exception of the use of greywater to irrigate fruit trees, lawns and ground covers, and ornamental trees and shrubs is permitted on any day and at any time. Provided, however, greywater may only be used in accordance with Health Department regulations.

(3) The District shall not allow any new connections to the water system during Water Conservation Stage 4.

**Section 10. Mandatory Conservation Phase Implementation.**

The District General Manager, or his or her designee, shall monitor the projected supply and demand for water by its customers on a daily basis during periods of a Water Shortage or drought and shall recommend to the Board the extent of the conservation required through the implementation and/or termination of particular water conservation stages to prudently plan and supply water to its customers. Thereafter, the Board may order the implementation or termination of the appropriate water conservation stage. The declaration of any stage beyond normal water conservation conditions shall be made by public announcement and shall be published a minimum of one (1) time for three (3) consecutive weeks in a weekly newspaper of general circulation. Such declaration and notice shall provide the extent, terms, and conditions respecting the use and consumption of water in accordance with the applicable water conservation stage as provided in this Ordinance. Upon such declaration and publication of such notice, due and proper notice shall be deemed to have been given each and every person supplied water within the District. The water conservation stage designated shall become effective immediately upon announcement.

**Section 11. Enforcement**

(a) It shall be unlawful for any person to violate the provisions of this Ordinance. Violations of these provisions shall be a misdemeanor subject to imprisonment in the county jail for not more than 30 days or by fine not to exceed \$1,000, or by both as provided in California Water Code sections 377 and 31029, and as set forth in this Ordinance. The District can alternatively seek injunctive relief in the Superior Court or pursue any other remedy at law to enforce the provisions of this Ordinance. In addition to any other remedies which the District may have for the enforcement of this Ordinance, including the nuisance abatement lien process included in Chapter 4.23 of the District's Policy Manual, service of water may be discontinued or appropriately limited to any customer who uses water in violation of any provision of this Ordinance and as set forth in this Ordinance.

(b) Each day that a violation of this Ordinance occurs is a separate offense.

(c) For the first violation of any provision of this Ordinance, within two weeks of the violation:



(1) The District shall send a District water conservation specialist or provide written notice to the property where the violation occurred to advise the person responsible for the violation of: (A) the water conservation stage then in effect and the provisions of this Ordinance relating thereto; (B) water conservation and drought response measures that are required and may be implemented pursuant to this Ordinance; (C) possible consequences of future violations of this Ordinance, including discontinuance of water service; and (D) penalties that may be imposed for the specific violation and any future violations of this Ordinance; and

(2) If the District Manager deems it to be appropriate, the District may order the installation of a flow-restricting device on the service line for any person who violates any term or provision of this Ordinance.

(d) For a second or any subsequent violation of this Ordinance within a 12 month period:

(1) The District shall impose fines as follows:

(A) For the second violation of this Ordinance within a 12 month period, the District shall impose a fine of Fifty Dollars (\$50).

(B) For the third violation of this Ordinance within a 12 month period, the District shall impose a fine in the amount of Seventy Five Dollars (\$75).

(C) For a fourth and all subsequent violations of this Ordinance within a 12 month period, the District shall impose a fine of One Hundred Twenty Five Dollars (\$125).

(2) The District shall send a District water conservation specialist or provide written notice of violation to the property where the violation occurred to notify the person at the property of: (A) the water conservation stage then in effect and the provisions of this Ordinance relating thereto; (B) the water conservation and drought response measures that are required and may be implemented by such person; and (C) possible consequences which may occur in the event of any future violations of this Ordinance;

(3) If the District Manager deems it to be appropriate, the District may order the installation of a flow-restricting device on the service line for any person who violates any term or provisions of this Ordinance;

(4) If the District Manager deems it to be appropriate, the District may discontinue water service at the location where the violation occurred;

(5) If a flow restrictor is installed at the property where the violation occurred, the District shall impose a penalty per current Rate Ordinance for the

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installation and removal of any flow restrictor installed by the District to restrict the amount of water delivered to a person who has violated this Ordinance; and

(6) If water service is discontinued at the property where the violation occurred, the District shall impose a reconnection penalty per the current rate Ordinance, as fixed from time to time by the Board, if the person requests to reconnect the property to the water system;

(7) The District shall impose any other penalties, as fixed from time to time by the Board, for a violation of this Ordinance or in accordance with California Water Code sections 377 and 31029.

(8) If available there is an option of going to water school in lieu of paying the first penalty. Water school may be attended once per year,

(e) The District may, after one written notice of violation pursuant to this Section 11, order that a special meter reading or readings be made in order to ascertain whether wasteful or unreasonable use of water is occurring. The District may impose a meter reading fee for each meter reading it conducts pursuant to this Ordinance.

(f) In order to recover the costs of this water conservation regulatory program, the Board may, from time to time, fix and impose fees for:

(1) Any visits of a water conservation specialist or other District staff for time incurred or for meter reading, follow-up visits, or the installation of a flow restrictor device;

(2) Enforcing any term or provision of this Ordinance;

(3) Reinitiating service at the property where service has been discontinued pursuant to this Ordinance; and

(4) Processing any fees necessary to carry out the provisions of this ordinance.

(g) The District hereby adopts the penalties set forth in Exhibit A to this Ordinance, attached hereto and by this reference incorporated herein, for violations of this Ordinance. Such penalties and fees may be fixed and amended from time to time by resolution of the Board.

