

# **Monterey County**

*Monterey County Government Center  
Board of Supervisors Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901*



## **Action Minutes - Final**

**Monday, July 15, 2019**

**10:30 AM**

**Special Meeting**

## **Board of Supervisors**

*Chair Supervisor John M. Phillips - District 2  
Vice Chair Supervisor Chris Lopez - District 3  
Supervisor Luis A. Alejo - District 1  
Supervisor Jane Parker - District 4  
Supervisor Mary L. Adams - District 5*

**10:30 A.M. - Called to Order**

The meeting was called to order by Chair Supervisor John M. Phillips.

**Roll Called**

Present: 5 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor John M. Phillips

**Staff Present**

Dr. Lew Bauman, County Administrative Officer, Charles McKee, County Counsel and Valerie Ralph, Clerk of the Board

**Pledge of Allegiance**

The Pledge of Allegiance was led by Supervisor Chris Lopez.

**Announcement of Interpreter**

Denise Ramero-Guiterrez, Spanish Interpreter present and announced Spanish interpreter services.

**Additions and Corrections by Clerk**

There were no additions and corrections to the agenda.

**10:30 A.M. - Scheduled Matters**

1. Public hearing to consider two appeals, one by Marina Coast Water District, and one by Public Water Now, from the April 24, 2019 Planning Commission decision approving a Combined Development Permit for a 6.4 million gallon per day (mgd) desalination plant and related facilities covering an approximately 25-acre area as a component of the overall Monterey Peninsula Water Supply Project (MPWSP).  
[NOTE: This hearing is relative to the desalination plant portion only]  
**Project Location:** 14175 Del Monte Blvd, Marina CA 93933, off the private Charlie Benson Lane, north of the City of Marina.  
**Proposed CEQA Action:** Consider an Environmental Impact Report/Environmental Impact Statement (EIR/EIS) previously certified by the California Public Utilities Commission for the Monterey Peninsula Water Supply Project (SCH#2006101004).  
**PLN150889 - CALIFORNIA AMERICAN WATER CO**  
  
Public hearing commenced.  
  
Cheryl Ku, Senior Planner, Craig Spencer, Acting RMA Services Manager and John Dugan, Deputy Director of Land Use and Community Development, Planning Department from the Resources Management Agency presented via PowerPoint presentation.

Anthony Lombardo, Attorney for the applicant California American Water Company presented with Rich Svindland, President for the California American Water Company.

Keith Van Der Maaten, General Manager for the Marina Coast Water District, Curtis Hopkins, Groundwater Consultant, Vera Nelson, Marina Coast Water District's Consultant presented on behalf of appellant Marina Coast Water District.

Public Water Now requested a continuance to Monday, September 9, 2019.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Chris Lopez with Supervisor Jane Parker voting no, to deny the request for a continuance until Monday, September 9, 2019 by Public Water Now. Motion carried 4 to 1

Appellant Melodie Chrislock, Managing Director of Public Water Now presented.

Open for public comment; Mayor Joseph Gunter, Mayor Bruce Delgado, Jan Shaner, Steve McShane, Jeff Devi, James Eric Tynan, Dr. Margaret Anne Coppernoll, Sam Teel, Dan Turner, John Tilley, Rene Boskoff

**12:00 P.M. - Recessed to Lunch at 12:32 p.m.**

**1:30 P.M. - Reconvened**

**Roll Called**

Present: 5 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor John M. Phillips

**Staff Present**

Dr. Lew Bauman, County Administrative Officer, Charles McKee, County Counsel and Valerie Ralph, Clerk of the Board

**Announcement of Interpreter**

Denise Ramero-Guiterrez, Spanish Interpreter present and announced Spanish interpreter services.

