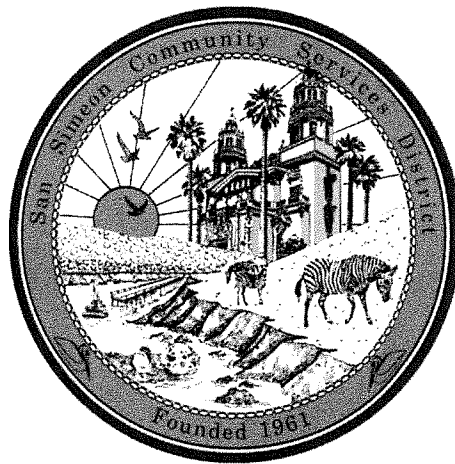


**Board of Directors  
San Simeon Community Services District**



**BOARD PACKET**

**Wednesday, August 14 , 2019  
Regular Meeting 6:00 pm**

**Cavalier Banquet Room  
250 San Simeon Avenue  
San Simeon, CA**

**Prepared by:**



**GRACE**  
ENVIRONMENTAL SERVICES

**AGENDA**  
**SAN SIMEON COMMUNITY SERVICES DISTRICT**  
**BOARD OF DIRECTORS REGULAR MEETING**  
**Wednesday, August 14, 2019**  
**6:00 pm**

**CAVALIER BANQUET ROOM**  
**250 San Simeon Avenue**  
**San Simeon, CA 93452**

**1. REGULAR SESSION: 6:00 PM**

- A. Roll Call
- B. Pledge of Allegiance
- C. Swear in Newest Board member William Carson

**2. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA:**

**Public Comment** - Any member of the public may address the Board relating to any matter within the Board's jurisdiction, provided the matter is not on the Board's agenda. Presentations are limited to three (3) minutes or less with additional time at the discretion of the Chair. Your comments should be directed to the Board as a whole and not directed to individual Board members. The Brown Act restricts the Board from taking formal action on matters not published on the agenda.

**3. SPECIAL PRESENTATIONS AND REPORTS:**

**A. STAFF REPORTS:**

- i. **Sheriff's Report** – Report for July.
- ii. **Superintendent's Report** – Summary of July activities.
- iii. **General Manager's Report** – Summary of July Activities.
- iv. **District Financial Summary** – Update on Monthly Financial Status.
- v. **District Counsel's Report** – Summary of July Activities.

**B. BOARD OF DIRECTORS AND COMMITTEE REPORTS:**

**C. SPECIAL PRESENTATION:**

- i. **Presentation Simply Clear Marketing & Media** – Progress Report on the overhaul to the District Website.
- ii. **Update from Barbara Bronson Gray** – Update on new Business related to the Cambria Community Healthcare District (CCHD).

**D. PUBLIC COMMENTS ON SPECIAL PRESENTATIONS AND REPORTS:**

**Public Comment** - This public comment period provides an opportunity for members of the public to address the Board on matters discussed during Agenda Item #3 – Special Presentations and Reports. If a member of the public wishes to speak at this time, Public Comment is limited to three (3) minutes.

**4. CONSENT AGENDA ITEMS:**

**Public Comment** - Members of the public wishing to speak on consent agenda items may do so when recognized by the Presiding Officer. If a member of the public wishes to speak at this time, Public Comment is limited to three (3) minutes.

- A. Review and approval of Minutes for the Regular Meeting on July 10, 2019.
- B. Review and approval of Disbursements Journal.
- C. Review and approval of Minutes for the Special Board Meeting on July 3, 2019.

**5. PUBLIC HEARING:**

- A. Hearing to adopt Ordinance No. 120 Water and Wastewater Capacity Fee Charges.
- B. Hearing to adopt Ordinance No. 121 Amending the Water and Wastewater Rates.

**6. BUSINESS ITEMS:**

**Public Comment** – Public comment will be allowed for each individual business item. Members of the public wishing to speak on business items may do so when recognized by the Presiding Officer. If a member of the public wishes to speak at this time, Public Comment is limited to three (3) minutes per person for each business item.

- A. Board acceptance of the Coastal Development Permit 3-19-0020 (“CDP”) and authorization for the Vice-Chairperson to sign the CDP.
- B. Discussion regarding the formation of an ad-hoc committee related to the Coastal Development Permit 3-19-0020 Special Conditions.
- C. Approval of Resolution 19-412 updating signatures including facsimile signatures for Banking services on behalf of the SSCSD.
- D. Discussion regarding formal Approval of response letter correspondence included in Coastal Commission Staff report.
- E. Discussion and direction to staff regarding an effluent filter at the WWTP for plastic micro fibers.
- F. Discussion and direction to staff regarding need for generator and/or other emergency measures in case of power outages.
- G. Discussion and direction to staff regarding a request for a letter of support related to the relocation of the San Simeon Post Office.
- H. Discussion regarding the Beautification Grant award and the scope of work to be completed.

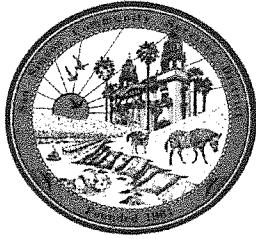
**7. BOARD/STAFF GENERAL DISCUSSIONS AND PROPOSED AGENDA ITEMS** – Requests from Board members to Staff to receive feedback, prepare information, and/or place an item on a future agenda(s).

**8. ADJOURNMENT**

All staff reports or other written documentation, including any supplemental material distributed to a majority of the Board within 72 hours of a regular meeting, relating to each item of business on the agenda are available for public inspection during regular business hours in the District office, 111 Pico Avenue, San Simeon. If requested, this agenda shall be made available in appropriate alternative formats to persons with a disability, as required by the Americans with Disabilities Act. To make a

request for a disability-related modification or accommodation, contact the District Administrator at 805-927-4778 as soon as possible and at least 48 hours prior to the meeting date. This agenda was prepared and posted pursuant to Government Code Section 54954.2.

**3. A. ii. SUPERINTENDENT REPORT**  
**Jerry Copeland**  
**Facilities Update for July 2019**



## SUPERINTENDENT REPORT

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### Item 3.A.ii

Prepared by: Jerry Copeland

#### **1. Wastewater Treatment Plant**

- All sampling, testing and reporting at the Wastewater Treatment Plant and the Recycled Water Facility was performed as required by the RWQCB.
- Annual and Semi-Annual sampling and testing and reporting was performed.
- Eco Solutions was on site to do an energy audit of the facility for PG&E.
- Two loads of sludge were hauled away.

#### **2. Water Treatment and Distribution System**

- All routine sampling and testing was performed. The monthly report was submitted to the State Water Resources Control Board (SWRCB), Division of Drinking Water (DDW).
- Monthly maintenance of the R.O. unit was performed.
- Annual fire hydrant exercising and flushing was performed throughout the water distribution system.
- Monthly water meter reading was performed.

#### **3. District and Equipment Maintenance**

- Staff continues with all of the scheduled preventive maintenance for all the equipment at the facilities. We are recording all of these activities.
- The electrical panel at the District office was replaced due to voltage fluctuations.
- Graffiti was removed around the Pico stairs.
- Weed abatement was performed around the District.

**San Simeon Community Services District      Superintendent's Report      July 2019**

**MONTHLY DATA REPORT**

Date	Day	Wastewater Inflow	Wastewater Effluent	Well 1 Total Daily Produced	Well 2 Total Daily Produced	Total Daily Water Produced	R.O. Daily Inflow	R.O. Daily Effluent Flow	R.O. Daily Brine Flow	Distribution Chloride	Chloride Wells 1 & 2	Recycled Water Distributed	Water Level Well 1	Water Level Well 2	Rainfall in Inches	State Flows
07/01/19	Mon	83,100	93,190	37,400	0	37,400	0	0	0	-	-	0	-	-	0.00	15,197
07/02/19	Tue	81,083	83,380	94,996	1,571	96,567	0	0	0	-	-	0	-	-	0.00	11,416
07/03/19	Wed	92,992	96,560	108,385	0	108,385	0	0	0	-	-	0	10.1	10.0	0.00	15,205
07/04/19	Thu	96,836	105,700	124,991	0	124,991	0	0	0	-	-	0	10.1	10.0	0.00	14,125
07/05/19	Fri	112,933	131,310	78,615	0	78,615	0	0	0	-	-	0	-	-	0.00	18,132
07/06/19	Sat	111,532	122,280	89,012	0	89,012	0	0	0	-	-	0	10.0	9.9	0.00	22,360
07/07/19	Sun	72,823	93,380	65,375	0	65,375	0	0	0	-	-	0	9.9	9.8	0.00	26,636
07/08/19	Mon	72,766	85,070	75,174	0	75,174	0	0	0	-	-	0	9.9	9.8	0.00	17,629
07/09/19	Tue	88,169	87,880	77,493	0	77,493	0	0	0	-	-	0	9.8	9.7	0.00	12,498
07/10/19	Wed	78,180	83,330	0	81,831	81,831	0	0	0	-	-	0	-	-	0.00	12,498
07/11/19	Thu	85,621	78,410	135,463	0	135,463	0	0	0	-	-	0	9.9	9.8	0.00	10,441
07/12/19	Fri	89,871	90,300	33,136	0	33,136	0	0	0	-	-	0	-	-	0.00	11,610
07/13/19	Sat	96,229	112,520	138,604	0	138,604	0	0	0	-	-	0	10.0	9.9	0.00	13,608
07/14/19	Sun	93,353	95,660	70,013	0	70,013	0	0	0	-	-	0	9.9	9.8	0.00	14,953
07/15/19	Mon	81,969	95,370	77,493	0	77,493	0	0	0	-	-	0	9.8	9.8	0.00	15,289
07/16/19	Tue	92,112	93,310	0	119,007	119,007	0	0	0	-	-	0	9.8	9.8	0.00	13,187
07/17/19	Wed	91,135	98,000	122,822	0	122,822	0	0	0	-	-	0	10.0	9.9	0.00	14,392
07/18/19	Thu	89,052	97,440	53,632	0	53,632	0	0	0	-	-	0	9.9	9.8	0.00	15,737
07/19/19	Fri	87,707	93,310	80,485	53,856	134,341	0	0	0	-	-	0	9.9	9.8	0.00	12,704
07/20/19	Sat	102,466	104,640	83,103	0	83,103	0	0	0	-	-	0	10.0	10.1	0.00	12,436
07/21/19	Sun	74,481	93,950	91,929	0	91,929	0	0	0	-	-	0	10.1	10.0	0.00	17,249
07/22/19	Mon	103,503	103,450	109,208	0	109,208	0	0	0	-	-	0	10.1	10.0	0.00	14,385
07/23/19	Tue	93,821	106,080	97,165	748	97,913	0	0	0	-	-	0	10.1	10.0	0.00	13,202
07/24/19	Wed	86,402	93,710	77,568	0	77,568	0	0	0	-	-	0	10.3	10.2	0.00	13,857
07/25/19	Thu	87,947	90,480	71,359	0	71,359	0	0	0	-	-	0	10.2	10.1	0.00	11,945
07/26/19	Fri	99,773	98,610	109,657	0	109,657	0	0	0	-	-	0	10.1	10.0	0.00	12,993
07/27/19	Sat	96,206	108,010	137,557	0	137,557	0	0	0	-	-	0	-	-	0.00	13,719
07/28/19	Sun	96,074	106,360	76,595	0	76,595	0	0	0	-	-	0	10.2	10.1	0.00	18,248
07/29/19	Mon	93,702	101,050	80,859	0	80,859	0	0	0	-	-	0	10.4	10.3	0.00	17,446
07/30/19	Tue	85,368	88,550	72,855	1,047	73,902	0	0	0	-	-	0	10.2	10.1	0.00	13,138
07/31/19	Wed	81,202	91,570	103,299	0	103,299	4848	3152	1696	-	38	0	10.2	10.1	0.00	12,495
<b>TOTALS</b>		<b>2,798,408</b>	<b>3,022,860</b>	<b>2,574,242</b>	<b>258,060</b>	<b>2,832,302</b>	<b>4848</b>	<b>3152</b>	<b>1696</b>	<b>1696</b>	<b>38</b>	<b>0</b>	<b>10.0</b>	<b>10.0</b>	<b>0.00</b>	<b>458,730</b>
Average		90,271	97,512	83,040	8,325	91,365	156	102	55	0	38	0	10.0	10.0	0.00	14,798
Minimum		72,766	78,410	0	0	33,136	0	0	0	0	38	0	9.8	9.7	0.00	10,441
Maximum		112,933	131,310	138,604	119,007	138,604	4848	3152	1696	0	38	0	10.4	10.3	0.00	26,636

**DATA SUMMARY SHEET**

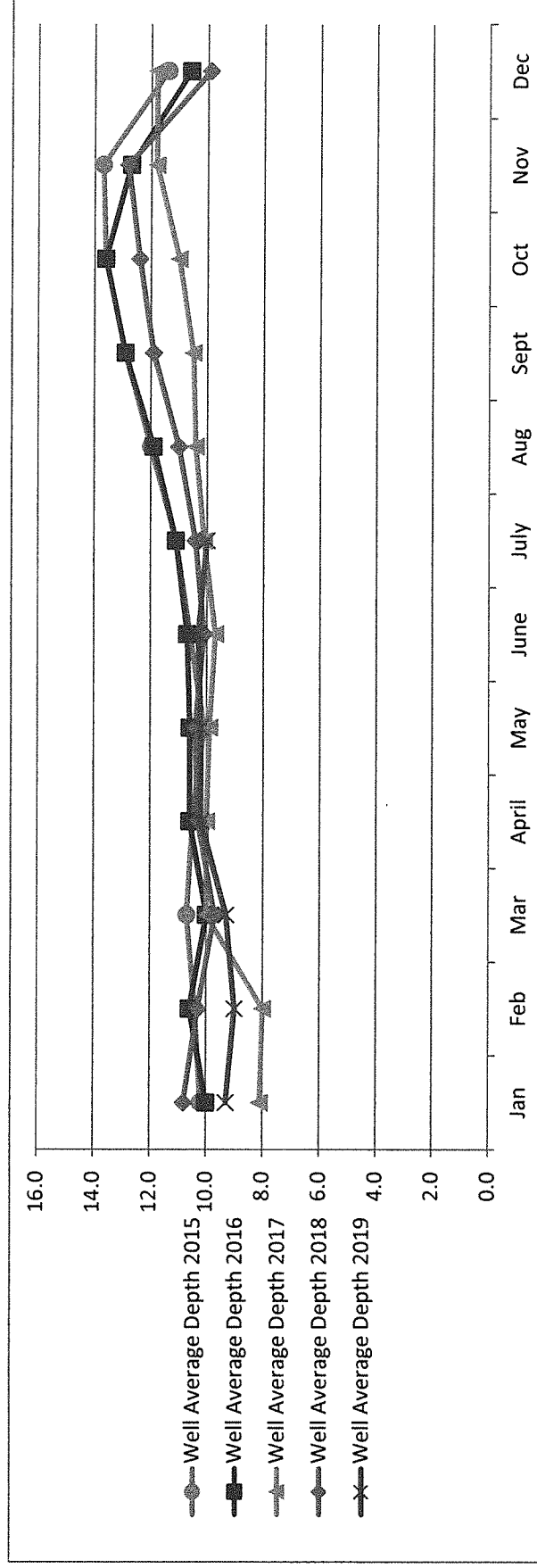
	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Aug-19	Sep-19	Oct-19	Nov-19	Dec-19	Total for 2019
Wastewater Influent	2,974,678	2,978,722	3,279,598	2,517,042	2,622,942	2,407,688	2,798,408						19,579,078
Wastewater Final Effluent (Month Cycle)	2,921,320	2,950,740	3,186,710	2,456,140	2,464,900	2,553,710	3,022,860						19,556,380
Adjusted Wastewater Influent (- State Flow)	2,599,672	2,540,371	2,840,773	2,267,805	2,227,432	2,089,028	2,339,678						16,904,759
Water Produced (month cycle)	1,849,654	1,643,730	2,013,823	2,212,060	2,175,858	2,456,058	2,832,302						15,183,486
Sewer Influent/Water Produced Ratio	1.61	1.81	1.63	1.14	1.24	0.98	1.09						N/A
Adjusted Sewer/Water Produced Ratio	1.41	1.55	1.41	1.03	1.06	0.85	0.91						N/A
Well 1 Water Production	103,897	59,616	60,663	1,010,024	2,108,538	2,162,169	2,574,242						8,079,149
Well 2 Water Production	1,745,757	1,584,114	1,953,160	1,202,036	67,320	293,889	258,060						7,104,337
Total Well Production	1,849,654	1,643,730	2,013,823	2,212,060	2,175,858	2,456,058	2,832,302						15,183,486
Water Well 1 Avg Depth to Water	9.0	8.7	9.0	10.0	10.2	10.4	10.0						N/A
Water Well 2 Avg Depth to Water	9.5	9.2	9.5	10.3	10.2	10.2	10.0						N/A
Average Depth to Water of Both Wells	9.3	9.0	9.3	10.2	10.2	10.3	10.0						N/A
Change in Average Depth to Water from 2018	-1.5	-1.3	-0.4	-0.1	-0.2	+0.2	-0.4						N/A
Average Chloride mg/L at the Wells	55	44	44	46	46	38	38						N/A
State Wastewater Treated	375,006	438,351	438,825	294,237	395,510	318,660	458,730						2,719,319
State % of Total WW Flow	13%	15%	13%	12%	15%	13%	16%						N/A
Recycled Water Sold (Gallons)	0	0	0	0	0	0	0						0
Biosolids Removal (Gallons)	4,500	0	9,000	9,000	4,500	9,000	9,000						45,000
WW Permit Limitation Exceeded	0	0	0	0	0	0	0						N/A
RW Permit Limitation Exceeded	0	0	0	0	0	0	0						N/A
Constituent Exceeded	None	None	None	None	None	None	None						N/A
Sample Limit	N/A	N/A	N/A	N/A	N/A	N/A	N/A						N/A
Sample Result	N/A	N/A	N/A	N/A	N/A	N/A	N/A						N/A