(h) The failure of any person with an interest in the property to receive any notice served in accordance with this Ordinance shall not affect the validity of any proceedings taken under this Ordinance. The notice requirements in this Section do not apply to initial notices of violation which may be sent by regular mail. Service of a notice of violation by regular mail is effective on the date of mailing.

- (i) All remedies provided herein shall be cumulative and not exclusive.

**Section 12. Variances.**

Consideration of written applications for variances regarding the regulations and restrictions on water use set forth in this Ordinance may be made by the District.

(a) Written applications for variances shall be accepted, and may be granted or denied, by the General Manager (the "Approving Authority"), at his or her sole discretion, or by his or her designee at his or her sole discretion. The application shall be in a form prescribed by the District and shall be accompanied by a non-refundable processing fee in an amount as determined by the Board.

(b) The grounds for granting or conditionally granting a variance are:

(1) Due to unique circumstances, a specific requirement of this Ordinance would result in undue hardship to a person using District water or to property upon which District water is used, that is disproportionate to the impacts to other District water users generally or to similar property or classes of water users; or

(2) Failure to grant a variance would adversely affect the health, sanitation, fire protection, or safety of the applicant or the public.

(c) The application for a variance shall be accompanied, as appropriate, with photographs, maps, drawings, and other information substantiating the applicant's request, including a statement by the applicant.

(d) An application for a variance shall be denied unless the Approving Authority finds, based on the information provided in the application, supporting documentation, or such other additional information as may be requested, and on water use information for the property as shown by the records of the District, all of the following:

(1) That the variance does not constitute a grant of special privilege inconsistent with the limitations upon other District customers.

(2) That because of special circumstances applicable to the property or its use, the strict application of this Ordinance would have a disproportionate impact on (A) the property or use that exceeds that customers generally, or (B) the applicant's health that exceeds customers generally.

(3) That the authorization of such variance will not be of substantial detriment to adjacent properties, and will not materially affect the ability of the District to effectuate the purpose of this Ordinance and will not be detrimental to the public interest.

(4) That the condition or situation of (A) the subject property or the intended use of the property for which the variance is sought is not common, recurrent, or general in nature, or (B) the applicant's health or safety is not common, recurrent, or general in nature.

(e) The denial or grant of a variance shall be acted upon within fifteen (15) days of the submittal of the complete application, including any photographs, maps, drawings, and other information substantiating the applicant's request and the statement of the applicant. The application may be approved, conditionally approved, or denied. The decision of the Approving Authority shall be prepared in writing, include terms and conditions, if any, and promptly sent to the applicant.

(f) The denial of a request for a variance may be appealed in writing to the District Board of Directors. An appeal shall be made in accordance with the following procedures:

(1) The person appealing the denial of the variance ("appellant") shall complete and submit in writing a form provided by the District for such purpose and shall state in such form the grounds for his or her appeal. All appeals shall be submitted to the District Secretary within thirty (30) calendar days of the date of the notice of the denial of the request for a variance.

(2) The Board of Directors shall conduct a hearing on such appeal at its next regularly scheduled Board meeting; provided, however, the Board of Directors shall have received the notice of appeal at least fifteen (15) calendar days prior to such meeting. If the appeal is not submitted within at least fifteen (15) calendar days prior to a regularly scheduled Board of Directors meeting, then the hearing shall be held at the following regularly scheduled Board of Directors meeting. A notice of the hearing shall be mailed to the appellant at least ten (10) calendar days before the date fixed for the hearing. The Board of Directors shall review the appeal de novo. The determination of the Board of Directors shall be conclusive. Notice of the determination by the Board of Directors shall be mailed to the appellant within ten (10) calendar days of such determination and shall indicate whether the appeal has been granted in whole or in part and set forth the terms and conditions of the variance, if any, granted to the appellant. If the appeal is denied, the appellant shall comply with all terms and conditions of this Ordinance and the applicable water conservation stage then in effect.

(3) Until the conclusion of the appeal process, all provisions and decisions under appeal shall remain in full force and effect until the conclusion of the appeal process.

### **Section 13. Conflicting Provisions.**


If provisions of this Ordinance are in conflict with each other, the District Policy Manual, any other resolution or ordinance of the District, or any State law or regulation, the more restrictive provisions shall apply.

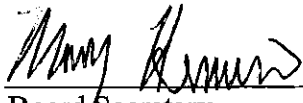
**Section 14. Severability.**

If any provision, section, subsection, sentence, clause or phrase or sections of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the invalidity of the remaining portions of sections of this Ordinance shall not be affected, it being the intent of the Board in adopting this Ordinance that no portions, provisions, or regulations contained herein shall become inoperative, or fail by reason of the unconstitutionality of any other provision hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

**APPROVED AND ADOPTED** by the Board of Directors of the Rio Linda/Elverta Community Water District on this 21th day of December 2015.