**Continued Public Hearing**

Public Comment continued:

Charles Cech, Jeanne Turner, Brian LeNeue, Marli Melton, Walt Nottory, Jeana Jett, Michael Kennedy, Brian McCarthy, Therese Kollerer, Audra Walton, Janice Parise, David Burnett, David Brown, Tina Walsh, Kathy Biala, Troy Ishikawa, Elena Falkovskaia, Harvey Vial, Elisabeth Billingsley, Liesbeth Vissener, George Powell, Herbert Cortez, Juli Hofmann, Gary Cursio, Norm Groot, George Brenmer, Sosan Schiavone, Phil Wellman, Judi Lehman, Ron Stefani, Pat Venza, John Nariji, Bill Kampe, Sylvia Shih, Peter Mountier, Dawn

Mathers, Michael Baer, Layne Long, Kevin Dayton, Rick Heuer, Tom Rowle, Christina LeDuang, Carlos Ramos, Nancy Isakson, Scott Dich, Anna Thompson, letter read into the record for Abby Bean and Tammy Jennings.

Chris Cook, Director of Operations for California American Water Company with Anthony Lombardo, Attorney for the applicant made rebuttal remarks.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez with Supervisor Mary L. Adams and Supervisor Jane Parker voting no, to:

Adopt Resolution No. 19-258 to:

- a. Certify the County considered the Environmental Impact Report/Environmental Impact Statement (SCH #2006101004) previously certified by the California Public Utilities Commission for the Monterey Peninsula Water Supply Project ;
  - b. Deny the appeal by the Marina Coast Water District from the April 24, 2019 Planning Commission's decision approving a Combined Development Permit (PLN150889)
  - c. Deny the appeal by Public Water Now from the April 24, 2019 Planning Commission's decision approving a Combined Development Permit (PLN150889)
  - d. Approve a Combined Development Permit consisting of:
    1. A Use Permit to allow construction and operation of a 6.4 MGD desalination plant; and
    2. An Administrative Permit and Design Approval to allow
      - i. Pretreatment, reverse osmosis (RO), and post-treatment systems;
      - ii. Backwash supply and filtered water equalization tanks;
      - iii. Treated water storage and conveyance facilities;
      - iv. Brine storage and conveyance facilities;
      - v. Administration building and laboratory;
      - vi. Other related operational facilities; and
      - vii. 91,000cy of grading (of 51,000cy of cut and 40,000cy of fill), to be balanced onsite.
  - e. Adopt a Mitigation Monitoring and Reporting Plan
- Staff recommends approval of the project subject to 22 Conditions of Approval.  
Motion carried 3 to 2.

A substitute motion was made by Supervisor Mary L. Adams, seconded by Supervisor Jane Parker with Supervisor Chris Lopez, Supervisor John M. Phillips and Supervisor Luis A. Alejo, voting no to:  
Continue the item and ask staff to return for final decision from the Board after the Coastal Commission holds its hearing and makes its decision on the Coastal Development permit for the desal slant wells.  
Motion failed 3 to 2

[PLN150889, California-American Water Company 14175 Del Monte Blvd;  
Greater Monterey Peninsula Area Plan (APN: 229-011-021-000)]

**PROJECT INFORMATION:**

Owner: California American Water Company  
APN: 229-011-021-000  
Zoning: PG/40-D-S and F/40-D-S  
Agent: Christopher Cook  
Plan Area: Greater Monterey Peninsula Area Plan  
Flagged and Staked: No

Continue to Tuesday, July 16, 2019, at 1:30 p.m. for further public hearing if necessary.

A continued public hearing was not necessary.

**Adjourned**

The meeting was adjourned at 4:45 p.m. by Chair Supervisor John M. Phillips.

**APPROVED:**

\_\_\_\_\_/s/ John M. Phillips\_\_\_\_\_  
**JOHN M. PHILLIPS, CHAIR**  
**BOARD OF SUPERVISORS**

**ATTEST:**

**BY: \_\_\_\_\_/s/ Valerie Ralph\_\_\_\_\_**  
**VALERIE RALPH**  
**CLERK OF THE BOARD**  
**APPROVED ON October 8, 2019**