	Jan-18	Feb-18	Mar-18	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Sep-18	Oct-18	Nov-18	Dec-18	Total for 2018
Wastewater Influent	1,762,514	1,707,154	2,752,139	2,188,423	2,254,636	2,475,142	3,200,941	3,139,374	2,539,174	2,339,012	2,096,790	2,227,833	28,683,132
Wastewater Final Effluent (Month Cycle)	1,718,650	1,748,894	2,796,460	2,287,640	2,303,330	2,485,760	3,156,580	3,158,998	2,479,999	2,286,320	2,004,920	2,144,640	28,572,191
Adjusted Wastewater Influent(- State Flow) *	1,516,601	1,459,319	2,320,828	1,819,468	1,901,248	2,082,826	2,641,403	2,500,033	2,107,514	1,951,269	1,800,530	1,941,526	24,042,565
Water Produced (month cycle)	1,464,210	1,578,354	1,677,091	1,845,614	2,252,051	2,539,202	2,954,183	2,975,092	2,423,071	2,187,526	1,858,930	1,887,877	25,643,203
Sewer Influent/Water Produced Ratio	1.20	1.08	1.64	1.19	1.00	0.99	1.08	1.05	1.05	1.07	1.13	1.18	N/A
Adjusted Sewer/Water Ratio	1.04	0.92	1.38	0.99	0.84	0.82	0.89	0.84	0.87	0.89	0.97	1.03	N/A
Average Depth of Both Wells	10.8	10.3	9.7	10.3	10.4	10.1	10.4	11.0	11.9	12.4	12.8	9.9	N/A
Change in Average Depth to Water from 2017	+2.7	+2.3	-0.3	+0.3	+0.5	+0.4	+0.3	+0.6	+1.4	+1.4	+1.0	-1.9	N/A
Average Chloride mg/L at the Wells	34.5	35.5	32	35.5	35.5	32	32	32	32	34.5	45	65	N/A
State Wastewater Treated	245,913	247,835	431,311	368,955	353,388	392,298	559,538	639,341	431,660	387,743	269,260	286,307	4,613,549
State % of Total WW Flow	14%	15%	16%	17%	16%	16%	18%	20%	17%	17%	13%	13%	N/A
Recycled Water Sold (Gallons)	0	0	0	0	0	0	0	0	0	0	0	0	0
Biosolids Removal (Gallons)	9,600	0	4,800	9,600	4,800	4,800	13,500	13,500	9,000	4,500	4,500	4,500	83,100
WW Permit Limitation Exceeded	0	0	0	0	0	0	0	0	0	0	0	0	N/A
RW Permit Limitation Exceeded	0	0	0	0	0	0	0	0	0	0	0	0	N/A
Constituent Exceeded	None	None	None	None	None	None	None	None	None	None	None	None	N/A
Sample Limit	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Sample Result	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

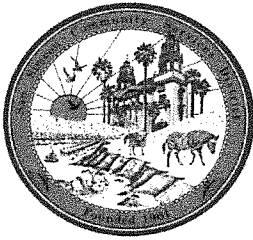


**San Simeon Community Services District Superintendent's Report July 2019**

	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec
<b>Well Average Depth 2015</b>	10.2	10.4	10.7	10.5	10.1	10.6	11.1	12.0	12.9	13.6	13.7	11.4
<b>Well Average Depth 2016</b>	10.0	10.6	10.0	10.6	10.6	10.7	11.1	11.9	12.9	13.6	12.7	10.6
<b>Well Average Depth 2017</b>	8.1	8.0	10.0	10.0	9.9	9.7	10.1	10.4	10.5	11.0	11.8	11.8
<b>Well Average Depth 2018</b>	10.8	10.3	9.7	10.3	10.4	10.1	10.4	11.0	11.9	12.4	12.8	9.9
<b>Well Average Depth 2019</b>	9.3	9.0	9.3	10.2	10.2	10.3	10.0					



**3. A. iii GENERAL MANAGER'S REPORT**  
**Charles Grace**  
**Update for July 2019**



## GENERAL MANAGER'S REPORT

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### Item 3.A.iii

**Staff Activity** – Report on Staff activities for the month of July. Regular activities performed by District staff include:

Processing of utility payments, customer service duties, answering phone calls, mailing of the regular monthly utility bills. Prepared and distributed the agenda and Board packet.

During the month of July, staff also attended to the following items:

- Responded to eleven (11) public records requests.
- Assisted Chairperson Kellas and Wood, Inc. with the National Fish Wildlife Foundation (NFWF) Grant application submittal.
- Worked with Coastal Commission Staff on the ATF CDP Special Conditions.
- Agenda and staff report for the July 3, 2019 Special Board meeting.

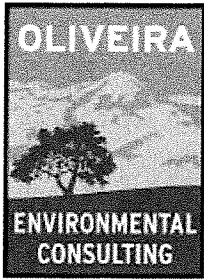
**County Wide Hazardous Mitigation Plan** – No new update at this time.

**Coastal Development Permit (CDP) Special Conditions Task Summary**–Attached is timeline summary memo. The purpose of the memo is to provide a brief summary of the tasks associated with the Special Condition requirements as detailed in the Coastal Commission staff report.

**Coastal Commission Development Permit (CDP) Special Condition 7 Update** – Special Condition 7 Coastal Trail Kiosk and Bluff Top Overlook Project.

**Phase 1 Tank Project Environmental Review** – Please see attached Oliveira Report.

Enc: Special Condition Task Summary Timeline  
Special Condition 7 update  
Oliveira Consulting Report



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August 6, 2019

Charlie Grace, General Manager  
San Simeon Community Services District  
111 Pico Avenue  
San Simeon, CA 93456

**Subject: San Simeon Community Services District Coastal Development Permit Number 3-19-0020 Special Conditions Task Summary**

Dear Charlie:

The purpose of this memo is to provide a brief summary of the tasks associated with the requirements of the San Simeon Community Services District (SSCSD) Coastal Development Permit Number 3-19-0020 Special Conditions as detailed in the Coastal Commission staff report dated 6/28/2019.

It is important to note that the CDP application submittal for this project included a substantial set of technical reports and documents prepared over several years in order to meet the detailed information requests from the Coastal Commission. This body of technical work represents a significant “head-start” in meeting the requirements of the Special Conditions and should be used as the foundation for moving forward.

## Summary of Special Conditions and Associated Tasks

### Special Condition 1

This is a summary of the approved project, including projects completed to-date and elements of the approved new development (i.e., the various permit conditions required to be implemented), and maintenance.

### Special Condition 2

Details the timing requirements for implementing the Special Condition requirements and overall requirements to keep the Coastal Commission updated on the SSCSD efforts to meet the Conditional requirements. Stipulates a 10 year timeframe for relocating the WWTP.

- **Timing:** First Mandatory Check-In = July 11, 2024. First compliance check-in (at five-year mark). Must provide documentation of all measures taken toward compliance to show “significant and diligent progress” towards meeting Special Condition 3.

- Allowance for up to two 5-year extensions of the deadline for relocating the WWTP at the discretion of the Coastal Commission. Further extensions are allowed, but will require an amendment to the CDP.
- Efforts To-Date: The CDP application submittal included an Alternatives Analysis for identification of potential sites for relocating the WWTP. The submittal also included an update to the original 2008 Alternatives Analysis. This work is the foundation of the efforts required under Special Condition 3 and can be used as a starting point for the relocation analysis.

### **Special Condition 3**

Provides the specifics of the requirement to prepare the “Coastal Hazards Response Plan” (CHRP). Includes a summary of the required elements of the CHRP, culminating in the identification of potential sites for relocating the WWTP. Includes cost analysis, funding options, technologies to be employed, and a timeline for completion.

- Timing: CHRP to be completed July 11, 2022. Maximum 5-year extension allowed at the discretion of the Coastal Commission.
- Efforts To-Date: This task represents a continuation of the significant technical reporting efforts that were part of the CDP application submittal. Including an existing Alternatives Analysis (and associated update) for identification of potential WWTP relocation sites, and engineering reports detailing the costs for replacing the existing WWTP facility and equipment, as well as a facility assessment identifying replacement needs for existing equipment. The CHRP should use this work as the foundation for Special Condition 3. Recommended to utilize the same technical team in order to build on their experience with the WWTP and work already done to-date.

### **Special Condition 4**

Provides for the details of an “Additional Riprap Installation Plan”. Consists of a plan to provide for the placement of additional riprap at the WWTP to protect it from storm surges and sea level rise in the interim while the CHRP is produced and implemented. Provides an outline of the detail required for this Plan.

- Timing: No timing requirements are mandated.
- Note: Coastal Commission staff has indicated that this Special Condition is an “authorization” to install additional riprap, rather than a “requirement”.
- Alternative Option for Meeting Special Condition 4: In lieu of preparing the “Plan”, monitor storm surges and general sea level rise over time and implement this Condition on an as-needed basis. This is already required anyway under Special Condition 5 (no need to duplicate efforts). Refer to the monitoring, repair and maintenance efforts required under Special Condition 5 and provide a general assessment of the risk of storm surges in the communications and updates to the Coastal Commission as required under Special Condition 1. In the communication with the Coastal Commission, state

whether or not additional riprap is needed based on the monitoring required under Special Condition 5.

#### **Special Condition 5**

Provides for the requirements of “Riprap Revetment and Pipe Structure Monitoring, Repair and Maintenance”. Overall requirement to engage a civil engineer to monitor the existing riprap and assess its condition and ability to function as designed. This also includes monitoring of the existing pipe bridge over Arroyo Del Padre Juan creek. It is important to note that this Special Condition authorizes any repairs identified as necessary (no additional CDP needed). Provides for the required elements of repair and maintenance, other agency permitting that is still required, and notification requirements before repairs are implemented.

- **Timing:** Monitoring report must be submitted to the Coastal Commission every 5 years until the WWTP is relocated. First deadline is July 11, 2024.
- **Efforts To-Date:** A detailed assessment of the existing WWTP facility was included in the CDP application submittal. Recommend using this as a foundation for the required monitoring.

#### **Special Condition 6**

Provides for the requirement to initiate a Creek Enhancement effort. Includes the requirement to prepare a “Plan” for habitat restoration at the WWTP site and the portion of Arroyo Del Padre Juan Creek adjacent to the WWTP. This shall include plans to remove non-native plants and planting of native species. This includes monitoring the successful restoration efforts. It is important to note that the restoration efforts under this Special Condition are limited to the WWTP site itself, and portions of Arroyo Del Padre Juan Creek directly adjacent to the WWTP.

- **Timing:** The Creek Enhancement Plan is due by July 11, 2020. Implementation of the Plan and habitat restoration must be completed within 2 years (by July 11, 2021).
- **Efforts To-Date:** The bulk of this Special Condition has already been completed under the Biological Resource Assessment and Landscape Plan submitted to and approved by the Coastal Commission as part of the CDP application submittal. This represents a significant head start to the Plan. It is anticipated that the required Plan will be a repackaging of the efforts already done to-date.
- **Additional Recommendation:** Usually, we would expect to implement habitat restoration once the WWTP has been decommissioned and relocated. The demolition of the WWTP facility could pose a risk to the new plantings, and once the demolition is complete the SSCSD would have much more room on-site for native plantings. It is recommended to discuss this with the Coastal Commission and request that the planting be completed once the WWTP has been demolished and relocated. However, it is likely that the Coastal Commission considers this an immediate need that cannot be delayed until WWTP decommissioning. It is worth noting that there is already a separate Special Condition (#10) that requires habitat restoration after demolition.

### **Special Condition 7**

Provides for the requirement to install an Interpretive display at the entrance to the State Parks open space and Coastal Trail at the intersection of Balboa Avenue and Vista Del Mar Avenue. This also includes the requirement to install a bluff-top overlook consisting of a bench and picnic table near the entrance to the State Parks open space for public recreational use. This Special Condition provides for the details of this development.

- Timing: The plan for this installation is due by July 11, 2020. Installation must be complete by July 11, 2021.
- Efforts To-Date: The planning for this installation has been initiated. A brief description of the required interpretive display and bluff-top overlook design was prepared and submitted to State Parks for their review (July 26, 2019). We anticipate working with State Parks to get approval of the project and design for implementation. As with the other required Special Conditions, planning and construction will be subject to funding opportunities (i.e., grants and other agency partnerships). It is important to highlight this as a limiting factor in the communications with the Coastal Commission as required under Special Condition 1.

### **Special Condition 8**

Provides for the requirement to submit payment for an "Ocean Outfall Mitigation Fee". Includes a fee of \$3,141.43 to be paid to the Regents of the University of California on behalf of the UC Davis Wildlife Health Center.

- Timing: Fee payment is required by January 11, 2020.

### **Special Condition 9**

Provides for the requirement to prepare an Ocean Outfall Assessment Plan. Includes required elements of the Plan, including procedures for inspection of the outfall and an assessment of the risk for failure of the outfall and necessary repairs. Stipulates that failure of the outfall will require a CDP amendment. It is important to note that this inspection is already required as part of the other-agency permits for the outfall pipeline.

- Timing: Ocean Outfall Assessment Plan to be submitted to the Coastal Commission by January 11, 2020.
- Efforts To-Date: This Special Condition is already being effectively met through the requirements of the existing outfall permit through the State Water Resources Control Board and the lease through State Lands. These agencies require the regular inspection of the outfall pipeline, which has been an on-going effort since the outfall was installed. It is recommended that the SSCSD work with the Coastal Commission to refine this requirement to specify that the SSCSD shall submit a copy of the other-agency monitoring requirements (to satisfy the requirement to prepare the "Plan") and copy the Coastal Commission on all future inspection reports.

### **Special Condition 10**

Provides for the required decommissioning of the WWTP and restoration of the site (including blufftop, bluff and creek areas). Includes the preparation of a "Plan" for decommissioning and habitat restoration. This requirement is very similar to the requirements under Special Condition 6. The difference being that Special Condition 6 requires a habitat restoration plan for immediate restoration and Special Condition 10 requires a restoration plan for the site once the WWTP is removed. This Special Condition also includes the required dedication of the WWTP property to a public agency or private entity for open space conservation and public use.

- Timing: The Plan is required to be submitted prior to initiating decommissioning of the WWTP (no specific dates are mentioned). Habitat restoration shall be initiated within 1 year of decommissioning. Dedication of the WWTP site must be completed within 3 months of issuance of the CDP (i.e., by October 2019).
- Efforts To-Date: Please refer to the discussion under Special Condition 6. These two efforts could be combined to save time and resources (i.e., funding) since the effort is the same, only the timing of implementation is different. At a minimum, the Plans required under Special Conditions 6 and 10 can be combined into one document to save time and resources.

### **Special Conditions 11-16**

Standard boilerplate condition language. Consists of the assumption of risk, waiver of liability and indemnification stipulations. Includes requirement for a new CDP if required, authorization from neighboring landowners for the elements of the CDP (within 90 days of the CDP), authorizations from other agencies, minor changes to be approved by the Coastal Commission and liability for costs and attorney fees.