AYES, in favor hereof: Dills, Harris, Green, Anderson and Ridilla  
NOES: None  
ABSTAIN: None  
ABSENT: None

  
\_\_\_\_\_  
John Ridilla, President  
Board of Directors

Attest:   
\_\_\_\_\_  
Board Secretary

**EXHIBIT A**  
**PENALTIES**

<u>Description of Fee or Charge</u>	<u>Code Section</u> *	
Penalty for Violation Conservation Policy	§4.14.200	Second Violation: \$50.00 Third Violation: \$75.00 Fourth Violation: \$125.00

## Exhibit A Water Rates

**TABLE 1: Proposed Bimonthly Water Rates – Normal Water Year  
 Rate Study / Cost of Service Study  
 Rio Linda Elverta Community Water District**

Meter Size	Current FY 2021	Proposed on or after				
		September 15, 2021	July 1, 2022	July 1, 2023	July 1, 2024	July 1, 2025
5/8"	\$59.86	\$35.01	\$35.72	\$36.64	\$38.23	\$39.88
3/4"	\$59.86	\$35.01	\$35.72	\$36.64	\$38.23	\$39.88
1"	\$99.77	\$55.25	\$56.38	\$57.83	\$60.34	\$62.94
1.5"	\$199.53	\$105.87	\$108.03	\$110.79	\$115.60	\$120.59
2"	\$319.25	\$166.61	\$170.01	\$174.35	\$181.92	\$189.77
3"	\$698.37	\$358.95	\$366.28	\$375.63	\$391.94	\$408.84
4"	\$1,257.06	\$642.41	\$655.52	\$672.24	\$701.43	\$731.68
Inactive	\$59.86	\$35.01	\$35.72	\$36.64	\$38.23	\$39.88

**Single Family Residential Inoperable Meter Fees** (fixed bimonthly fee, no additional volume charges; cold weather period is November to April; warm weather period is May to October)

5/8" - Cold Weather	\$68.61	\$69.91	\$71.80	\$74.95	\$78.18
5/8" - Warm Weather	\$120.93	\$123.19	\$126.52	\$132.07	\$137.94
3/4" - Cold Weather	\$68.61	\$69.91	\$71.80	\$74.95	\$78.18
3/4" - Warm Weather	\$120.93	\$123.19	\$126.52	\$132.07	\$137.94
1" - Cold Weather	\$88.85	\$90.57	\$92.99	\$97.06	\$101.24
1" - Warm Weather	\$141.17	\$143.85	\$147.71	\$154.18	\$161.00

Commercial, institutional, and industrial (CII) and irrigation inoperable meter rates may be based on past average consumption

**Volume Rates \$/ccf**

Current Rate per ccf  
 (over 6 ccf) \$0.81

**Single Family Residential**

Tier 1: 0-17 ccf	\$1.72	\$1.75	\$1.80	\$1.88	\$1.96
Tier 2: 17+ ccf	\$2.18	\$2.22	\$2.28	\$2.38	\$2.49
CII (all use)	\$1.94	\$1.98	\$2.03	\$2.12	\$2.22
Irrigation (all use)	\$2.22	\$2.27	\$2.33	\$2.43	\$2.54

**Standby Fire Protection (Fixed Bimonthly Charge)**

1.5"	\$4.12	\$4.12	\$4.31	\$4.50	\$4.70	\$4.91
4"	\$40.00	\$54.38	\$56.83	\$59.39	\$62.06	\$64.85
6"	\$60.00	\$157.96	\$165.07	\$172.50	\$180.26	\$188.37
8"	\$80.00	\$157.96	\$165.07	\$172.50	\$180.26	\$188.37

**Backflow Prevention (Fixed Bimonthly Charge)**

Per device	\$8.33	\$9.00	\$9.27	\$9.55	\$9.84	\$10.14
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**Exhibit A (continued)**  
**Water Rates**

**TABLE 2: Current and Proposed Water Rates – Drought Conditions**  
**Rate Study / Cost of Study**  
**Rio Linda Elverta Community Water District**

	Current FY2021	September 15, 2021	Proposed on or after			
			July 1, 2022	July 1, 2023	July 1, 2024	July 1, 2025
<b>Stage 2 Drought: 30% Conservation</b>			<b>Volume Rates \$/ccf</b>			
Current Rate per ccf (over 6 ccf)	\$0.92					
Single Family Residential						
Tier 1: 0-17 ccf		\$2.34	\$2.39	\$2.45	\$2.56	\$2.67
Tier 2: 17+ ccf		\$3.00	\$3.06	\$3.14	\$3.28	\$3.43
CII (all use)		\$2.77	\$2.83	\$2.90	\$3.04	\$3.17
Irrigation (all use)		\$3.18	\$3.24	\$3.32	\$3.47	\$3.63
<b>Stage 3 Drought: 40% Conservation</b>						
Current Rate per ccf (over 6 ccf)	\$1.08					
Single Family Residential						
Tier 1: 0-17 ccf		\$2.69	\$2.74	\$2.81	\$2.94	\$3.07
Tier 2: 17+ ccf		\$3.46	\$3.53	\$3.62	\$3.78	\$3.95
CII (all use)		\$3.23	\$3.30	\$3.39	\$3.54	\$3.70
Irrigation (all use)		\$3.70	\$3.78	\$3.88	\$4.05	\$4.24
<b>Stage 4 Drought: 50% Conservation</b>						
Current Rate per ccf (over 6 ccf)	\$1.29					
Single Family Residential						
Tier 1: 0-17 ccf		\$3.18	\$3.24	\$3.32	\$3.47	\$3.62
Tier 2: 17+ ccf		\$4.10	\$4.18	\$4.29	\$4.48	\$4.68
CII (all use)		\$3.88	\$3.96	\$4.07	\$4.25	\$4.44
Irrigation (all use)		\$4.44	\$4.53	\$4.65	\$4.86	\$5.08





## **Executive Committee Agenda Item: 6**

**Date:** April 4, 2022

**Subject:** Hexavalent Chromium Maximum Contaminant Level (MCL) Re-adoption

**Staff Contact:** Timothy R. Shaw, General Manager

### **Recommended Committee Action:**

A Board action is unnecessary and not anticipated at this time. This item enables Executive Committee discussion of the recent State Water Resources Control Board (SWRCB) actions taking the next steps for re-establishing an MCL for Hexavalent Chromium.

