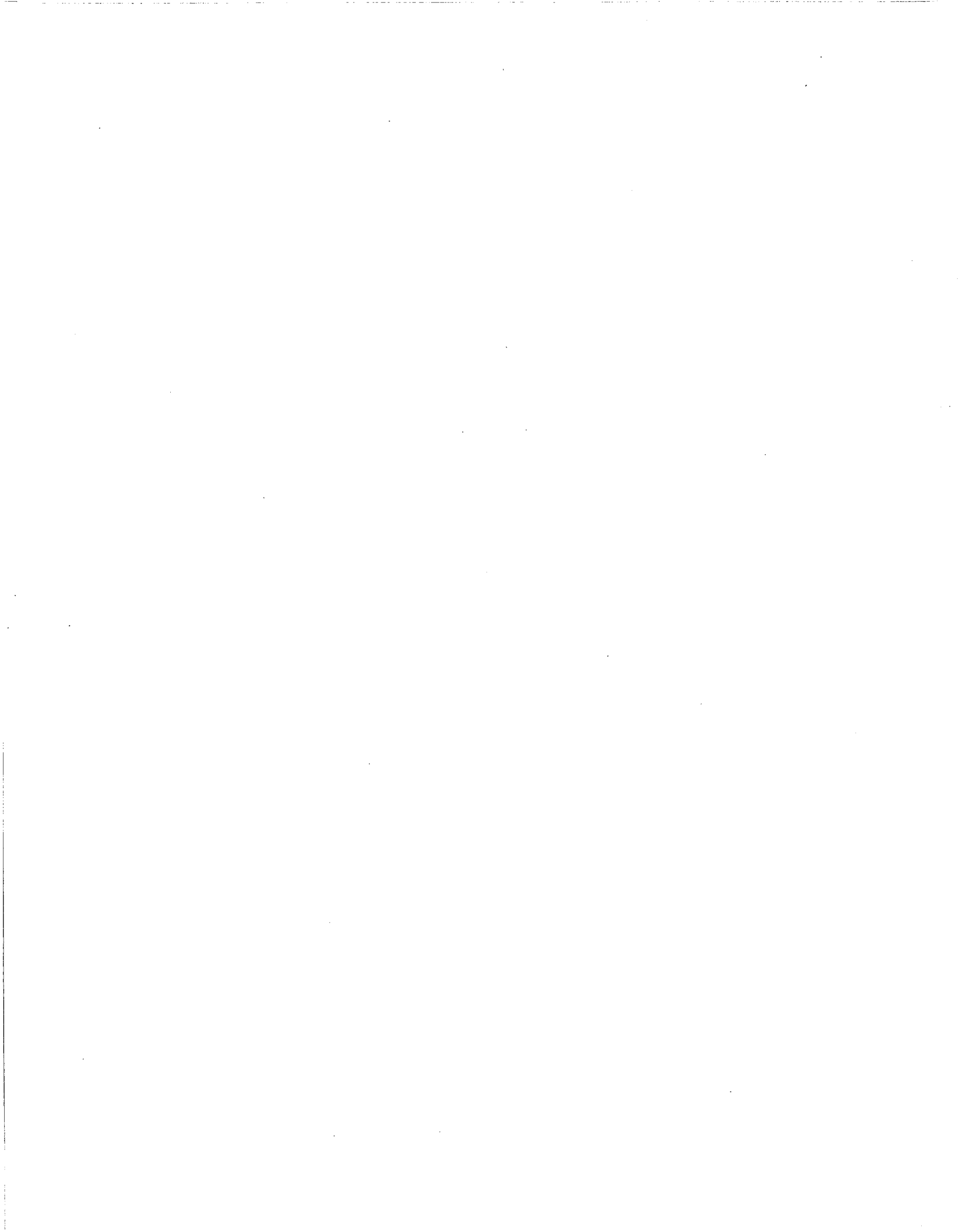


Attachment I
Carmel Area Wastewater District
correspondence dated
February 18, 2010

PLN110366/PLN110367
Mozingo (Powell)





Carmel Area Wastewater District

— Over 100 years of service —

P.O. Box 221428, Carmel, CA 93922 ♦ (831) 624-1248 ♦ Fax (831) 624-0811

February 18, 2010

Ray von Dohren
General Manager

Mark S. Scheiter
Superintendent

Robert R. Wellington
Legal Counsel

Board of Directors
Greg D'Ambrosio
Robert Kohn
Robert Siegfried
Charlotte Townsend
Ken White

Mr. Allen J. Stroh, Director
Department of Environmental Health
County of Monterey
1270 Natividad St.
Salinas, CA 93906

Subject: Well Setbacks from Sanitary Sewer Facilities

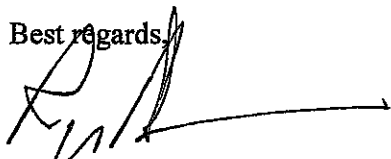
Dear Mr. Stroh,

We have been informed that the County is currently approving wells for potable water production on both residential and commercial properties within unincorporated County areas as well as in the incorporated cities. The County Environmental Health Department has, on several occasions, contacted CAWD to verify that we do not have any sanitary sewer facilities within the prescribed setback from the proposed wells. Citizens within CAWD have expressed to CAWD that they are concerned about the lack of any formal process by which adjacent property owners are advised of any encumbrances on their properties as a result of a well approval. They have also expressed concern that without a recordation of the encumbrance, future property owners will be unaware of the existence of the well and may unwittingly install sewers within the setback.

To deal with these situations, CAWD proposes to notify Plumbing Permit applicants to contact County Environmental health to ensure their proposed work will not encroach on the setback. CAWD also recommends that in cases where the setback extends to adjacent properties, the County causes the encroachment to be recorded with the County Recorder's Office so that it will appear on subsequent title searches. Another option would be to require that the entire setback be located on the well applicant's property.

In any case, if we can assist with this concern, please let us know. Please contact Sanford Veile or me at 831-624-1248 if you wish to discuss this further, or if we may answer any questions.

Best regards,


Ray von Dohren
General Manager

Cc Darby Fuerst, General Manager
Monterey Peninsula Water Management District