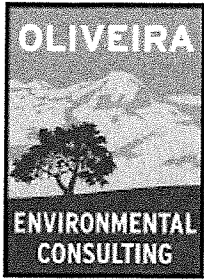
Thank you for the opportunity to assist the SSCSD with the assessment of the CDP Special Conditions discussed above. Please feel free to contact me anytime if you have any questions or to discuss options for assisting the SSCSD to meet these requirements.

Sincerely,



**Jeff Oliveira, Principal Environmental Planner**





3155 Rose Avenue  
San Luis Obispo, CA 93401  
(805) 234-7393  
jeffo@olive-env.com  
www.olive-env.com

July 26, 2019

Charles Grace, General Manager  
San Simeon Community Services District  
111 Pico Avenue  
San Simeon, CA 93452

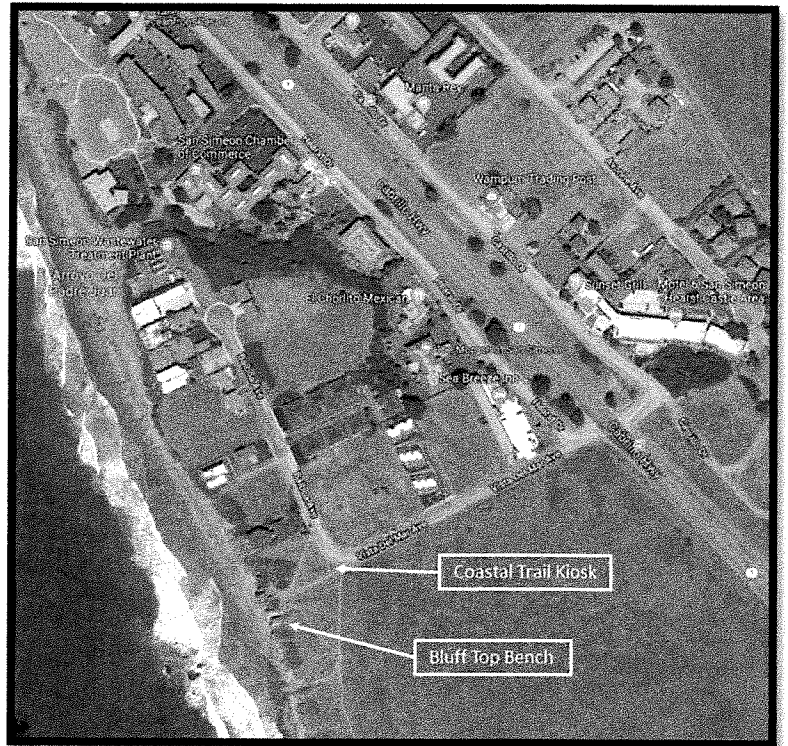
**Subject: Project Description for the Proposed Coastal Trail Interpretive Sign and Bluff Top Overlook Project at Balboa Avenue and Vista Del Mar Avenue, San Simeon, CA.**

Dear Charlie:

The following is a brief description of the proposed Coastal Trail Interpretive Sign and Bluff Top Overlook Project, located at the entrance to the State Parks open space at the intersection of Balboa Avenue and Vista Del Mar Avenue in the community of San Simeon, San Luis Obispo County, CA. The following is based on preliminary discussions with the San Simeon Community Services District (SSCSD), California State Parks and the California Coastal Commission.

Specifically, the proposed Coastal Trail Interpretive Sign and Bluff Top Overlook Project would implement the requirements of Special Condition #7, "Public Access Overlook", from the Coastal Commission staff report for Coastal Development Permit Application Number 3-19-0020. This project is intended to fulfill this conditional requirement.

The proposed project would provide a public access overlook on State Parks property (subject to State Parks approval) on the blufftop overlooking the ocean in the vicinity of the Balboa and Vista del Mar Avenue intersection (refer to the inset image above). The overlook would connect to the existing Coastal Trail entrance by a footpath intended to encourage trail users to remain on designated paths to avoid impacts to the sensitive coastal terrace habitat.



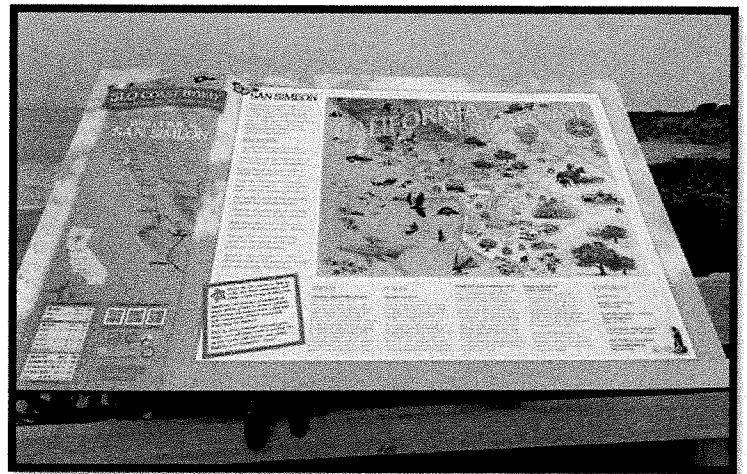
The proposed ocean overlook would include, at a minimum, one park bench with the option to include a second bench and would be sited and designed to blend into the natural environment seamlessly to protect public views. This includes the potential use of natural materials such as

decomposed granite for the path and wood or stone building materials for example. The photo to the left is taken from the location identified in the image above and includes a superimposed park bench to show the approximate location and orientation of the overlook (image for planning purposes only).



In addition to the bluff top overlook, the proposed project also includes installation of informational and interpretive signage intended to provide educational materials to the public with respect to the natural environmental, coastal habitat, opportunities for conservation, and

details on State Parks and the California Coastal Trail system. The interpretive signage would be located at the Balboa and Vista del Mar Avenue intersection depicted in the image on the previous page. The interpretive signage would be designed to provide clear information without impacting public views and site character. Similar to the proposed bluff top overlook, the interpretive signage would be designed with natural materials appropriate for the coastal environment. The image above is taken from the Pico Avenue cul-de-sac and provides an example of the proposed design. The sign provides clear information in a weather resistant, complementary design used locally and found all along the coast. The signage could be attached to existing structures or installed on its own pedestal. The final design and content would be required to be approved by State Parks and the Coastal Commission.

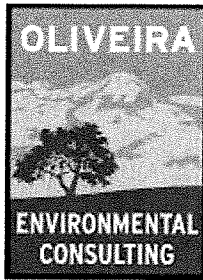


The sign provides clear information in a weather resistant, complementary design used locally and found all along the coast. The signage could be attached to existing structures or installed on its own pedestal. The final design and content would be required to be approved by State Parks and the Coastal Commission.

Thank you for working with Oliveira Environmental Consulting LLC for this assignment. If you have any questions about this project, please feel free to contact me anytime at 805-234-7393 (jeffo@olive-env.com).

Sincerely,

**Jeff Oliveira, Principal Environmental Planner**  
Oliveira Environmental Consulting



3155 Rose Avenue  
San Luis Obispo, CA 93401  
805.234.7393; jeffo@olive-env.com  
www.olive-env.com

August 5, 2019

San Simeon Community Services District  
Board of Directors  
111 Pico Avenue  
San Simeon, CA 93452

**Subject: Project Update – July 2019. San Simeon Community Services District Water Tank Project CEQA Review and Permitting**

SSCSD Board:

Thank you for the opportunity to submit the following update for the San Simeon Community Services District (SSCSD) Water Tank Project CEQA review and permitting process. This memo is intended as a follow-up to the environmental review process and project permitting update presented to the SSCSD Board of Directors at the previous (May 2019) hearing.

As you recall, the SSCSD Water Tank project is considered a “project” under the California Environmental Quality Act (CEQA). After a preliminary review of the potential project environmental impacts and discussion with County staff, it was determined that the preparation of a Mitigated Negative Declaration (MND) would be the appropriate level of environmental review.

**County Coordination**

As previously reported, we met with County staff to provide an update on the project MND progress and discuss the results of the technical surveys (see below) completed to-date and to get direction on the eventual land use permit process.

The project will trigger a Conditional Use Permit/Development Plan, which will require a hearing at the Planning Commission. The County provided guidance on what that process will entail and what information will be needed and noted that the CSD is meeting all of the information needs that they anticipate. The County also confirmed that they will support a Fee Waiver Request in order to waive permit fees up to \$5,000. If additional fees are needed, the CSD will have the option to request further waivers from the Board of Supervisors.

The following is a brief update for each of the previously identified milestones.

**Prepare Technical Reports (Archaeological, Biological Resource Assessment, Visual Simulations)**

The archaeological report is complete and no pre-historic resources were discovered. The visual

simulations have been finalized as of December. It has been confirmed that the proposed water tanks would be almost completely blocked from views along Highway 1 by intervening topography and vegetation. The biological assessment has been completed, confirming the presence of native coastal terrace habitat and identifying mitigation measures to address any impacts.

**In-Season (springtime) Rare Plant Survey:** The local agencies (County of SLO, Coastal Commission, CDFW) prefer for seasonal surveys to be done prior to issuing a MND in order to rule out any impacts upfront.

The initial blooming season survey was completed on April 25<sup>th</sup>. An additional survey was completed to assess late-blooming rare plants and the report was completed last week and submitted to the CSD confirming the presence of rare plants in the project vicinity. However, the project impact assessment and recommended mitigation strategy from the project Biological Resource Assessment have not changed and remain consistent. The biological impacts and mitigation measures to reduce impacts to less than significant levels will be incorporated into the MND.

**Issue Tribal Consultation Invitation per the Requirements of AB 52**

As required by State law, a notice has been sent to the Tribal Representatives in the project area identified by the Native American Heritage Commission. Additional comments have been received and noted and we will work with the County to ensure compliance.

**Prepare Draft MND**

Preparation of the Draft MND has already been initiated. Once reviewed, a Final MND will be printed and published through the State Clearinghouse for the required 30-day public review period. Any comments received will be noted and presented to the SSCSD Board during the hearing for Certification and Adoption of the MND. Please note that the timing for this task is subject to change.

**Prepare Final MND**

To be initiated upon final review of the Draft MND.

**Publish MND and Notice of Availability**

To be completed upon preparation of the Final MND. The Final MND will be printed and published with the State Clearinghouse for the 30-day public review period.

**Public Review (30 Days)**

To be initiated upon publication of the Final MND.

**Consideration of MND for Certification by SSCSD Board**

Once the public review period is complete, the MND will be considered for Certification and Adoption by the SSCSD Board.

**File Notice of Determination with County Clerk**

To be completed within 5 working days after Board Certification.

**NEPA Review for Federal (USDA) Grant Funding**

As confirmed with the USDA, the project will trigger environmental review under NEPA in order to be eligible for Federal funding. In order to qualify for a NEPA Categorical Exclusion (i.e., the lowest level of review), the impact assessment and mitigation measures from the MND will need to be incorporated into the Categorical Exclusion. As such, the NEPA process will need to follow the CSD adoption of the upcoming MND. The NEPA process can begin immediately following submittal of the Notice of Determination discussed above. This can be initiated consecutively with the County's land use permit application discussed below and we will be happy to assist the CSD with this task.

**Submit Permit Application to County**

To be completed upon filing of the NOD with the County. It is expected that the project will trigger the need for a Conditional Use Permit from the County. We will work with the County to waive any project permit fees possible. CEQA review will have been completed already, which should speed up the County's review process.

**County Permit Hearing**

The project Land Use Permit will require a public hearing, to be scheduled by the County, for project approval.

Thank you for the opportunity to provide a brief project update. Please feel free to contact me if you have any questions.

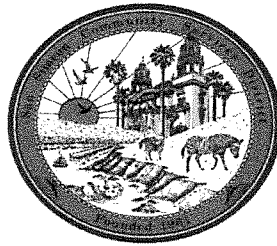
Sincerely,



**Jeff Oliveira, Principal Environmental Planner**  
Oliveira Environmental Consulting LLC

**3. A. iv. DISTRICT FINANCIALS**  
**Cortney Murguia**  
**July 31, 2019**

# SAN SIMEON COMMUNITY SERVICES DISTRICT



## 3.A.iv FINANCIAL SUMMARY

### Billing July 31, 2019

<b>June Billing Revenue</b>	<b>\$ 90,668.54</b>
<b>July Billing Revenue</b>	<b>\$ 98,821.89</b>
Past Due (31 to 60 days)	\$ 452.46
Past Due (60 days)	\$ 0.30

### ENDING BANK BALANCES

July 31, 2019

#### RABOBANK SUMMARY:

**Well Rehab Project/USDA Checking Account** \$ **19.00**

#### PACIFIC PREMIER BANK:

**Money Market Account Closing Balance June 30, 2019** \$ **926,976.71**

**Interest for July** \$ 1,918.27

**Money Market Account Closing Balance July 31, 2019** \$ **928,894.98**

Reserve Fund (250,000.00)

Wait-list Deposits (69,750.00)

Customer Deposits (9,150.00)

**Available Funds** \$ **599,994.98**

**General Checking Account July 31, 2019** \$ **44,084.19**

**LAIF Closing Balance July 31, 2019** \$ **543.02**

**Interest Money Market Account 2018** \$ **5,473.10**

**Interest Money Market Account Year to Date** \$ **12,832.02**

**SAN SIMEON COMMUNITY SERVICES DISTRICT**  
**Balance Sheet**  
As of July 31, 2019

	Jul 31, 19
<b>ASSETS</b>	
<b>Current Assets</b>	
<b>Checking/Savings</b>	
1010 · Petty cash	150.00
1015 · Pacific Prem - General Checking	42,287.49
1017 · Pacific Premier-Money Market	928,894.98
1022 · USDA checking-Rabobank-7466	44.00
1040 · Cash in county treasury	108.33
1050 · LAIF - non-restricted cash	543.02
<b>Total Checking/Savings</b>	972,027.82
<b>Other Current Assets</b>	
1200 · Accounts receivable	116,783.30
1300 · Prepaid expenses	9,315.95
<b>Total Other Current Assets</b>	126,099.25
<b>Total Current Assets</b>	1,098,127.07
<b>Fixed Assets</b>	
<b>1400 · Fixed assets</b>	
1420 · Building and structures	395,874.73
1500 · Equipment	316,747.53
1540 · Major Water Projects	190,360.90
1560 · Pipe bridge	28,075.58
1580 · Sewer plant	1,488,555.08
1600 · Water system	550,390.00
1620 · WWTP expansion	299,565.92
1630 · Tertiary Project	262,932.67
1640 · Wellhead Rehab Project	450,827.53
1650 · Walkway access projects	21,511.00
1660 · RO Unit	931,966.97
1670 · Reservoir	166,852.79
1680 · Generator	29,101.14
<b>Total 1400 · Fixed assets</b>	5,132,761.84
1690 · Accumulated depreciation	(2,450,730.17)
<b>Total Fixed Assets</b>	2,682,031.67
<b>TOTAL ASSETS</b>	<b>3,780,158.74</b>
<b>LIABILITIES &amp; EQUITY</b>	
<b>Liabilities</b>	
<b>Current Liabilities</b>	
<b>Other Current Liabilities</b>	
2100 · Payroll liabilities	(15.30)
2500 · Customer security deposits	9,100.00
2510 · Connect hookup wait list	69,750.00
2520 · USDA Loan	451,436.07
<b>Total Other Current Liabilities</b>	530,270.77
<b>Total Current Liabilities</b>	530,270.77
<b>Total Liabilities</b>	530,270.77
<b>Equity</b>	
3200 · Fund balance	3,256,182.23
3900 · Suspense	(1,656.77)
Net Income	(4,637.49)
<b>Total Equity</b>	3,249,887.97