### **Current Background and Justification:**

The SWRCB has been working on re-establishing the Hexavalent Chromium MCL since 2018. The limiting path has been the sufficiency of the economic feasibility analysis. A 2017 court ruling found the original economic feasibility analysis to be insufficient.

The published document (notice) from the SWRCB on March 21, 2022 indicates the concentration (10-parts per billion) and the compliance period anticipated to be adopted. The SWRCB notice is included as a document associated with this item.

### **Conclusion:**

I recommend the Executive Committee engage staff in discussion regarding the associated notice from the SWRCB.

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## State Water Resources Control Board

# NOTICE OF PUBLIC WORKSHOP AND OPPORTUNITY FOR PUBLIC COMMENT ON ADMINISTRATIVE DRAFT

## Hexavalent Chromium Maximum Contaminant Level

**NOTICE IS HEREBY GIVEN** that the State Water Resources Control Board (State Water Board) will hold two public workshops to present information and solicit public input regarding the proposed administrative draft of the hexavalent chromium maximum contaminant level (MCL). These workshops are not part of the formal rulemaking under the Administrative Procedure Act. The formal rulemaking process for the hexavalent chromium regulations will begin later this year after receipt and consideration of comments on the administrative draft.

State Water Board staff will conduct two public workshops at the time and place described below. At the workshops, any person may present comments orally or in writing relevant to the subject described in this notice. The workshops will begin with a staff presentation summarizing the proposed administrative draft MCL, followed by an opportunity for public comment. During the comment period, members of the public will be allowed three minutes to provide oral comments, unless additional time is approved.

**Tuesday, April 5, 2022 – 5:30 p.m. PDT**  
**Thursday, April 7, 2022 – 9:00 a.m. PDT**

**Video and Teleconference Participation Only**  
**No Physical Meeting Location**

If you would like to watch the workshops without making oral comment, join at <https://video.calepa.ca.gov/>. This link will work for both workshop dates.

If you would like to make oral comments during the workshop, join via Zoom using the link below:

**Tuesday, April 5, 2022**  
Join at [bit.ly/HexChrome\\_040522](https://bit.ly/HexChrome_040522)

**Thursday, April 7, 2022**  
Join at [bit.ly/HexChrome\\_040722](https://bit.ly/HexChrome_040722)

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

While a quorum of the State Water Board may be present, these workshops are for the public to provide comments. The Board will not take formal action. Additional information regarding State Water Board meetings, hearings, and workshops is available on the Board's website at [https://www.waterboards.ca.gov/board\\_info/calendar/](https://www.waterboards.ca.gov/board_info/calendar/).

### **SPECIAL ACCOMODATION REQUEST**

Spanish language interpretation services will be available for these workshops. Consistent with California Government Code section 7296.2, special accommodation or additional language needs may be provided for any of the following:

- An interpreter to be available at the workshops;
- Documents made available in an alternate format or another language; or
- A disability-related reasonable accommodation.

To request these special accommodations or language needs, please contact the Office of Public Participation at (916) 322-4265 as soon as possible, but no later than March 30, 2022. TTY/TDD/Speech to Speech users may dial 711 for the California Relay Service.

### **SUBMISSION OF WRITTEN COMMENTS**

Any interested person, or their representative, may submit written comments relevant to the subject described in this notice to the Clerk to the State Water Board. To facilitate timely identification and review of written comments, please use the subject line: **"Comment Letter – Hexavalent Chromium Workshop"**.

The formal procedure for adopting regulation under the Administrative Procedure Act has not yet begun, and these workshops are not part of that process. However, input provided on the proposed administrative draft of the MCL may be used to inform the development of the regulation. In order for those comments to be considered during the development of the formal regulations package, written comments, regardless of the method of transmittal, must be received by the Clerk by **12:00 p.m. noon, Friday, April 29, 2022**. Additional opportunities to comment on the administrative draft of the proposed drinking water standard will be available once the formal rulemaking process is initiated later this year.

Written comments may be submitted as follows:

By email to: [commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov);

By fax transmission to: (916) 341-5620;

By mail to: Clerk to the Board, Ms. Jeanine Townsend, State Water Resources Control Board, P.O. Box 100, Sacramento, CA 95812-0100; or

Hand-delivered to: Clerk to the Board, Ms. Jeanine Townsend, State Water Resources Control Board, 1001 I Street, 24<sup>th</sup> Floor, Sacramento, CA 95814.

The State Water Board requests, but does not require, that written comments sent by mail or hand-delivered be submitted in triplicate.

The State Water Board requests, but does not require, that, if reports or articles in excess of 25 pages are submitted in conjunction with the comments, the commenter provide a summary of the report or article and describe the reason for which the report or article is being submitted or its relevance to the proposed regulation.

All comments, including email or fax transmissions, should include the author's name and U.S. Postal Service mailing address in order for the State Water Board to provide copies of any notices on the proposed regulation.

Please note that under the California Public Records Act (Gov. Code, §6250 *et seq.*), your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request.

## **BACKGROUND**

California Health and Safety Code section 116365(a) requires the State Water Board to establish an MCL at a level as close to the public health goal (PHG) as is technologically and economically feasible. The PHG is the concentration of a contaminant in drinking water that is not anticipated to cause or contribute to adverse health effects.

Hexavalent chromium has been detected in numerous drinking water sources in California. In 2011, the Office of Environmental Health Hazard Assessments (OEHHA) established a hexavalent chromium PHG of 0.02 parts per billion (ppb) based on cancer risk. In 2014, the California Department of Public Health established an MCL of 10 ppb (0.010 mg/L) for hexavalent chromium. In 2017, the Superior Court of California, Sacramento County, invalidated that MCL and directed the State Water Board to withdraw the current MCL and establish a new MCL.

As part of the development of the MCL, State Water Board staff have developed a draft proposal, which includes the regulation text, a staff report, and tables with cost estimates and occurrence information. The primary regulatory information contained in these documents is summarized below:

- The proposed hexavalent chromium MCL is 10 ppb.
- The proposed hexavalent chromium detection limit for purposes of reporting (DLR) is 0.05 ppb.
- The proposed compliance schedule based on water system size is as follows:
  - Systems with 10,000 or more service connections will have a 2-year compliance schedule;

- System with 1,000 to 10,000 service connections will have a 3-year compliance schedule;
- Systems with less than 1,000 service connections will have 4-year compliance schedule.

The release of preliminary information on hexavalent chromium occurrence and costs of treatment at potential MCLs in advance of the formal rulemaking process will allow for additional public input prior to the development of the proposed regulation.

## DOCUMENT AVAILABILITY

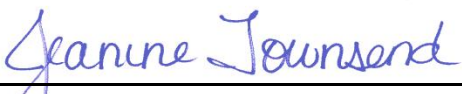
Draft determinations of hexavalent chromium occurrence and estimates of costs, along with the draft regulation text and a summary staff report are available for review on the Division of Drinking Water's Hexavalent Chromium MCL webpage at:  
[https://www.waterboards.ca.gov/drinking\\_water/certlic/drinkingwater/Regulations.html](https://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/Regulations.html).

Requests for copies of the administrative draft regulation text, summary staff report, and supporting figures, or other inquiries concerning development of the hexavalent chromium MCL may be directed to:

Melissa Hall, P.E.  
Senior Water Resource Control Engineer  
State Water Resources Control Board, Division of Drinking Water  
1001 I Street, 17<sup>th</sup> Floor  
Sacramento, CA 95814  
Email: [Melissa.Hall@Waterboards.ca.gov](mailto:Melissa.Hall@Waterboards.ca.gov)

**Please identify the correspondence by using the State Water Board identifier, "Comment Letter – Hexavalent Chromium Workshop" in any inquiries or written comments.**

\_\_\_\_\_  
March 21, 2022  
Date

  
\_\_\_\_\_  
Jeanine Townsend  
Clerk to the Board



## **Executive Committee Agenda Item: 7**

**Date:** April 4, 2022

**Subject:** Expenditure Report

**Staff Contact:** Timothy R. Shaw, General Manager

### **Recommended Committee Action:**

The Executive Committee should review the Finance Reports of the District for the month of February 2022, then forward the report onto the April 18, 2022 Board agenda with the Committee's recommendation for Board approval.

### **Current Background and Justification:**

The financial reports are the District's balance sheet, profit and loss, and capital improvements year to date. This report provides the snapshot of the District's fiscal health for the period covered.

### **Conclusion:**

Consistent with District policies, these financials are to be reviewed by this committee and presented to the Board of Directors to inform them of the District's current financial situation.