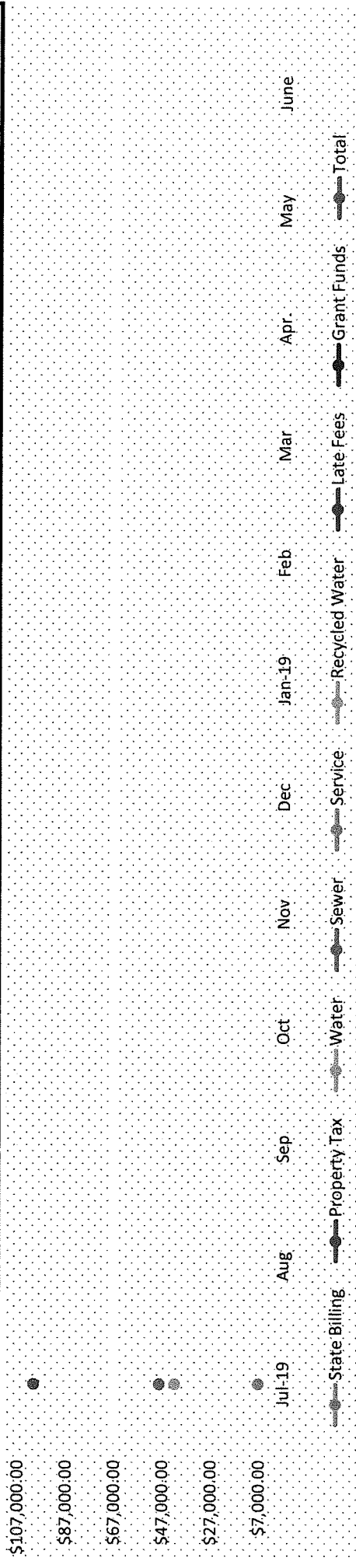
**SAN SIMEON COMMUNITY SERVICES DISTRICT**  
**Balance Sheet**  
As of July 31, 2019

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	Jul 31, 19
TOTAL LIABILITIES & EQUITY	<u>3,780,158.74</u>

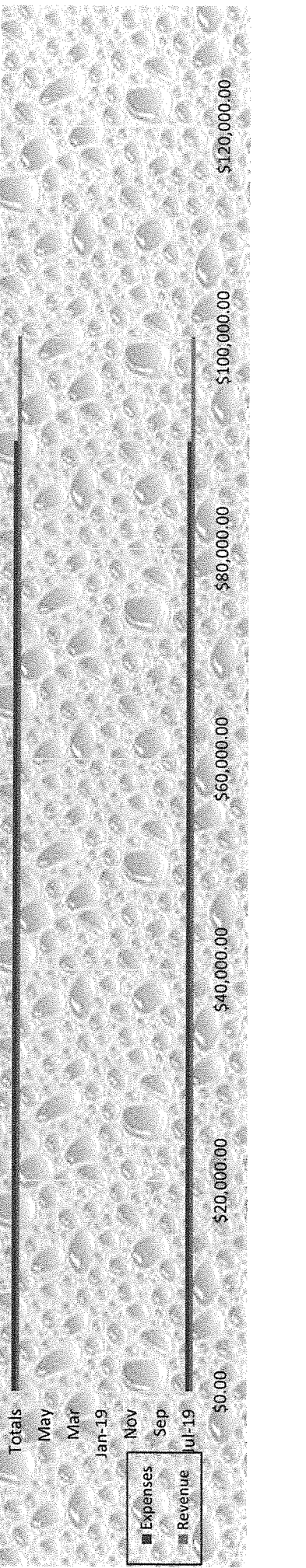
DISTRICT REVENUE FY 2019/2020

	Jul-19	Aug	Sep	Oct	Nov	Dec	Jan-19	Feb	Mar	Apr.	May	June	Totals
State Billing													\$0.00
Property Tax	\$1,218.61												\$1,218.61
Water	\$41,718.97												\$41,718.97
Sewer	\$48,137.21												\$48,137.21
Service	\$7,113.60												\$7,113.60
Recycled Water													\$0.00
Late Fees	\$1,957.04												\$1,957.04
Grant Funds													\$0.00
<b>Total</b>	<b>\$100,145.43</b>												<b>\$100,145.43</b>
Water Sold Cu Ft	336845												336845
Water Sold Acre ft	7.73	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	7.73



REVENUE VS EXPENSES

	Jul-19	Aug	Sep	Oct	Nov	Dec	Jan-19	Feb	Mar	Apr.	May	June	Totals
Revenue	\$100,145.43	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$100,145.43
Expenses	\$90,205.84												\$90,205.84
<b>Balance</b>	<b>\$9,939.59</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$9,939.59</b>



FY 2016/2017

SAN SIMEON COMMUNITY SERVICES  
HISTORICAL FISCAL REVIEW

Month	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Fiscal Total
State Billing			\$12,485.00			\$13,996.07			\$29,440.40			\$23,960.29	\$79,881.76
Property Tax	\$1,161.69		\$1,164.42	\$6,789.01	\$6,970.82	\$28,878.98	\$2,456.74	\$2,966.66	\$2,421.97	\$23,540.38	\$415.92	\$1,111.78	\$77,898.37
Water	\$36,292.1	\$36,746.52	\$31,241.74	\$29,953.03	\$22,549.49	\$19,445.8	\$25,600.5	\$22,112.36	\$19,816.90	\$27,563.35	\$27,763.55	\$31,331.40	\$330,416.71
Sewer	\$41,862.8	\$43,190.60	\$36,386.89	\$35,106.74	\$25,574.57	\$21,817.9	\$29,037.7	\$24,590.36	\$22,440.87	\$31,022.32	\$31,228.75	\$34,851.59	\$377,111.12
Service	\$6,559.5	\$6,472.20	\$6,472.20	\$6,472.20	\$6,626.30	\$6,533.8	\$6,503.0	\$6,503.02	\$6,503.02	\$6,503.02	\$6,564.66	\$6,626.30	\$78,339.28
Recycled Water					\$0.00	\$216.4							\$216.35
Late Fees	\$485.7	\$97.52	\$595.71	\$316.72	\$353.70	\$1,587.7	\$366.8	\$1,387.73	\$735.52	\$202.87	\$187.94	\$804.03	\$7,121.95
Total Revenue	\$86,361.78	\$86,506.84	\$88,365.96	\$78,637.70	\$62,074.88	\$92,476.61	\$63,964.81	\$57,560.13	\$81,358.68	\$88,831.94	\$66,160.82	\$98,685.39	\$950,985.54
Total Expense	\$127,105.89	\$72,035.48	\$114,268.09	\$71,273.31	\$75,340.87	\$66,017.87	\$71,441.43	\$72,822.48	\$152,049.21	\$62,994.78	\$77,525.44	\$71,667.28	\$1,034,532.13
Water Sold Cu Ft	324654	324654	281207	269907	203338	175391	232048	200704	179990	249876	249279	282352	2,973,400
Water Sold Acre ft	7.45	7.45	6.46	6.20	4.67	4.03	5.33	4.61	4.13	5.74	5.72	6.48	68.26

FY 2017/2018

Month	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Fiscal Total
State Billing			\$24,606.31			\$21,914.14			\$21,542.66			\$23,690.87	\$91,753.98
Property Tax	\$1,282.43		\$121.78	\$3,983.38	\$11,222.22	\$31,099.09	\$7,506.90	\$2,750.02	\$640.94	\$22,168.20	\$1,686.05	\$771.97	\$63,232.98
Water	\$34,880.43	\$36,192.33	\$31,137.52	\$27,989.25	\$26,930.07	\$19,762.53	\$22,551.64	\$25,457.70	\$16,741.07	\$28,408.76	\$27,795.23	\$36,075.95	\$333,932.48
Sewer	\$38,495.46	\$39,770.86	\$33,836.96	\$30,919.58	\$29,421.68	\$21,164.32	\$25,021.12	\$28,652.26	\$19,108.33	\$32,900.73	\$31,492.38	\$40,773.70	\$371,557.38
Service	\$6,820.12	\$6,950.95	\$6,821.63	\$6,659.98	\$6,886.29	\$6,886.29	\$6,789.30	\$6,853.96	\$6,724.64	\$6,724.64	\$6,724.64	\$6,724.64	\$61,567.08
Recycled Water													\$0.00
Late Fees	\$628.24	\$379.06	\$292.61	\$241.85	\$221.14	\$159.01	\$113.69	\$197.92	\$487.09	\$284.43	\$202.63	\$179.47	\$3,387.14
Total Revenue	\$82,106.68	\$83,293.20	\$96,816.81	\$69,804.04	\$74,681.40	\$100,985.38	\$61,982.65	\$63,911.86	\$65,244.73	\$90,486.76	\$67,900.93	\$108,216.60	\$965,431.04
Total Expense	\$94,660.34	\$87,503.06	\$104,489.98	\$71,763.52	\$62,490.35	\$65,613.60	\$68,196.48	\$73,251.65	\$109,510.66	\$70,856.21	\$60,363.24	\$80,743.66	\$1,009,442.75
Water Sold Cu Ft	299369	310960	266284	241692	232942	169355	194345	217741	144425	244412	237414	308632	2,867,771
Water Sold Acre ft	6.87	7.14	6.11	5.55	5.35	3.89	4.46	5.00	3.32	5.61	5.45	7.09	65.84

FY 2018/2019

Month	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Fiscal Total
State Billing			\$26,723.91			\$20,971.00			\$19,858.71			\$19,390.52	\$66,944.14
Property Tax	\$1,288.59		\$169.19	\$7,205.82	\$8,542.19	\$33,187.58	\$1,319.32	\$4,888.55	\$2,227.01	\$22,928.34	\$3,062.24	\$1,057.02	\$65,875.85
Water	\$81,336.59	\$45,279.14	\$41,178.74	\$34,050.67	\$30,760.16	\$24,353.21	\$29,009.60	\$27,745.06	\$24,146.67	\$35,445.24	\$29,158.01	\$38,455.33	\$400,918.42
Sewer	\$47,258.33	\$53,156.35	\$47,379.43	\$39,628.31	\$35,491.84	\$28,149.21	\$34,169.78	\$32,181.86	\$27,850.19	\$41,666.62	\$33,854.74	\$44,856.07	\$465,642.73
Service	\$7,111.73	\$7,113.60	\$7,113.60	\$7,113.60	\$7,079.40	\$7,079.40	\$7,147.80	\$7,079.40	\$7,079.40	\$7,079.40	\$7,045.20	\$7,079.40	\$65,121.93
Recycled Water					\$0.00								\$0.00
Late Fees	\$461.43	\$201.49	\$290.08	\$168.71	\$600.53	\$135.60	\$178.43	\$146.51	\$126.87	\$177.46	\$111.54	\$272.66	\$2,871.31
Total Revenue	\$87,456.67	\$105,750.58	\$122,854.95	\$88,167.11	\$82,474.12	\$113,876.00	\$71,824.93	\$72,041.38	\$81,288.85	\$107,297.06	\$73,231.73	\$111,111.00	\$1,127,374.38
Total Expense	\$81,495.91	\$74,250.58	\$102,279.81	\$104,990.12	\$111,554.79	\$92,037.25	\$94,850.91	\$94,625.06	\$71,744.58	\$105,016.25	\$89,244.32	\$98,066.81	\$1,120,156.39
Water Sold Cu Ft	334631	367360	332914	276609	243491	195107	236456	227602	197397	288979	236030	311046	3,246,622
Water Sold Acre ft	7.68	8.43	7.64	6.33	5.59	4.48	5.43	5.23	4.53	6.63	5.42	7.14	74.53

#### **4. CONSENT AGENDA**

**A. Review and approval of Minutes for the Regular Meeting on July 10, 2019.**

## **4. CONSENT AGENDA**

**B. Review and approval of Disbursements Journal.**

**SAN SIMEON COMMUNITY SERVICES DISTRICT**  
**Disbursements Journal**  
 August 2019

Type	Date	Num	Name	Memo	Paid Amount
<b>July Disbursement made after July 2019 BOD meeting</b>					
Bill Pmt -Check	07/16/2019	1840	Simply Clear Marketing & Media	Project set up fee for new website - 50% down. Date 7/16/2019.	-5,450.00
<b>TOTAL Additional July Disbursement</b>					<b>-5,450.00</b>
<b>August Disbursements</b>					
Paycheck	08/01/2019	1841	GWEN KELLAS	Board Service July 2 through August 1, 2019.	-92.35
Paycheck	08/01/2019	1842	JOHN K RUSSELL	Board Service July 2 through August 1, 2019.	-92.35
Paycheck	08/01/2019	1843	JULIA A GREENAN	Board Service July 2 through August 1, 2019.	-92.35
Paycheck	08/01/2019	1844	MARY M McGUIRE	Board Service July 2 through August 1, 2019.	-92.35
Bill Pmt -Check	08/14/2019	1845	Jana Edwards	To refund portion of customer security deposit refund on Acct #393. 8/1/19.	-15.50
Bill Pmt -Check	08/14/2019	1846	San Simeon Community Services District	To use portion of customer #393 security deposit to pay final closing bill amount due. 8/1/2019.	-34.50
Bill Pmt -Check	08/14/2019	1847	Adamski Moroski Madden Cumberland & Green	Legal services regarding general matters through June 30, 2019. Inv 47615 dated 7/17/19.	-4,639.44
Bill Pmt -Check	08/14/2019	1848	Adamski Moroski Madden Cumberland & Green	Legal services regarding Rip-Rap matter through June 30, 2019. Inv 47614 dated 7/17/19.	-322.50
Bill Pmt -Check	08/14/2019	1849	Alpha Electrical Service	Electrical service upgrades at office. Replaced meter/main panel, riser, wiring, subpanel and transformer to alarm system. Invoice 8513 dated 7/17/19.	-3,225.94
Bill Pmt -Check	08/14/2019	1850	ERA A Waters Company	pH, Residual Chlorine, Dissolved Oxygen. Inv 907672 dated 7/15/19.	-289.09
Bill Pmt -Check	08/14/2019	1851	Kathleen Fry Bookkeeping Services	Bookkeeping Services July 2019. Inv 2019-07 dated 07/31/19.	-1,200.00
Bill Pmt -Check	08/14/2019	1852	Kathleen Fry Bookkeeping Services	Special services - attend budget meetings April - June 2019. Inv 7-31-19 dated 07/31/19.	-195.00
Bill Pmt -Check	08/14/2019	1853	New Times	Public Hearing Notice re: Ordinances 120 and 121; Capacity fees; Water/Wastewater rate increase. Inv 301120 dated 8/1/19.	-108.00
Bill Pmt -Check	08/14/2019	1854	Oliveira Environmental Consulting LLC	Environmental consulting regarding Rip-Rap project and IRWM Prop 1 grant process. Inv OEC-2019-019 dated 7/23/19.	-4,180.00
Bill Pmt -Check	08/14/2019	1855	Oliveira Environmental Consulting LLC	Springtime rare plant survey for reservoir project. Inv OEC-2019-022 dated 7/23/19.	-3,700.00
Bill Pmt -Check	08/14/2019	1856	Oliveira Environmental Consulting LLC	Environmental consulting regarding reservoir project for period April 11 through July 23. Inv OEC-2019-020 dated 7/23/19.	-570.00
Bill Pmt -Check	08/14/2019	1857	Rogelio Salas	Weed Abatement Services on Castillo, Pico, Jasper, and vista Del Mar. Inv 7332 dated 5/31/19.	-2,135.00
Bill Pmt -Check	08/14/2019	1858	Significant Digits, Inc.	Annual license fee for SD reader route manager software and reading device. Inv 19H-179-192 dated 7/2/19.	-550.00
Bill Pmt -Check	08/14/2019	1859	Simply Clear Marketing & Media	Thrive website set up fees - 2nd and final payment due for initial set up. Inv 305022 dated 7/16/19.	-5,450.00
Bill Pmt -Check	08/14/2019	1860	SLO County - Environmental Health District	Cross Connection - Admin Cost. Facility ID FA0004646. Inv 0120579 dated 7/1/19.	-30.20
Check	08/14/2019	1861	San Simeon Community Services District	Transfer funds from Pac Prem Reg Ckg to USDA ckg acct to cover bank fees	-150.00
Bill Pmt -Check	08/14/2019	1862	Wood Environment & Infrastructure Solutio	Consulting services related to NFWF 2019 Grant to design and plan movement of WWTP. Inv # S49832703 dated 7/18/19.	-6,320.50
Bill Pmt -Check	08/14/2019	1863	Grace Environmental	Operations Management and Maintenance Fees August 2019 and retro CPI for July 2019. Inv 1308 dated 8/1/19.	-55,097.57
Check	08/25/2019	Elec Pymt	CalPERS Fiscal Services Division	Unfunded Accrued Liability only - prepaid for Sept 2019. Cust. ID # 7226734344.	-1,199.93
Check	08/25/2019	Elec Pymt	CalPERS Fiscal Services Division	Retiree Health monthly premium for Sept 2019.	-362.07
Liability Check	08/26/2019	Elec Pymt	United States Treasury (US Treasury)	Payroll tax payment for paychecks dated 08/01/19.	-61.20
<b>TOTAL August Disbursements</b>					<b>-90,205.84</b>

#### **4. CONSENT AGENDA**

- Ⓔ. Review and approval of Minutes for the Special Board Meeting on July 3, 2019.**

**SPECIAL MEETING MINUTES:  
San Simeon Community Services**



San Simeon Community Services District  
July 3, 2019  
Cavalier Banquet Room  
250 San Simeon Avenue  
San Simeon, CA 93452

1:00 p.m.