**Rio Linda Elverta Community Water District  
Expenditure Report  
February 2022**

Type	Date	Num	Name	Memo	Amount
Liability Check	02/09/2022	EFT	QuickBooks Payroll Service	For PP Ending 02/05/22 Pay date 02/10/22	18,059.98
Liability Check	02/10/2022	EFT	CalPERS	For PP Ending 02/05/22 Pay date 02/10/22	2,927.00
Liability Check	02/10/2022	EFT	CalPERS	For PP Ending 02/05/22 Pay date 02/10/22	1,110.54
Liability Check	02/10/2022	EFT	Internal Revenue Service	Employment Taxes	6,989.46
Liability Check	02/10/2022	EFT	Employment Development	Employment Taxes	1,347.23
Liability Check	02/10/2022	EFT	Empower	Deferred Compensation Plan: Employer & Employee Share	2,695.54
Bill Pmt -Check	02/10/2022	EFT	Adept Solutions	Computer Maintenance	1,208.00
Bill Pmt -Check	02/10/2022	EFT	Comcast	Phone/Internet	280.66
Bill Pmt -Check	02/10/2022	EFT	PG&E	Utilities	175.32
Bill Pmt -Check	02/10/2022	EFT	Republic Services	Utilities	93.12
Bill Pmt -Check	02/10/2022	EFT	Rio Linda Online	Computer Maintenance	948.00
Bill Pmt -Check	02/10/2022	EFT	Umpqua Bank Credit Card	Backflow Testing, Computer, Office, Postage, Transportation Maint, Safety	1,478.00
Bill Pmt -Check	02/10/2022	EFT	Verizon	Field Communication, Field IT	484.64
Check	02/10/2022	EFT	RLECWD	Umpqua Bank Monthly Debt Service Transfer	17,000.00
Transfer	02/10/2022	EFT	RLECWD - Capital Improvement	Current Monthly Transfer	44,526.00
Check	02/10/2022	2020	Sacramento County Clerk	Liens	360.00
Bill Pmt -Check	02/10/2022	2021	Teamsters	Union Dues	684.00
Check	02/10/2022	2022	Customer	Final Bill Refund	76.82
Check	02/10/2022	2023	Customer	Final Bill Refund	93.25
Check	02/10/2022	2024	Customer	Final Bill Refund	61.00
Check	02/10/2022	2025	Customer	Final Bill Refund	738.16
Check	02/10/2022	2026	Customer	Final Bill Refund	77.53
Check	02/10/2022	2027	Customer	Final Bill Refund	44.65
Check	02/10/2022	2028	Customer	Final Bill Refund	192.06
Check	02/10/2022	2029	Customer	Final Bill Refund	52.73
Check	02/10/2022	2030	Customer	Final Bill Refund	92.07
Bill Pmt -Check	02/10/2022	2031	ABS Direct	Printing & Postage	878.22
Bill Pmt -Check	02/10/2022	2032	ACWA/JPIA Powers Insurance Authority	EAP	23.80
Bill Pmt -Check	02/10/2022	2033	Chacon, Socorro	Notary	445.00
Bill Pmt -Check	02/10/2022	2034	Corelogic Solutions	Metro Scan	134.75
Bill Pmt -Check	02/10/2022	2035	Intermedia.net	Phone/Internet	71.87
Bill Pmt -Check	02/10/2022	2036	Quill	Office Expense	28.00
Bill Pmt -Check	02/10/2022	2037	Rio Linda Hardware & Building Supply	Shop Supplies	277.79
Bill Pmt -Check	02/10/2022	2038	VOID	VOID	0.00
Bill Pmt -Check	02/10/2022	2039	RW Trucking	Distribution Supplies	670.36
Bill Pmt -Check	02/10/2022	2040	SMUD	Utilities	14,267.13
Bill Pmt -Check	02/10/2022	2041	Spok, Inc.	Field Communication	15.29
Bill Pmt -Check	02/10/2022	2042	WellTec, Inc.	Capital Improvement - Misc. Pump Replacements	5,874.23
Bill Pmt -Check	02/17/2022	EFT	ARCO	Transportation Fuel	915.08
Bill Pmt -Check	02/23/2022	EFT	WageWorks	FSA Administration Fee	76.25
Liability Check	02/23/2022	EFT	QuickBooks Payroll Service	For PP Ending 02/19/22 Pay date 02/24/22	27,312.38

**Rio Linda Elverta Community Water District  
Expenditure Report  
February 2022**

<b>Type</b>	<b>Date</b>	<b>Num</b>	<b>Name</b>	<b>Memo</b>	<b>Amount</b>
Liability Check	02/24/2022	EFT	CalPERS	For PP Ending 02/19/22 Pay date 02/24/22	3,479.14
Liability Check	02/24/2022	EFT	CalPERS	For PP Ending 02/19/22 Pay date 02/24/22	1,381.50
Liability Check	02/24/2022	EFT	Internal Revenue Service	Employment Taxes	10,679.94
Liability Check	02/24/2022	EFT	Employment Development	Employment Taxes	1,989.88
Liability Check	02/24/2022	EFT	Empower	Deferred Compensation Plan: Employer & Employee Share	6,733.70
Liability Check	02/24/2022	EFT	Kaiser Permanente	Health Insurance	1,777.00
Liability Check	02/24/2022	EFT	Principal	Dental & Vision Insurance	1,724.51
Liability Check	02/24/2022	EFT	Western Health Advantage	Health Insurance	10,909.42
Check	02/24/2022	2043	Customer	Final Bill Refund	74.97
Bill Pmt -Check	02/24/2022	2044	Buckmaster Office Solutions	Office Equipment	78.61
Bill Pmt -Check	02/24/2022	2045	DirectHit Pest Control	Building Maintenance	75.00
Bill Pmt -Check	02/24/2022	2046	EKI Environment & Water	Engineering	5,000.00
Bill Pmt -Check	02/24/2022	2047	White Brenner LLP	Legal - January	1,030.84
Bill Pmt -Check	02/24/2022	2048	WellTec, Inc.	Capital Improvement - Misc. Pump Replacements	24,450.14
<b>Total 10000 - Bank - Operating Account</b>					<b>222,170.56</b>



**Rio Linda Elverta Community Water District  
Expenditure Report  
February 2022**

Type	Date	Num	Payee	Memo	Amount
Transfer	02/24/2022	EFT	RLECWD	CIP Expense Transfer: Refer to operating check numbers: 2003, 2042, 2048	31,417.41
<b>10475 - Capital Improvement-Umpqua Bank</b>					<b><u>31,417.41</u></b>



## **Executive Committee Agenda Item: 8**

**Date:** April 4, 2022

**Subject:** Financial Statements

**Staff Contact:** Timothy R. Shaw, General Manager

### **Recommended Committee Action:**

The Executive Committee should review the Finance Reports of the District for the month of February 2022, then forward the report onto the April 18, 2022 Board agenda with the Committee's recommendation for Board approval.

### **Current Background and Justification:**

The financial reports are the District's balance sheet, profit and loss, and capital improvements year to date. This report provides the snapshot of the District's fiscal health for the period covered.