**1. CALL TO ORDER @ 1:03 pm**

- |                                    |                                            |
|------------------------------------|--------------------------------------------|
| A. Chairperson Kellas – Present    | District Counsel, Natalie Frye Laacke      |
| Vice-Chairperson McGuire – Present | General Manager, Charlie Grace (via phone) |
| Director Russell – Present         | Consultant, Jeff Oliveira (via phone)      |
| Director Stanert – Present         |                                            |

**2. PUBLIC COMMENT – None**

**3. BUSINESS ITEMS**

**A. Discussion and direction to staff regarding the California Coastal Commission meeting and permit conditions for the Waste Water Treatment Plant after the fact permit for the rip-rap.**

There was conversation between Director Russell, Jeff Oliveira and Charlie Grace related to the communication between District staff and Coastal Commission Staff related to modifying the conditions.

Charlie Grace and Supervisor Bruce Gibson (County of San Luis) discussed the specific 10-year timeline, the 5-years allowed for the Coastal Hazard Mitigation Plan. Vice-Chairperson McGuire and Director Russell inquired about several timelines within the special conditions.

Natalie Frye Laacke asked that the Board provide a motion to allow staff to draft a letter that re-introduces our previous arguments into the official record. She also suggested that the Board may wish to appoint one Board member to provide a statement on behalf of the District at the coastal hearing.



A motion to direct staff to write a letter to the commission and the formation of an ad-hoc committee with Chairperson Kellas and Vice-Chairperson McGuire to create speaking points for the meeting.

There was discussion between Chairperson Kellas, Director Russell, Supervisor Gibson, and Natalie Frye Laacke related to the wording that could be used in the letter. They also discussed conditions' eight (8) and ten (10). They also discussed the 4.5 million price tag on the existing land that the waste water plant is located on.

Motion by: Chairperson Kellas

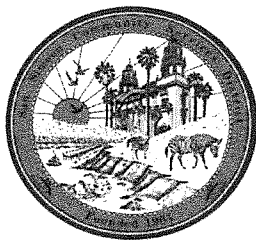
2<sup>nd</sup>: Vice-Chairperson McGuire

All in: 4/0

Absent: Director Smith

#### **4. ADJOURNMENT @ 2:18 pm**

**5. A. PUBLIC HEARING**



## **PUBLIC HEARING ITEM STAFF REPORT**

---

### **Item 5.A. Hearing to adopt Ordinance No. 120 Water and Wastewater Capacity Fee Charges.**

During the July Board meeting staff presented a draft version of Ordinance No. 120 related to capacity fee charges. During the public hearing, no changes were recommended and the Board voted to approve Ordinance No. 120.

If the Board chooses to adopt Ordinance No. 120, the new capacity fee schedule would take effect 30 days after the August Board meeting, on September 13, 2019.

Staff is asking the Board to adopt Ordinance No. 120.

Enc: District Ordinance No. 120  
Exhibit "A"

## ORDINANCE NO. 120

### AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT AMENDING WATER AND WASTEWATER CAPACITY FEE CHARGES

**WHEREAS**, the San Simeon Community Services District ("District") is a community services district duly formed under Government Code Section 61000 et seq. to provide community services within the District's service area; and

**WHEREAS**, on April 14, 1993, the District adopted Ordinance No. 81 establishing service charges and connection fees for water and sewer service within the District; and

**WHEREAS**, on June 14, 1995, the District adopted Ordinance No. 89 establishing service charges and connection fees for water and sewer service within the District which amended service charges but made no amendments to connection fees for water and sewer service; and

**WHEREAS**, on March 13, 2019 and July 10, 2019, the District held a properly noticed public hearings to amend water and wastewater capacity fee charges; and

**WHEREAS**, Government Code Sections 66013 and 66016 provide the District the authority to amend its capacity fee charges and the District has complied with all requirements of the Government Code; and

**WHEREAS**, the District therefore adopts the revised water and wastewater connection fees as provided in Exhibit "A" attached hereto and incorporated herein by this reference.

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT ORDAINS AS FOLLOWS:**

#### **SECTION 1. Authority, Intent and Purpose.**

A. This Ordinance is adopted pursuant to Government Code sections 66013 and 66016 for the purpose of amending the District's method of calculating water and wastewater capacity charges. The District last revised its water and wastewater capacity charges on April 14, 1993 in District Ordinance No. 81.

B. The District recently completed a study to review its water and wastewater capacity charges and propose revisions to reflect the cost of providing water and wastewater capacity for needed infrastructure projects (the "Study.") The Study reviewed and analyzed the District's water and wastewater fixed assets, capital improvement plans, existing and future water and wastewater system demands and existing or planned financing.

C. Based on the Study, the District's water and wastewater capacity charges as described in Exhibit A shall not exceed the estimated reasonable cost of providing the service for which the charges are imposed. The water and wastewater capacity charges collected under this Ordinance shall be used solely for the purposes for which the charges were collected and will not be used for general spending purposes.

D. The Study and related materials are on file at the District office and have been made available for public review and inspection for more than fourteen days prior to the public hearing on the proposed amendments to the water and wastewater capacity charges. The Study and the proposed amendments to the water and wastewater capacity charges were the subject of a properly noticed public hearings of the District Board of Directors on March 13, 2019 and July 10, 2019.

## **SECTION 2. Legal Authority.**

This Ordinance is being adopted under the authority found in Government Code section 61100(a), 61115(a), 61060(b), 66013, 66016 and other applicable law.

## **SECTION 3. Water and Wastewater Capacity Charges**

Water and wastewater capacity charges shall be imposed in connection with applications for water and wastewater will serve commitments as set forth in the schedule of charges in Exhibit A as follows: (1) for residential units based on the equivalent dwelling units needed to serve the subject premises as determined by the District in accordance with such applications and (2) for non-residential units based on water meter size as determined by the District in accordance with such applications. As described more fully in Exhibit A, the water and wastewater capacity charges shall be increased annually pursuant to the Engineering News Records Construction Cost Index.

## **SECTION 4. CEQA Findings**

The Board of Directors find that this Ordinance is exempt from the requirements of the California Environmental Quality Act pursuant to Title 14 of the California Code of Regulations, Section 15061(b)(3) in that it is not a project which has the potential for causing a significant effect on the environment.

## **SECTION 5. Inconsistent Provisions.**

This Ordinance amends portions of Ordinance 81 and Ordinance 89. To the extent that the provisions of this Ordinance may be inconsistent or in conflict with the terms and conditions of any prior district ordinance, resolution, rule or regulation governing the same subject, the provisions of this Ordinance shall prevail with respect to the subject matter thereof, and such inconsistent or conflicting terms or conditions of prior ordinances, resolutions, rules or regulations are hereby repealed.

**SECTION 6. Severability.**

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, ineffective or in any manner in conflict with the laws of the United States, or the State of California, such decision shall not affect the validity of the remaining portions of this Ordinance. The District Board hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional, ineffective, or in any manner in conflict with the laws of the United States or the State of California.

**SECTION 7. Effective Date and Publication.**

This Ordinance shall take effect thirty days after its adoption. A summary of this Ordinance shall be published in a newspaper of general circulation and a certified copy of the full text of the proposed Ordinance shall be posted in the office of the District at least five days prior to the meeting at which the proposed Ordinance is to be adopted. Within fifteen days after adoption of the Ordinance, the governing body shall publish a summary of the Ordinance with the names of those members voting for and against the ordinance and shall post in the office of the district a certified copy of the full text of the adopted Ordinance along with the names of those members voting for and against the Ordinance.

This Ordinance was introduced by the Board of Directors on July 10, 2019. This Ordinance was passed and adopted at a meeting of the Board of Directors of the San Simeon Community Services District on August 14, 2019; Upon motion by Director \_\_\_\_\_ and seconded by Director \_\_\_\_\_, by the following roll call vote:

- Chairperson Kellas:
- Vice-Chair McGuire:
- Director Russell:
- Director Stanert:
- Director Carson:

\_\_\_\_\_  
Gwen Kellas, Chairperson

ATTEST:

\_\_\_\_\_  
Charles Grace  
Secretary/General Manager

APPROVED AS TO FORM:

\_\_\_\_\_  
Natalie F. Laacke  
District Counsel

## Exhibit "A"

### Capacity Fee Charges Schedule

	Capacity Ratio / EDU Ratio	Proposed Water	Proposed Wastewater	Wastewater Information Used [2]			
				Flow (gpd)	BOD (mg/l)	SS (mg/l)	Customers
1 Single-family Residential [1]	1.00	\$5,030	\$590	18	327	283	1
2 Multifamily Residential [1]	1.00	\$5,030	\$590	18	327	283	1
3 Mobile Home [1]	1.00	\$5,030	\$590	18	327	283	1
4 RV Space [1]	1.00	\$5,030	\$590	18	327	283	1
5 Motels (per unit)	0.70	\$3,521	\$381	12	310	120	1
6 Motels (Manager Apartment)	1.00	\$5,030	\$590	18	327	283	1
7 Restaurants (per square foot)			\$36.00	0.167	1,000	600	1
8 Service Stations (with 2 restrooms)			\$40,747	1,000	1,000	600	1
9 Retail Shops (each)			\$5,646	200	150	150	1
10 Public Restrooms (each)			\$5,478	175	327	283	1
11 Commercial Laundries (each machine)			\$5,561	200	150	110	1
<b>Non-Residential</b>							
	Water Meter Size	Capacity Ratio					
12	5/8"	1.00	\$5,030				
13	3/4"	1.00	\$5,030				
14	1"	1.67	\$8,400				
15	1 1/2"	3.33	\$16,749				
16	2"	5.33	\$26,809				
17	3"	10.67	\$53,670				
18	4"	16.67	\$83,850				
19	6"	40.00	\$201,200				
20	8"	66.67	\$335,350				
<b>Unspecified [3]</b>							
21	Charge for Each Component			Flow (\$/gpd)	BOD (\$/lb)	SS (\$/lb)	Customer (\$/Cust)
				\$25.10	\$1,105.86	\$1,277.79	\$30.15

[1] Per dwelling unit.

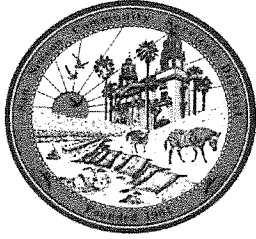
[2] Strength information from State Water Resources Control Board.

[3] Capacity Charge calculated based on Non-residential customer flow and strength.

The water and wastewater capacity charges shall be increased annually pursuant to the Engineering News Records (ENR) Construction Cost Index (CCI) to capture future construction cost inflation. This capacity charge adjustment shall be made on the change in the index from the date of adoption of the proposed charges.

**5.B. PUBLIC HEARING**





## **PUBLIC HEARING ITEM STAFF REPORT**

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### **Item 5.B. Hearing to adopt Ordinance No. 121 Amending the Water and Wastewater Rates.**

On May 24, 2019 following direction from the Board, staff mailed a public hearing notice on proposed water & sewer rate increases and fees to local residents. As part of the prop. 218 process the public has the opportunity to protest the proposed increases. During the July 10, 2019 public hearing process, the District received 80 protest letters. This number did not meet the majority requirements. During the public hearing, no changes were recommended and the Board voted to approve Ordinance No. 121.

If the Board chooses to adopt Ordinance No. 121, the new rates would take effect 30 days after the August Board meeting, on September 13, 2019. The utility bills that will be mailed on October 26, 2019 will cover the billing period of September 25 – October 25. These bills will reflect the new rate schedule.

Staff is asking the Board to adopt Ordinance No. 121.

Enc: District Ordinance No. 121  
Exhibit "A"

## ORDINANCE NO. 121

### AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT AMENDING WATER AND WASTERWATER SYSTEM SERVICE RATES AND CHARGES

**WHEREAS**, San Simeon Community Services District (“District”) is a community services district duly formed under Government Code § 61000 *et seq.* to provide community services, including water and wastewater services, within the District’s service area; and

**WHEREAS**, California law, including but not limited to, Government Code § 61115, provides that the District may prescribe and collect rates or other charges for the services and facilities furnished by it; and

**WHEREAS**, it is necessary for the District to produce additional revenues to offset the annual increases in operating, maintenance and capital costs; and

**WHEREAS**, on July 10, 2019, the District conducted a duly noticed public hearing wherein the Board of Directors considered public comment in support and in opposition to the proposed water and wastewater rate increase and whether or not a majority protest to the proposed rate increase exists pursuant to Section 6 of Article XIII D of the California Constitution. At the conclusion of the public hearing, the Board found that approximately 80 written protests were received and that a majority protest did not exist; and

**WHEREAS**, the District makes the following findings of fact regarding its compliance with the procedural requirements under Section 6 of Article XIII D of the California Constitution for the water and wastewater rate increase:

- District staff mailed notices of the proposed rates and charges to record owners of identified parcel upon which the rates and charges would be imposed. The District complied with this procedural requirement by mailing the notice to the owners of properties within the boundaries of the District at the address shown on the last equalized assessment roll as provided by the San Luis Obispo County Assessor’s Office.
- District staff mailed notices of the proposed rates and charges to the property owners and tenants to the addresses which the water/ wastewater service billing statements are customarily mailed.
- The notices were mailed on May 22, 2019, which is at least forty-five (45) days prior to the public hearing to determine whether a majority protest exists against the rates and charges.
- The notices included (1) the amount of the rates and charges proposed in water/ wastewater increase, (2) the basis and reasons for the proposed rate and charges increase, (3) the date, time and location of the public hearing to protest the rate increase and (4) the manner by which a landowner could protest.

- A duly noticed public hearing was held on July 10, 2019 wherein the Board of Directors considered public comment in support and in opposition to the proposed water and wastewater rate increase and the Board determined whether or not a majority protest to the proposed rate increase existed.

**WHEREAS**, the District makes the following findings of fact regarding its compliance with the substantive requirements under Section 6 of Article XIII D of the California Constitution for the water and wastewater rate increase:

- Revenues derived from the fee or charge do not exceed the funds required to provide the property related service.
- Revenues derived from the fee or charge are not used for any purpose other than that for which the fee or charge was imposed.
- The amount of a fee or charge imposed upon any parcel or person as an incident of property ownership does not exceed the proportional cost of the service attributable to the parcel.
- No fee or charge may be imposed for a service unless that service is actually used by, or immediately available to, the owner of the property in question.
- No fee or charge may be imposed for general governmental services including, but not limited to, police, fire, ambulance or library services, where the service is available to the public at large in substantially the same manner as it is to property owners.

**WHEREAS**, the Board of Directors of the San Simeon Community Services District, do ordain as follows:

NOW, THEREFORE, BE IT ORDAINED, by the Board of Directors of the District:

SECTION 1: Pursuant to Government Code Section 25215.5, and in accordance with Article XIID of the California Constitution and the Proposition 218 Omnibus Implementation Act (commencing with Section 53750 of the California Government Code), there are hereby established within the San Simeon Community Services District, Rates for Water and Wastewater Service and a Schedule of Adjustment for Inflation as specified in Exhibit "A" hereto, which Exhibit "A" is incorporated herein by this reference, for the purpose of providing water and wastewater service.

SECTION 2: Effective Date and Publication. This ordinance shall take effect and be in full force and effect thirty (30) days after its passage and before the expiration of fifteen (15) days after passage of this ordinance, it shall be published once with the names of the members of the Board of Directors voting for and against the ordinance in a newspaper of general circulation published in the County of San Luis Obispo, State of California.

SECTION 3. Inconsistent Provisions. To the extent that the provisions of this Ordinance may be inconsistent or in conflict with the terms and conditions of any prior District ordinance, resolution, rule or regulation governing the same subject, the provisions of this Ordinance shall prevail with respect to the subject matter thereof, and such inconsistent or conflicting terms or conditions of prior ordinances, resolutions, rules or regulations are hereby repealed.

SECTION 4. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, ineffective or in any manner in conflict with the laws of the United States, or the State of California, such decision shall not affect the validity of the remaining portions of this Ordinance. The District Board hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional, ineffective, or in any manner in conflict with the laws of the United States or the State of California.

SECTION 5: CEQA Findings. The Board of Directors of the District finds that the rates and charges adopted by this Ordinance are exempt from the California Environmental Quality Act pursuant to Public Resources Code § 21080(b)(8) and CEQA Guidelines Section 15273. The District General Manager is directed to prepare and file appropriate notices.