### **Conclusion:**

Consistent with District policies, these financials are to be reviewed by this committee and presented to the Board of Directors to inform them of the District's current financial situation.

## Rio Linda Elverta Community Water District

## Balance Sheet

As of February 28, 2022

## ASSETS

## Current Assets

## Checking/Savings

100 · Cash &amp; Cash Equivalents

10000 · Operating Account

10020 · Operating Fund-Umpqua 1,229,643.49

Total 10000 · Operating Account 1,229,643.49

10475 · Capital Improvement

10480 · General 461,069.03

10481 · Cr6 Mitigation 454,500.00

10485 · Vehicle Replacement Reserve 17,292.45

Total 10450 · Capital Improvement 932,861.48

10490 · Future Capital Imp Projects 1,279,055.19

Total 100 · Cash &amp; Cash Equivalents 3,441,560.16

## 102 · Restricted Assets

102.2 · Restricted for Debt Service

10700 · ZIONS Inv/Surcharge Reserve 521,445.94

10300 · Surcharge 1 Account 848,161.99

10350 · Umpqua Bank Debt Service 79,435.39

10380 · Surcharge 2 Account 374,475.29

10385 · OpusBank Checking 557,832.98

Total 102.2 · Restricted for Debt Service 2,381,351.59

102.4 · Restricted Other Purposes

10600 · LAIF Account 395,501.11

10650 · Operating Reserve Fund 309,140.13

Total 102.4 · Restricted Other Purposes 704,641.24

Total 102 · Restricted Assets 3,085,992.83

Total Checking/Savings 6,527,552.99

Accounts Receivable 50,740.00

## Other Current Assets

12000 · Water Utility Receivable 79,919.54

12200 · Accrued Revenue 150,000.00

12250 · Accrued Interest Receivable 733.83

15000 · Inventory Asset 37,280.90

16000 · Prepaid Expense 54,757.55

Total Other Current Assets 322,691.82

Total Current Assets 6,900,984.81

## Fixed Assets

17000 · General Plant Assets 661,464.54

17100 · Water System Facilites 24,938,800.63

17300 · Intangible Assets 373,043.42

17500 · Accum Depreciation &amp; Amort -10,472,675.54

18000 · Construction in Progress 424,288.05

18100 · Land 576,673.45

Total Fixed Assets 16,501,594.55

## Other Assets

18500 · ADP CalPERS Receivable 500,000.00

19000 · Deferred Outflows 729,108.00

19900 · Suspense Account 360.07

Total Other Assets 1,229,468.07

TOTAL ASSETS 24,632,047.43

## Rio Linda Elverta Community Water District

## Balance Sheet

As of February 28, 2022

## LIABILITIES &amp; EQUITY

## Liabilities

## Current Liabilities

Accounts Payable 47,674.16

Credit Cards 60.00

Other Current Liabilities 916,512.16

Total Current Liabilities 964,246.32

## Long Term Liabilities

23000 · OPEB Liability 81,433.00

23500 · Lease Buy-Back 607,287.27

25000 · Surcharge 1 Loan 3,468,784.61

25050 · Surcharge 2 Loan 2,555,040.16

26000 · Water Rev Refunding 1,658,697.00

26500 · ADP CalPERS Loan 470,000.00

27000 · Community Business Bank 193,071.58

29000 · Net Pension Liability 1,117,944.00

29500 · Deferred Inflows-Pension 39,277.00

29600 · Deferred Inflows-OPEB 74,020.00

Total Long Term Liabilities 10,265,554.62Total Liabilities 11,229,800.94

## Equity

31500 · Invested in Capital Assets, Net 8,593,770.46

32000 · Restricted for Debt Service 705,225.24

38000 · Unrestricted Equity 3,535,043.26

Net Income 568,207.53

Total Equity 13,402,246.49TOTAL LIABILITIES & EQUITY 24,632,047.43

**Rio Linda Elverta Community Water District**  
**Operating Profit & Loss Budget Performance**  
**As of February 28, 2022**

	<u>Annual Budget</u>	<u>Feb 22</u>	<u>Jul 21-Feb 22</u>	<u>% of Annual Budget</u>	<u>YTD Annual Budget Balance</u>
<b>Ordinary Income/Expense</b>					
<b>Income</b>					
<b>Total 40000 · Operating Revenue</b>	2,862,870.00	160,156.73	1,776,558.92	62.06%	1,086,311.08
<b>41000 · Nonoperating Revenue</b>					
41110 · Investment Revenue					
41112 · Interest Revenue	300.00	2.93	24.50	8.17%	275.50
<b>Surcharg Total 41110 · Investment Revenue</b>	300.00	2.93	24.50	8.17%	275.50
41120 · Property Tax	95,700.00	0.00	63,433.93	66.28%	32,266.07
<b>Total 41000 · Nonoperating Revenue</b>	96,000.00	2.93	63,458.43	66.10%	32,541.57
<b>Total Income</b>	<u>2,958,870.00</u>	<u>160,159.66</u>	<u>1,840,017.35</u>	<u>62.19%</u>	<u>1,118,852.65</u>
<b>Gross Income</b>	2,958,870.00	160,159.66	1,840,017.35	62.19%	1,118,852.65
<b>Expense</b>					
<b>60000 · Operating Expenses</b>					
60010 · Professional Fees	100,050.00	6,030.84	57,230.46	57.20%	42,819.54
60100 · Personnel Services					
60110 · Salaries & Wages	770,402.00	72,845.48	471,521.38	61.21%	298,880.62
60150 · Employee Benefits & Expense	463,569.00	35,174.01	246,426.41	53.16%	217,142.59
<b>Total 60100 · Personnel Services</b>	<u>1,233,971.00</u>	<u>108,019.49</u>	<u>717,947.79</u>	<u>58.18%</u>	<u>516,023.21</u>
60200 · Administration	216,767.00	12,051.04	168,433.45	77.70%	48,333.55
64000 · Conservation	300.00	0.00	0.00	0.00%	300.00
65000 · Field Operations	538,200.00	19,988.23	238,432.76	44.30%	299,767.24
<b>Total 60000 · Operating Expenses</b>	2,089,288.00	146,089.60	1,182,044.46	56.58%	907,243.54
<b>69000 · Non-Operating Expenses</b>					
69010 · Debt Service					
69100 · Revenue Bond					
69105 · Principle	148,158.00	0.00	61,158.00	41.28%	87,000.00
69110 · Interest	53,111.00	0.00	27,012.48	50.86%	26,098.52
<b>Total 69100 · Revenue Bond</b>	<u>201,269.00</u>	<u>0.00</u>	<u>88,170.48</u>	<u>43.81%</u>	<u>113,098.52</u>
69125 · AMI Meter Loan					
69130 · Principle	51,344.00	0.00	51,344.36	100.00%	-0.36
69135 · Interest	7,170.00	0.00	7,169.56	99.99%	0.44
<b>Total 69125 · AMI Meter Loan</b>	<u>58,514.00</u>	<u>0.00</u>	<u>58,513.92</u>	<u>100.00%</u>	<u>0.08</u>
69200 · PERS ADP Loan					
69205 · Principle	30,000.00	0.00	0.00	0.00%	30,000.00
69210 · Interest	1,850.00	0.00	0.00	0.00%	1,850.00
<b>Total 69100 · PERS ADP Loan</b>	<u>31,850.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00%</u>	<u>31,850.00</u>
<b>Total 69010 · Debt Service</b>	291,633.00	0.00	146,684.40	50.30%	144,948.60
69400 · Other Non-Operating Expense	3,000.00	0.00	2,767.00	92.23%	233.00
<b>Total 69000 · Non-Operating Expenses</b>	<u>294,633.00</u>	<u>0.00</u>	<u>149,451.40</u>	<u>50.73%</u>	<u>145,181.60</u>
<b>Total Expense</b>	<u>2,383,921.00</u>	<u>146,089.60</u>	<u>1,331,495.86</u>	<u>55.85%</u>	<u>1,052,425.14</u>
<b>Net Ordinary Income</b>	<u>574,949.00</u>	<u>14,070.06</u>	<u>508,521.49</u>		
<b>Net Income</b>	<u><u>574,949.00</u></u>	<u><u>14,070.06</u></u>	<u><u>508,521.49</u></u>		

**Rio Linda Elverta Community Water District**  
**CAPITAL BUDGET VS ACTUAL FISCAL YEAR 2020-21**  
 As of February 28, 2022

	GENERAL		FUTURE CAPITAL IMPROVEMENT PROJECTS		VEHICLE & LARGE EQUIPMENT REPLACEMENT	
	Annual Budget	YTD Actual	Annual Budget	YTD Actual	Annual Budget	YTD Actual
<b>FUNDING SOURCES</b>						
Fund Transfers						
Operating Fund Transfers In	576,700.00	398,296.00	-	-	-	-
CIP Fund Intrafund Transfers	(381,468.00)	(10,000.00)	371,468.00	-	10,000.00	10,000.00
Fund Transfer from Operating			28,000.00			
Surcharge 2 Surplus Repayment	79,747.00	-	-	-	-	-
Investment Revenue	300.00	56.89	125.00	85.16	-	-
<b>PROJECTS</b>						
<b>A · WATER SUPPLY</b>						
A-1 · Miscellaneous Pump Replacements	40,000.00	31,417.41				
<b>Total A · WATER SUPPLY</b>	<b>40,000.00</b>	<b>31,417.41</b>	-	-	-	-
<b>B · WATER DISTRIBUTION</b>						
B-1 · Service Replacements	30,000.00	-	-	-	-	-
B-2 · Small Meter Replacements	120,000.00	27,721.92	-	-	-	-
B-3 · Large Meter Replacements	5,000.00	-	-	-	-	-
B-4 · Pipeline Replacement	-	-	450,000.00	-	-	-
<b>Total B · WATER DISTRIBUTION</b>	<b>155,000.00</b>	<b>27,721.92</b>	<b>450,000.00</b>	-	-	-
<b>M · GENERAL PLANT ASSETS</b>						
M-1 · Urban Water Management Plan	50,000.00	-	-	-	-	-
M-2 · Office Air Conditioner Replacement	8,200.00	5,622.00	-	-	-	-
M-3 · Server Replacement	8,000.00	-	-	-	-	-
M-4 · Dump Truck	-	-	-	-	85,000.00	82,707.55
<b>Total M · GENERAL PLANT ASSETS</b>	<b>66,200.00</b>	<b>5,622.00</b>	-	-	<b>85,000.00</b>	<b>82,707.55</b>
<b>TOTAL BUDGETED PROJECT EXPENDITURES</b>	<b>261,200.00</b>	<b>64,761.33</b>	<b>450,000.00</b>	-	<b>85,000.00</b>	<b>82,707.55</b>