This Ordinance was introduced at a regular meeting of the Board of Directors held on July 10, 2019. This Ordinance was passed and adopted at a meeting of the Board of Directors of the San Simeon Community Services District on \_\_\_\_\_; Upon motion by Director \_\_\_\_\_ and seconded by Director \_\_\_\_\_, by the following roll call vote:

- Chairperson Kellas:
- Vice-Chair McGuire:
- Director Russell:
- Director Stanert:
- Director Carson:

\_\_\_\_\_  
Gwen Kellas, Chairperson

ATTEST:

\_\_\_\_\_  
Charles Grace  
Secretary/General Manager

APPROVED AS TO FORM:

\_\_\_\_\_  
Natalie F. Laacke  
District Counsel

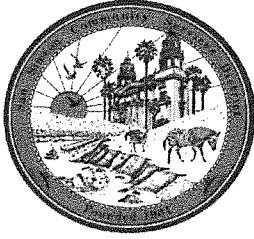
EXHIBIT "A"

SCHEDULE OF WATER AND WASTEWATER SYSTEM SERVICE RATES

EXHIBIT "A"

<b>Service Fee</b>	<b>Current Rates</b>	<b>FY 19-20</b>	<b>FY 20-21</b>	<b>FY 21-22</b>	<b>FY 22-23</b>	<b>FY 23-24</b>
Per Month - Per Meter	<b>\$34.20</b>	<b>\$36.18</b>	<b>\$37.27</b>	<b>\$38.39</b>	<b>\$39.54</b>	<b>\$40.72</b>
**CPI + % increase		<b>5.8%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>
<b>Water Rates</b>						
*Per 100cf Water Used						
All Users	<b>\$12.22</b>	<b>\$12.93</b>	<b>\$13.32</b>	<b>\$13.72</b>	<b>\$14.13</b>	<b>\$14.55</b>
**CPI + % increase		<b>5.8%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>
Irrigation Meters	<b>\$20.47</b>	<b>\$21.65</b>	<b>\$22.30</b>	<b>\$22.97</b>	<b>\$23.66</b>	<b>\$24.37</b>
**CPI + % increase		<b>5.8%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>
<b>Sewer Rates</b>						
*Per 100cf Water Used						
<b>Motels</b>	<b>\$14.93</b>	<b>\$15.79</b>	<b>\$16.27</b>	<b>\$16.75</b>	<b>\$17.26</b>	<b>\$17.77</b>
**CPI + % increase		<b>5.8%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>
<b>Residences</b>	<b>\$9.19</b>	<b>\$9.72</b>	<b>\$10.01</b>	<b>\$10.31</b>	<b>\$10.62</b>	<b>\$10.94</b>
**CPI + % increase		<b>5.8%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>
<b>Restaurants</b>	<b>\$23.12</b>	<b>\$24.46</b>	<b>\$25.19</b>	<b>\$25.95</b>	<b>\$26.73</b>	<b>\$27.53</b>
**CPI + % increase		<b>5.8%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>
<b>Commercial</b>	<b>\$9.19</b>	<b>\$9.72</b>	<b>\$10.01</b>	<b>\$10.31</b>	<b>\$10.62</b>	<b>\$10.94</b>
**CPI + % increase		<b>5.8%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>	<b>CPI + 3.0%</b>
<p><i>*100cf = 748 gallons = 1 unit of water (accounts are billed in units)</i></p> <p><i>**CPI + (The dollar amounts shown above for FY 2021 to 2024 include the proposed percentage increase. CPI is added when the Bureau of Labor Statistics publishes CPI).</i></p>						

**6.A. BUSINESS ITEMS**



## **BUSINESS ACTION ITEM STAFF REPORT**

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### **Item 6.A. Board acceptance of the Coastal Development Permit 3-19-0020 (“CDP”) and authorization for the Vice-Chairperson to sign the CDP.**

On July 11, 2019 Chairperson Kellas and Vice-Chairperson McGuire along with staff members attended the California Coastal Commission meeting which was held in San Luis Obispo. At this meeting the Commissioners voted to approve Coastal Development Permit 3-19-0020 (CDP) related to the installation of riprap at the District’s waste water treatment plant (WWTP).

Staff has included a copy of the final CDP, which also includes the final special conditions that the District must adhere to. The California Coastal Commission is requesting that a District representative sign the permit, so that it can be finalized.





California Coastal Commission

# COASTAL DEVELOPMENT PERMIT

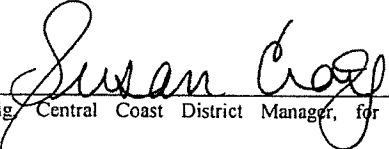
## CDP 3-19-0020 (San Simeon Community Services District)

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Coastal development permit (CDP) number 3-19-0020 was approved by the California Coastal Commission on July 11, 2019. CDP 3-19-0020 provides for the after-the-fact recognition and retention of: 1) a riprap revetment fronting the wastewater treatment plant (WWTP) (completed in 1983); 2) replacement of a portion of the ocean outfall pipeline (completed in 1984) and other repairs and replacements to the outfall (completed between 2010-2013); 3) improvements to a pipe support structure across Arroyo del Padre Juan Creek, including placement of riprap at abutments (completed in 1995); 4) full replacement of the pipe support structure (completed in 1999); and 5) other WWTP structural and component upgrades and related development over many years. The approval also includes new riprap augmentation of the revetment fronting the WWTP (adding two feet in height). This project is located on the bluff, beach, and riparian area fronting the San Simeon WWTP at 9245 Balboa Avenue in the unincorporated San Simeon Acres area of North San Luis Obispo County immediately adjacent to Arroyo del Padre Juan Creek (APNs 013-031-028 and 013-031-041) (all as more specifically described in the Commission's CDP file). CDP 3-19-0020 is subject to certain terms and conditions, including the standard and special conditions beginning on page 2 of this CDP.

By my signature below, the CDP is issued on behalf of the California Coastal Commission:

  
Susan Craig, Central Coast District Manager, for John Ainsworth, Executive Director

### Acknowledgement

The undersigned Permittee acknowledges receipt of this coastal development permit and agrees to abide by all terms and conditions thereof. The undersigned Permittee acknowledges that Government Code Section 818.4 (which states in pertinent part that "a public entity is not liable for injury caused by the issuance of any permit") applies to the issuance of this coastal development permit.

\_\_\_\_\_  
Authorized Representative of San Simeon CSD

\_\_\_\_\_  
Date

Please note that this coastal development permit is not valid unless and until a copy of it with the signed acknowledgement has been returned to the California Coastal Commission's Central Coast District Office (14 Cal. Admin. Code Section 13158).

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## Standard Conditions

1. **Notice of Receipt and Acknowledgment.** The permit is not valid and development shall not commence until a copy of the permit, signed by the Permittee or authorized agent, acknowledging receipt of the permit and acceptance of the terms and conditions, is returned to the Commission office.
2. **Expiration.** If development has not commenced, the permit will expire two years from the date on which the Commission voted on the application. Development shall be pursued in a diligent manner and completed in a reasonable period of time. Application for extension of the permit must be made prior to the expiration date.
3. **Interpretation.** Any questions of intent or interpretation of any condition will be resolved by the Executive Director or the Commission.
4. **Assignment.** The permit may be assigned to any qualified person, provided assignee files with the Commission an affidavit accepting all terms and conditions of the permit.
5. **Terms and Conditions Run with the Land.** These terms and conditions shall be perpetual, and it is the intention of the Commission and the Permittee to bind all future owners and possessors of the subject property to the terms and conditions.

## Special Conditions

### 1. Approved Project.

- a. **ATF Development.** This CDP authorizes after-the-fact development consisting of: 1) the placement of over 650 cubic yards of riprap on the beach and fronting the bluffs immediately adjacent to the San Simeon Community Services District's (District's) wastewater treatment plant (WWTP) in 1983 (as described and shown on the plan sheet titled *Site Map* dated June 2016 and dated received in the Coastal Commission's Central Coast District Office on December 23, 2015); 2) the placement of up to 450 cubic yards of riprap along both sides of Arroyo del Padre Juan Creek and improvements to a pipe support structure crossing the creek, both in 1995 (as shown on a plan sheet from John Wallace & Associates dated received in the Central Coast District Office on December 23, 2015); 3) replacement of the entire pipe support structure with a new structure in 1999; 4) replacement of 600 feet of outfall pipe in 1984 and replacement of a 100-foot section of outfall pipe between 2010 and 2013; and 5) other structural and component upgrades and development relating to the WWTP over many years (as described in **Exhibits 4 and 15**).
- b. **New Development.** This CDP also authorizes: additional riprap atop the existing riprap fronting the bluffs at the WWTP (up to an additional two feet in height) (see **Special Condition 4**); native habitat restoration in Arroyo del Padre Juan Creek (see **Special Condition 6**); public access improvements on the bluff south of Vista Del Mar Avenue (see **Special Condition 7**); an ocean outfall assessment (see **Special Condition 9**); and decommissioning and demolition of the WWTP in the future and restoration of the site (see **Special Condition 10**).

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- c. **Maintenance.** This CDP also authorizes maintenance of the following: the existing and new riprap on the beach and fronting the bluffs at the WWTP until the WWTP is decommissioned and demolished and the site restored, including removal of the riprap (see **Special Condition 5**); the native habitat restoration in Arroyo del Padre Juan Creek (see **Special Condition 6**); and the public access improvements on the bluff south of Vista Del Mar Avenue (see **Special Condition 7**)
- d. **Other Minor Measures.** This CDP also authorizes limited additional measures necessary to address coastal hazards (including as exacerbated by sea level rise) in order to ensure the continuous operation of the WWTP for the duration of the authorized approval to protect water quality and public health, upon determination by the Executive Director that the limited additional measures fall within the scope of authorized development pursuant to this CDP and do not require a CDP amendment. Any such measures shall be the minimum necessary to abate the identified problem.
- e. **Interim Authorization.** By acceptance of this CDP, the Permittee acknowledges and agrees that this approval is an interim authorization (i.e., for up to 10 years, subject to potential extensions, as specified in **Special Condition 2**) for the Approved Project as specified in subsections (a) through (d) above, to allow for the continued operation and function of the District's WWTP over this timeframe to protect the WWTP against erosion and potential water quality and public health impacts, while simultaneously providing the Permittee time to plan for and consider inland alternatives for future wastewater treatment functions, such as WWTP relocation away from existing and future coastal hazards at this low-lying shoreline location. The habitat restoration and public access improvements described in **Special Conditions 6 and 7** are not subject to the 10-year authorization timeframe, and instead are authorized and required permanently.

**2. Duration of Authorization.** The Approved Project identified in **Special Condition 1** is authorized for up to 10 years from the date of approval (i.e., through July 11, 2029, the expiration date of this CDP, subject to potential extension as detailed below), subject to a compliance check-in after five years by the Executive Director (i.e., by July 11, 2024). By acceptance of this CDP, the Permittee acknowledges and agrees that such development authorized pursuant to this CDP is only permitted for up to the next 10 years to provide the Permittee adequate time to secure funding and to plan, develop, consider, and implement a project designed to relocate WWTP functions to an inland site (or sites if functions are broken up into more than one facility location) that minimizes coastal hazard threats (see also **Special Condition 3**). The duration of authorization parameters above do not apply to the habitat restoration and public access components of the project (see **Special Conditions 6 and 7**), which are authorized and required permanently.

The Permittee also acknowledges and agrees that it shall remove the Approved Project in its entirety and restore the affected bluff and creek areas to their pre-development condition or better within one year of cessation of wastewater treatment operations at the Balboa Avenue site, or by expiration of this CDP, whichever comes first. Prior to initiating decommissioning and removal of the WWTP and resultant site restoration activities, the Permittee shall submit a plan for same to the Executive Director for review and approval pursuant to **Special Condition 10**.

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The expiration date of this CDP may only be modified (a) by the Commission via a CDP amendment, or (b) as part of the Executive Director's check-in process below. In the case of a Permittee-proposed CDP amendment, the Commission shall only consider such a request if the Permittee submits a complete CDP amendment request (i.e., including all necessary information identified by the Executive Director as required for filing purposes) to the Commission prior to the expiration date of this CDP (i.e., before July 11, 2029). Any CDP amendment request that includes proposed retention of the Approved Project and WWTP in its current location beyond the expiration date of this CDP may not be accepted for filing without a showing of significant and diligent action taken in furtherance of implementing the approved Coastal Hazards Response Plan (see **Special Condition 3**), and may not just rely on an expectation of long-term operation of the WWTP at the present location beyond the expiration date of this CDP.

The Permittee shall be subject to a five-year check-in with the Executive Director on the status of its CDP compliance efforts following approval of this CDP. In no event later than July 11, 2024, the Permittee shall request a determination from the Executive Director about whether significant and diligent progress has been made by the Permittee on meeting the terms and conditions of this CDP, particularly in furtherance of implementing the Coastal Hazards Response Plan required by **Special Condition 3**. At that time, the Permittee shall submit to the Executive Director documentation that the Executive Director deems necessary or appropriate to evaluate and demonstrate significant and diligent progress in this regard. At a minimum, the documentation shall include the following: (1) evidence of steps taken in compliance with **Special Condition 3**; (2) evidence of public and other outreach undertaken by the Permittee toward CDP compliance; (3) identification of potential alternatives to be considered through this CDP to relocate WWTP functions to an inland site (or sites if functions are broken up into more than one facility location) that minimizes coastal hazard threats; and (4) identification of funding sources. The Executive Director's determinations with respect to whether the Permittee is making significant and diligent progress shall be governed by the following:

- a) **Progress Made and CDP Authorization Continues.** If the Executive Director determines that significant and diligent progress is being made towards such compliance, then the Executive Director shall provide written notification of same to the Permittee, and the remaining five-year authorization specified under this CDP will continue until authorization expiration on July 11, 2029 (potentially subject to additional extension(s) per subsection b. below).
- b) **Progress Made and CDP Expiration Extended.** If the Executive Director determines that significant and diligent progress is being made towards such compliance, but that the Permittee, for good cause, will be not able to relocate WWTP functions to an inland site (or sites if functions are broken up into more than one facility location) by the expiration date of this CDP as contemplated by the Coastal Hazards Response Plan (see **Special Condition 3** below), then the CDP expiration may be extended in five-year increments by the Executive Director up to ten additional years (i.e., to either July 11, 2034, or July 11, 2039), subject to additional Executive Director check-ins every five years following the first check-in by July 11, 2024 (i.e. no later than July 11, 2029 and July 11, 2034 (if applicable)).
- i) **July 11, 2029 Check-In.** The Executive Director five-year check-in by July 11, 2029 for determination that significant and diligent progress is being made, if necessary, shall substantially follow the same process and be governed by the same standards as specified

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above for the first Executive Director five-year check-in by July 11, 2024. At that time, the Permittee shall submit to the Executive Director documentation that the Executive Director deems necessary or appropriate to evaluate and demonstrate significant and diligent progress in this regard. At a minimum, the documentation shall include the following: (1) the Permittee has finalized its Coastal Hazards Response Plan; (2) any environmental/permitting documents or other governmental approvals required with respect to the Coastal Hazards Response Plan are being diligently pursued; (3) identified funding sources are being diligently pursued; and (4) the Permittee has selected an identified preferred alternative to pursue.

- ii) **July 11, 2034 Check-In.** The Executive Director five-year check-in by July 11, 2034 for determination that significant and diligent progress is being made, if applicable, shall substantially follow the same process and be governed by the same standards as specified above for the Executive Director five-year check-ins on July 11, 2024 and July 11, 2029. At that time, the Permittee shall submit to the Executive Director documentation that the Executive Director deems necessary or appropriate to evaluate and demonstrate significant and diligent progress in this regard. At a minimum, the documentation shall include the following: (1) any environmental/permitting documents or other governmental approvals required with respect to the Coastal Hazards Response Plan have been approved and/or material progress has been made with respect to such approvals being pursued in relation to the status at the July 11, 2029 five-year check-in; (2) identified funding sources have been secured and/or material progress has been made with respect to such funding being pursued in relation to the status at the July 11, 2029 five-year check-in; and (3) the Permittee has provided an up-to-date timeline, including benchmarks, with respect to projected implementation of the Coastal Hazards Response Plan.
- iii) If the authorization period of this CDP is still effective by July 11, 2039, but the Permittee, for good cause, will still not be able to relocate WWTP functions to an inland site (or sites if functions are broken up into more than one facility location), the Permittee must submit a CDP amendment application prior to expiration of this CDP to the Commission for consideration of changes to the CDP authorization beyond July 11, 2039.

Any extension of CDP authorization duration past July 11, 2029 shall include assessment of additional project impacts on coastal resources for the additional period of CDP duration, and assessment of additional mitigation if the Executive Director concludes that the original CDP mitigations do not adequately address the additional impacts accruing from the extended CDP authorization duration.

- c) **Progress Not Made and CDP Authorization Suspended.** If the Executive Director concludes at any particular five-year check-in that, based on information submitted as part of the check-in process and/or based on other available evidence, the Permittee is not making significant and diligent progress with respect to compliance with the terms and conditions of this CDP (and, particularly, in furtherance of implementing the Coastal Hazards Response Plan required by **Special Condition 3**), then the Executive Director shall provide written notification of same to the Permittee and this CDP authorization shall be suspended, subject to the right of the Permittee

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to dispute the Executive Director's determination to the Commission for consideration and potential action regarding progress made in terms of compliance with the terms and conditions of this CDP at a public hearing, where the Commission may either: (a) concur with the Executive Director's determination, at which point the Commission may amend the CDP authorization period, potentially subject to new or modified conditions to ensure compliance of the CDP as approved or, if the Commission does not amend the CDP authorization period, upon concurrence with the Executive Director's determination the CDP authorization will be deemed to have expired; or (b) determine that significant and diligent progress is being made towards such compliance, and the remaining five-year authorization specified under this CDP will continue until the next CDP five-year authorization period or CDP expiration, whichever is applicable.. If the Permittee does not dispute the Executive Director's determination to the Commission within 30 days of said determination, this CDP authorization will be deemed to have expired. Any Commission extension of the CDP authorization duration past July 11, 2029 shall include an assessment of additional project impacts on coastal resources for the additional period of CDP duration, and an assessment of additional mitigation if the Commission concludes that the original CDP mitigations do not adequately address the additional impacts accruing from the extended CDP authorization duration.

**3. Coastal Hazards Response Plan.** WITHIN THREE YEARS OF THE DATE OF THE APPROVAL OF THIS CDP (i.e., no later than July 11, 2022), the Permittee shall submit two copies of a Coastal Hazards Response Plan to the Executive Director for review and approval. The Response Plan shall be developed in coordination with appropriate staff and agencies at San Luis Obispo County, the Regional Water Quality Control Board, and any other relevant agencies with authority over the development to propose a new and/or relocated WWTP and/or associated wastewater functions. The Response Plan shall build upon the work completed to date as described in the document titled *Alternatives Analysis for Relocation of the San Simeon Community Services District Wastewater Treatment Plant* (dated April 18, 2008 and received in the Coastal Commission's Central Coast District Office on December 23, 2015) and the document titled *San Simeon Community Services District Estimated WWTP Life Expectancy Analysis* (dated August 18, 2016 and dated received in the Central Coast District Office on August 29, 2016). The Response Plan shall provide a clear long-term plan for providing necessary wastewater treatment functions at an inland location or locations that are not subject to the significant coastal hazards threatening the existing WWTP as identified in the Commission-adopted findings for this CDP.

The Response Plan shall, at a minimum, identify a preferred inland site or sites for District wastewater treatment functions, including evaluating alternative wastewater treatment options in-lieu of building a new inland WWTP (including the construction of an inland package plant or plants, the possibility of combining services with other nearby existing WWTPs, and similar alternatives), and shall provide details regarding the mechanisms, costs, funding options, and timing for potential relocation and for full restoration of the existing WWTP site. Expected costs to purchase land for a relocated plant, to decommission the existing plant and to restore the site, to upgrade any relocated wastewater treatment functions to include water recycling (including addressing the potential for joint satellite facilities and/or collaborations with nearby communities and wastewater service providers for water recycling) must be included. The Response Plan shall provide a detailed evaluation of whether the use of the WWTP outfall

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can be eliminated and the outfall removed as part of moving wastewater functions to a more inland location. Any costs associated with new and/or upgraded outfall pipelines, pumps, and/or lift stations deemed necessary (including rerouting of sewer pipes to a relocated plant, etc.) shall also be included. The Response Plan shall include a timeline of potential major relocation events, including expected timeframes for land acquisition, planning, permitting, design, construction and eventual operation of a relocated plant or alternative wastewater treatment solutions that avoid the significant coastal hazards that threaten the existing WWTP as identified in the Commission-adopted findings for this CDP. Extension to the three-year deadline for submittal of the Coastal Hazards Response Plan may be granted by the Executive Director for good cause, but in no event may it be extended beyond the five-year compliance check-in required by **Special Condition 2**.

**4. Additional Riprap Installation Plan.** PRIOR TO INSTALLATION OF ADDITIONAL RIPRAP as authorized by **Special Condition 1(b)**, the Permittee shall submit two copies of a Riprap Installation Plan to the Executive Director for review and approval. The Plan shall provide for the placement of additional riprap along the exposed fill areas located between the top of the existing riprap revetment and the existing WWTP perimeter wall to an elevation of approximately 22.5 to 23.0 feet, as shown on **Exhibit 4**. The Plan shall provide for this additional riprap to be installed as soon as possible following approval of the Plan by the Executive Director and shall describe all aspects of the riprap construction methodology (e.g., riprap to be used (which may include riprap that has migrated seaward from the existing revetment); minor changes to the existing revetment if required to account for the placement of the additional riprap; machinery to be used; construction staging areas; time and duration of construction; construction access (e.g., from the area of the WWTP itself or from the beach); etc.). All riprap installation activities shall be subject to a Construction Plan, which shall, at a minimum, include the following:

- a. **Construction Areas.** The Construction Plan shall identify the specific location of all construction areas, all staging areas, and all construction access corridors in site plan view. All such areas within which construction activities and/or staging are to take place shall be minimized to the fullest extent feasible in order to have the least impact on public access, beach and creek habitat, and ocean resources, including by using inland areas for staging and storing construction equipment and materials as feasible.
- b. **Construction Methods.** The Construction Plan shall specify the construction methods to be used, including all methods to be used to keep the construction areas separated from public recreational use and habitat areas (including using unobtrusive fencing or equivalent measures to delineate construction areas), and including verification that equipment operation and equipment and material storage will not significantly degrade public views during construction to the maximum extent feasible.
- c. **Construction BMPs.** The Construction Plan shall identify the type and location of all erosion control/water quality best management practices that will be implemented during construction to protect coastal water quality, including at a minimum the following: (1) silt fences, straw wattles, or equivalent apparatus, shall be installed at the perimeter of the construction site to prevent construction-related runoff and/or sediment from discharging to the ocean; (2) equipment washing, refueling, and/or servicing shall take place at least 50 feet from the bluff edge, and all

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construction equipment shall be inspected and maintained at an offsite location to prevent leaks and spills of hazardous materials at the project site; (3) the construction site shall maintain good construction housekeeping controls and procedures (e.g., clean up all leaks, drips, and other spills immediately; keep materials covered and out of the rain, including covering exposed piles of soil and wastes; dispose of all wastes properly, place trash receptacles on site for that purpose, and cover open trash receptacles during wet weather; remove all construction debris from the site); and (4) all erosion and sediment controls shall be in place prior to the commencement of construction as well as at the end of each work day.

- d. **Construction Site Documents.** The Construction Plan shall provide that copies of the signed CDP and the approved Construction Plan shall be maintained in a conspicuous location at the construction job site at all times, and that such copies shall be available for public review on request. All persons involved with the construction shall be briefed on the content and meaning of the CDP and the approved Construction Plan, and the public review requirements applicable to them, prior to commencement of construction.
- e. **Construction Manager.** The Construction Plan shall provide that a construction manager be designated to be contacted during construction should questions arise regarding the construction (in case of both regular inquiries and emergencies), and that the construction manager's contact information (i.e., address, phone numbers, email, etc.) including, at a minimum, a telephone number and email that will be made available 24 hours a day for the duration of construction, is conspicuously posted at the job site where such contact information is readily visible from public viewing areas (while minimizing public view impacts), along with an indication that the construction manager should be contacted in the case of questions regarding the construction (in case of both regular inquiries and emergencies). The construction manager shall record the name and contact information (i.e., address, email, phone number, etc.) and nature of all complaints received regarding the construction, and shall investigate complaints and take remedial action, if necessary, within 24 hours of receipt of the complaint or inquiry. All complaints and inquiries shall be documented, including any actions taken by the construction manager in response, and shall be provided to the Executive Director at least monthly during all construction.

**5. Riprap Revetment and Pipe Structure - Monitoring, Repair and Maintenance.** The Permittee shall ensure that the condition and performance of the approved riprap revetment (which is located on the seaward and creek sides of the WWTP's vertical containment wall) and the pipe support structure (located in and above Arroyo del Juan Padre Creek) (both authorized by **Special Conditions 1 and 2**) must be regularly monitored by a licensed civil engineer with experience in coastal structures and processes. Such monitoring evaluation shall at a minimum address whether any significant weathering or damage has occurred that would adversely impact future performance of these structures, and identify any structural damage requiring repair to maintain the as-built project in its approved and/or required state for the duration of the authorization. A monitoring report prepared by a licensed civil engineer with experience in coastal structures and processes, and covering the above-described evaluations, shall be submitted to the Executive Director for review and approval at least every five years from the date of approval (i.e., by July 11, 2024, July 11, 2029, and additional periodic terms should the expiration date of this CDP be extended as described in **Special Condition 2**). The monitoring report shall provide for



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evaluation of the condition and performance of the revetment and the pipe support structure, and shall recommend any necessary maintenance, repair, changes or modifications.

This CDP authorizes revetment and pipe support structure repair and maintenance as described in this special condition. The Permittee acknowledges and agrees to: (a) maintain the approved revetment and the pipe support structure in a structurally sound manner and in their approved states; (b) retrieve and restack any portion of the permitted revetment or related improvements that become displaced or otherwise substantially impair beach access and recreation; and (c) annually or more often inspect the revetment and the pipe support structure for signs of failure and, with respect to the revetment, any displaced riprap. Any such repair- or maintenance-oriented development associated with the approved riprap revetment and pipe support structure shall be subject to the following:

- a. **Repair and Maintenance.** "Repair" and "Maintenance," as it is understood in this special condition, means development that would otherwise require a CDP whose purpose is to bring the condition of the overall permitted riprap revetment and the pipe support structure into conformance with its approved configuration, including retrieval of any riprap that may be displaced from the approved configuration.
- b. **Other Agency Approvals.** The Permittee acknowledges that this repair and maintenance condition does not obviate the need to obtain authorizations from other agencies for any future maintenance and/or repair episodes.
- c. **Repair and Maintenance Notification.** At least 30 days prior to commencing any repair and/or maintenance event, the Permittee shall notify, in writing, planning staff of the Coastal Commission's Central Coast District Office. The notification shall include: a detailed description of the repair and/or maintenance event proposed; any plans, engineering and/or geology reports describing the event; a construction plan that complies with all aspects of the approved riprap construction plan (see **Special Condition 4**); identification of a construction manager and his/her contact information (i.e., email, phone numbers, etc.) as described above (see **Special Condition 4(e)**); other agency authorizations; and any other supporting documentation (as necessary) describing the repair and/or maintenance event. The repair and/or maintenance event shall not commence until and unless the Permittee has been informed by planning staff of the Coastal Commission's Central Coast District Office that the repair and/or maintenance event complies with this CDP. If the Permittee has not been given a verbal response or sent a written response within 30 days of the notification being received in the Central Coast District Office, the repair and/or maintenance event shall be authorized as if planning staff affirmatively indicated that the event complies with this CDP. The notification shall clearly indicate that the repair and/or maintenance event is proposed pursuant to this CDP, and that the lack of a response to the notification within 30 days constitutes approval of it as specified in this CDP. Absence of such description in the notification shall negate the automatic approval provisions of this condition.
- d. **Emergency.** In the event of an emergency requiring immediate maintenance, the notification of such an emergency episode shall be made as soon as possible, and shall (in addition to the foregoing information) clearly describe the nature of the emergency. Nothing in this condition shall serve to waive any Permittee rights that may exist in cases of emergency pursuant to

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Coastal Act Section 30611, Coastal Act Section 30624, and Subchapter 4 of Chapter 5 of Title 14, Division 5.5, of the California Code of Regulations (Permits for Approval of Emergency Work).

- e. **Non-compliance Proviso.** If the Permittee is not in compliance with any of the conditions of this CDP, or is in violation of the permitting requirements of the Coastal Act otherwise related to the WWTP site, at the time that a repair and/or maintenance event is proposed, then the repair and/or maintenance event that might otherwise be allowed by the terms of this future repair and maintenance condition may not be allowed by this condition, subject to determination by the Executive Director. Any proposed repair and/or maintenance event that planning staff of the Coastal Commission's Central Coast District Office determines to not be in compliance with this CDP shall require a CDP amendment or a new CDP.
- f. **Duration and Scope of Covered Revetment Repair and Maintenance.** Future revetment and pipe support structure repair and maintenance under this CDP is allowed subject to the above terms throughout the duration of the authorization (see **Special Condition 2**). The Permittee shall maintain the approved revetment and the pipe support structure in their approved state during the period of authorization.

**6. Creek Enhancement.** NO LATER THAN ONE YEAR FROM THE APPROVAL OF THIS CDP (i.e., no later than July 11, 2020), the Permittee shall submit two copies of a Creek Enhancement Plan to the Executive Director for review and approval. The Plan shall provide for: a) the removal of all invasive ice plant and *Myoporum* and other nonnative species in the portions of Arroyo del Padre Juan Creek that are in the vicinity of the buried riprap (i.e., in the creek, along the creek bank, and in the creek floodplain, as roughly shown in yellow and green in **Exhibit 9**); and b) restoration of this area through the planting of appropriate native vegetation designed to increase the biological productivity and native species richness of the creek environment. The Permittee shall provide plans and photos of the project area for where the removal and restoration shall occur, and a timeline for when this work shall occur. Other requisite plan elements include a description of the methods of nonnative plant removal and restoration planting, identification of an appropriate reference site and sampling scheme for derivation of the restoration plant palette, as well as a description of the source of plant materials to be used in the restoration, and a list of specific, measurable performance criteria to be achieved. Regular monitoring and provisions for remedial action to occur over the continued life of the Approved Project (such as replanting as necessary based on a failure to achieve performance criteria) shall be identified to ensure restoration success, as well as a timeline for reporting monitoring findings to the Executive Director. The Plan shall provide for this restoration being completed according to the provisions of the approved Creek Enhancement Plan within two years of the approval of this CDP (i.e., by July 11, 2021). Extension to the restoration completion deadline may be granted by the Executive Director for good cause.

**7. Public Access Overlook.** NO LATER THAN ONE YEAR FROM APPROVAL OF THIS CDP (i.e., no later than July 11, 2020), the Permittee shall submit two copies of a Public Access Overlook Plan to the Executive Director for review and approval. The Overlook Plan shall provide a public access overlook on State Parks' property (subject to State Park's concurrence) on the blufftop overlooking the ocean in the vicinity of the intersection of Balboa Avenue and Vista Del Mar Avenue, with a connecting

# CDP 3-18-0020 (San Simeon Community Services District)

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path (at least 4 feet wide) back to the intersection (see **page 6 of Exhibit 12**). All such development shall be sited and designed to blend seamlessly into the natural environment and to protect public views, including through use of natural materials (e.g., decomposed granite paths, wood materials otherwise, etc.). The overlook shall include at least one bench and one picnic table, at least one public access directional sign at the intersection of Balboa Avenue and Vista Del Mar Avenue, and may include one educational interpretive sign at the overlook itself. Sign details showing the location, materials, design, and text of all public access signs shall be provided as part of the Overlook Plan. The signs shall be designed so as to provide clear information without impacting public views and site character. The directional sign shall include the Commission's access program "feet and wave" logo and the California Coastal Trail logo. Construction on the overlook shall commence immediately upon approval of the Overlook Plan by the Executive Director. The path and overlook area and all related amenities shall be available to the general public free of charge, and shall be maintained in their approved state by the Permittee in perpetuity consistent with the terms and conditions of this CDP. The Plan shall provide for overlook construction and availability to the public according to the provisions of the approved Public Access Overlook Plan within two years of the approval of this CDP (i.e., by July 11, 2021). Extension to the construction/public availability deadline may be granted by the Executive Director for good cause.

**8. Ocean Outfall Mitigation Fee.** WITHIN SIX MONTHS OF THE DATE OF THE APPROVAL OF THIS CDP (i.e., no later than January 11, 2020), the Permittee shall compensate for ocean substrate habitat impacts resulting from placement of the outfall through payment of a \$3,141.43 mitigation fee to the Regents of the University of California on behalf of the UC Davis Wildlife Health Center. The mitigation fee shall be used by the SeaDoc Society, a marine ecosystem health program of the UC Davis Wildlife Health Center, to remove lost fishing gear offshore of the central coast of California as part of its "California Lost Fishing Gear Recovery Project" in accordance with the terms and conditions of a Memorandum of Agreement (Agreement) (see draft of Agreement in **Exhibit 19**) between the California Coastal Commission and the Regents of the University of California on behalf of the Wildlife Health Center. If the Executive Director determines that the UC Davis Wildlife Health Center is not carrying out the ocean substrate impact mitigation project in accordance with the terms and conditions of the Agreement, the Executive Director shall require transfer of any mitigation fee funds remaining at the time of such determination to an alternative entity to implement an alternative ocean substrate mitigation project acceptable to the Executive Director.

**9. Ocean Outfall Assessment Plan.** WITHIN SIX MONTHS OF THE DATE OF THE APPROVAL OF THIS CDP (i.e., no later than January 11, 2020), the Permittee shall submit two copies of an Outfall Integrity Assessment Plan to the Executive Director for review and approval. The Assessment Plan shall include a procedure for undertaking a complete inspection of the existing outfall line from the WWTP connection point to the outfall line's termination point in the ocean to assess whether the outfall is leaking or is in danger of leaking or having any type of failure. The Permittee shall undertake the outfall line assessment consistent with the approved Assessment Plan. If the assessment shows that the outfall line is leaking, or that the diffusers are not functioning as designed, or that portions of the outfall are at risk of failing, the Permittee shall submit a complete CDP amendment request within 30 days to address the compromised condition of the outfall line.

**10. WWTP Site Restoration Plan and Dedication.** The Permittee shall decommission and remove the

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WWTP and all related development in its entirety, and shall restore the affected blufftop, bluff and creek areas (shown in **Exhibit 3**) to their natural conditions (through re-contouring as necessary, and nonnative and invasive plant removal and via the planting of appropriate native plant species in the creek (pursuant to the requirements of **Special Condition 6**) within one year of cessation of wastewater treatment operations at the Balboa Avenue site (see **Special Condition 2**). Prior to initiating decommissioning and removal of the WWTP and resultant restoration activities, the Permittee shall submit a Plan for same to the Executive Director for review and approval. The Plan shall include removal of all WWTP components and infrastructure from the WWTP site itself, from any public or non-public right-of-way, and from any other adjacent impacted properties, including the creek (subject to property owner consent). The Plan shall include a description of the methods of nonnative plant and/or invasive plant removal and will describe the methods that will be used to restore the WWTP site to a safe and level configuration that roughly matches the surrounding areas.

**WITHIN THREE MONTHS OF EXECUTIVE DIRECTOR APPROVAL OF THE WWTP SITE RESTORATION PLAN**, the Permittee shall also execute and record a document, in a form and content acceptable to the Executive Director, irrevocably offering to dedicate a fee interest to the restored WWTP site (comprised of the parcels designated as APNs 013-031-028, -041, and -046<sup>1</sup> as shown on **Exhibit 21** hereto) to a public agency or private entity approved by the Executive Director for open space conservation and public park purposes in perpetuity. No development, as defined in Section 30106 of the Coastal Act, shall occur within the restored WWTP site except for development related to parks and open space purposes, which may include, but is not limited to, the construction of trails, stairways, benches, bicycle racks, picnic tables, trash and recycling receptacles, signage, and planting and maintenance of native non-invasive drought-tolerant vegetation, in each case consistent with the Site Restoration Plan. The document shall provide that the offer shall not be used or construed to allow anyone to interfere with any rights of public access which may exist on the WWTP site.

The recorded document shall include legal descriptions of the entire WWTP site being dedicated (i.e., APNs 013-031-028, -041, and -046 as shown on **Exhibit 21**), and corresponding graphic depictions prepared by a licensed surveyor based on an onsite inspection. The document shall be recorded free of prior liens and any other encumbrances which the Executive Director determines may affect the interest being conveyed.

The offer to dedicate shall run with the land in favor of the People of the State of California, binding successors and assigns of the Permittee or landowner in perpetuity, and shall be irrevocable for a period of 21 years, such period running from the date of recording, and indicate that the restrictions on the use of the land shall be in effect upon the existing WWTP permanently ceasing operations, and remain as covenants, conditions and restrictions running with the land in perpetuity, notwithstanding any revocation of the offer.

**11. Assumption of Risk, Waiver of Liability, and Indemnity Agreement.** By acceptance of this CDP, the Permittee acknowledges and agrees on behalf of itself and all successors and assigns:

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<sup>1</sup> APN 013-031-46 is the upcoast-most portion of the Balboa Avenue right-of-way. This portion of the right-of-way is owned by the District.

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- a. **Coastal Hazards.** That the site is subject to extreme coastal hazards including but not limited to episodic and long-term shoreline retreat and coastal erosion, high seas, ocean waves, storms, tsunami, coastal flooding, landslides, bluff and geologic instability, and the interaction of same;
- b. **Assume Risks.** To assume the risks to the Permittee and the property that is the subject of this CDP of injury and damage from such hazards in connection with this permitted development;
- c. **30235 Waiver.** To waive any rights that the Permittee may have under Coastal Act Section 30235, the San Luis Obispo County LCP, or other applicable laws, to shoreline armoring beyond what is recognized in this CDP to protect the existing WWTP and development authorized by this CDP for the limited duration of 10 years (potentially subject to additional extension per **Special Condition 2**);
- d. **Waive Liability.** To unconditionally waive any claim of damage or liability against the Commission, its officers, agents, and employees for injury or damage from such hazards;
- e. **Indemnification.** To indemnify and hold harmless the Coastal Commission, its officers, agents, and employees with respect to the Commission's approval of the project against any and all liability, claims, demands, damages, costs (including costs and fees incurred in defense of such claims), expenses, and amounts paid in settlement arising from any injury or damage due to such hazards; and,
- f. **Property Owner Responsible.** That any adverse effects to property caused by the Approved Project shall be fully the responsibility of the property owner.

**12. Future Permitting.** All future proposed development related to this CDP and/or this site (including any repair, maintenance, or improvements that might otherwise not require a CDP) shall require a new CDP or a CDP amendment that is processed through the Coastal Commission, unless the Executive Director determines a CDP or CDP amendment is not legally required.

**13. Landowner Authorization.** WITHIN 90 DAYS OF ISSUANCE OF THE CDP, the Permittee shall submit written evidence from adjacent property owners agreeing that they have authorized the Applicant to retain development authorized by this CDP on their property. Such written evidence to authorize riprap retention at 9231 Balboa Avenue shall be provided by all owners of property at this address whose authorization is not already included in **Exhibit 13**, or from an authorized representative of any homeowners' association at this address. Written evidence to authorize retention of riprap and the portion of the pipe support structure located on Cavalier Acres, Inc. property shall be provided by an authorized representative of Cavalier Acres, Inc.

**14. Other Authorizations.** WITHIN 90 DAYS OF ISSUANCE OF THE CDP, the Permittee shall provide to the Executive Director written documentation of authorizations from the Regional Water Quality Control Board, the California State Lands Commission and the U.S. Army Corps of Engineers, or evidence that no such authorizations are required. The Permittee shall inform the Executive Director of any changes to the project required by any other such authorizations. Any such changes shall not be

## **CDP 3-18-0020 (San Simeon Community Services District)**

**Issue Date: July 18, 2019**

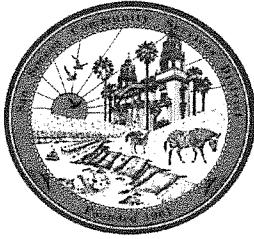
**Page 14 of 14**

incorporated into the project until the Permittee obtains a Commission amendment to this CDP, unless the Executive Director determines that no amendment is legally required.

**15. Minor Changes.** The Permittee shall undertake development in conformance with the terms and conditions of this CDP, including with respect to all Executive Director-approved plans and other materials, which shall also be enforceable components of this CDP. Any proposed project changes, including in terms of changes to identified requirements in each condition, shall either (a) require a CDP amendment, or (b) if the Executive Director determines that no amendment is legally required, then such changes may be allowed by the Executive Director if such changes: (1) are deemed reasonable and necessary; and (2) do not adversely impact coastal resources.

**16. Liability for Costs and Attorneys' Fees.** The Permittee shall reimburse the Coastal Commission in full for all Coastal Commission costs and attorneys' fees (including but not limited to such costs/fees that are: (1) charged by the Office of the Attorney General; and/or (2) required by a court) that the Coastal Commission incurs in connection with the defense of any action brought by a party other than the Permittee against the Coastal Commission and/or its officers, employees, agents, successors and assigns challenging the approval or issuance of this CDP, the interpretation and/or enforcement of the CDP conditions, or any other matter related to this CDP. The Permittee shall reimburse the Coastal Commission within 60 days of being informed by the Executive Director of the amount of such costs/fees. The Coastal Commission retains complete authority to conduct and direct the defense of any such action against the Coastal Commission and/or its officers, employees, agents, successors and assigns.

**6.B. BUSINESS ITEMS**



## **BUSINESS ACTION ITEM STAFF REPORT**

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### **Item 6.B. Discussion regarding the formation of an ad-hoc committee related to the Coastal Development Permit 3-19-0020 Special Conditions.**

Vice Chairperson McGuire requested that this item be placed on the meeting agenda. The need for this item is a result of the special conditions associated to the Coastal Development Permit (CDP) for after-the fact rip rap installed at the waste water treatment plant. The committee would be tasked with monitoring timelines/deadlines related to the conditions.

In order for the Board to make a determination about what type of committee would best serve this task, staff has prepared the following information;

#### **Options for Working on the Special Conditions related to the CDP:**

##### **Ad hoc Committee**

- Typically consists of two Board members and a staff member(s)
- Typically meetings are not open to the public
- The committee has no authority to take action
- The committee meets to gather and share information
- The committee makes recommendations to the Board on how to proceed and the Board makes the decision

##### **Special Committee**

- Typically consists of two Board members, members of the public and staff member(s)
- Meetings must be open to the public and subject to the Brown Act
- The committee has no authority to take action
- The committee meets, gathers/ shares information and reports back to the Board
- The committee makes recommendations to the Board on how to proceed and the Board makes the decision

#### **Below are relevant portions of the San Simeon CSD Policy Manual concerning committees:**

**13.02 General Rules Governing Committees.** The Chairperson of the Board of Directors shall appoint one (1) or two (2) Board members and three to five members of the public to serve on the Standing Committees, subject to Board approval. The



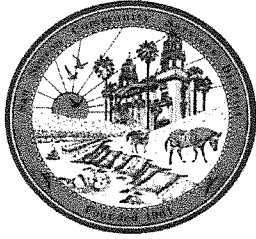
Chairperson of the Board of Directors shall publicly announce the members of the standing committees for the ensuing year at the next regular Board meeting following the appointment of the Chairperson of the Board of Directors. Committees shall be governed by the following policies and rules.

- At its first meeting, each Standing Committee shall select a Chairperson, which shall be one of the two Board members on the committee.
- No more than two Directors of the Board shall serve on any one Committee. Other Directors may attend Committee meetings **as observers** in accordance with the Brown Act. "As observers" the Board members may not ask questions or make statements while attending the meeting, nor may they sit in the special chairs on the dais while attending the meeting. "As observers" the Board members have no authority to participate in any way in Committee discussions.
- Committees should focus on matters which typically require extensive research and review.
- A Committee may take no action. Recommendations for formal action of the Board of Directors are made in the Committee reports.
- Any Committee that is appointed by action of the Board of Directors and/or has members of the public serving on the Committee shall then come under the posting requirements of the Brown Act and shall be open to the public.
- The meetings of Standing Committees shall be held when called by the Chairperson of the Standing Committee or other Director member.
- Duties and Functions: At the time the Chairperson of the Board of Directors forms the Standing Committee, he/she shall give instructions of the duties for each Committee. Additional duties and functions may be delegated by the Chairperson, as the needs arise, subject to Board approval.
- The Committee shall give a report at the regular meeting of the Board of Directors and if a need to take action should arise, the Committee shall bring a recommendation to the Board of Directors at any duly noticed meeting. The Committee Chairperson shall notify the General Manager of items to be placed on the agenda where action is needed, if possible, one week prior to the meeting.

**13.03 Ad Hoc Committees.** Ad hoc Committees may be created by the Board of Directors to undertake special assignments on behalf of the Board. An ad hoc Committee shall exist for a specified term or until its special assignments are completed, whichever comes first, but its existence may be extended for an added term or added assignments by action of the Board. Unless otherwise specified, members of an ad hoc Committee shall be appointed by the Chairperson of the Board, subject to Board approval, and shall serve at the Board's pleasure.

**13.04. Special Committees.** In addition to the other committees discussed above, Special Committees may be created by the Board of Directors to undertake special assignments on behalf of the Board. A Special Committee shall continue in existence indefinitely. Unless otherwise specified, members of a Special Committee shall be appointed by the Chairperson, subject to Board approval, and shall serve at the Board's pleasure. All Special Committee meetings shall be open to the public, have an agenda and otherwise be subject to the Brown Act.

**6.C. BUSINESS ITEMS**



## **BUSINESS ACTION ITEM STAFF REPORT**

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### **Item 6.C. Approval of Resolution 19-412 updating signatures including facsimile signatures for Banking services on behalf of the SSCSD.**

Attached for Board review and approval is Resolution 19-412. This Resolution grants signing authority to Director William Carson for the District bank accounts. Hunter Smith is also being removed from having signing authority.

Staff recommends approval of Resolution 19-412.

**RESOLUTION NO. 19-412**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT AUTHORIZING SIGNATURES, INCLUDING FACSIMILE SIGNATURES, FOR BANKING SERVICES ON BEHALF OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT AT PACIFIC PREMIERE BANK**

**WHEREAS**, the San Simeon Community Services District's ("District") priorities as to its investments are, in the following order, preservation of principal, liquidity of principal and return on investment; and

**WHEREAS**, the establishment of a general checking account and a money market account is consistent with these priorities; and

**WHEREAS**, based upon changes to the composition of the District Board of Directors, a change in authorized signatories is being requested by Pacific Premiere Bank, and

**NOW THEREFORE, BE IT RESOLVED** by the Board of Directors of the San Simeon Community Services District as follows:

**Section 1:** The following persons are authorized to sign on behalf of the District, orders for payment or withdrawal of money: **Charles Grace, Mary Margaret McGuire, John Russell, Gwen Kellas, Julia Greenan (Stanert) and William Carson** with further powers as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

**Section 2:** Any such authority shall remain in force until revoked by written notice to the affected bank of the action taken by the Board of Directors of the District. All prior authorizations are superseded.

**Section 3:** Any designated depository ("Bank") of the District is authorized and directed to honor and pay any checks, drafts, or other orders for the payment of money withdrawing funds from any account of the District when bearing or purporting to bear the signatures of TWO persons listed in the attached Resolution as having signatory authority. The Bank is authorized and directed to honor and to charge the District whom such actual or purported signatures were made, provided they resemble the signatures duly certified to and filed with the Bank by the District.

Passed and adopted this 14th day of August 2019 on a motion made by **Director** \_\_\_\_\_ and seconded by **Director** \_\_\_\_\_, and on the following roll call vote to wit:

Chairperson Kellas:  
Director Stanert:

Vice-Chair McGuire:  
Director Carson:

Director Russell:

The foregoing Resolution is hereby adopted this 14th day of August 2019.

\_\_\_\_\_  
Gwen Kellas, Chairperson  
Board of Directors

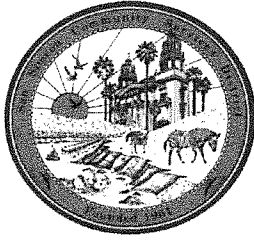
ATTEST:

\_\_\_\_\_  
Charles Grace  
Secretary/General Manager

**EXHIBIT A  
POWERS & AUTHORITY  
RESOLUTION 19-405**

<b>NAME</b>	<b>TITLE</b>	<b>POWERS</b>
William Carson	Board of Director	Signatory
Julia Greenan (Stanert)	Board of Director	Signatory
Gwen Kellas	Board of Director	Signatory
Mary Margaret McGuire	Board of Director	Signatory
John Russell	Board of Director	Signatory
Kathy Fry	Bookkeeper	Web Access Deposit of Funds
Charles Grace	General Manager	Signatory Web Access Exercise instructions to bank
Cortney Murguia	Administrator	Web Access Deposit of Funds

**6.D. BUSINESS ITEMS**



## **BUSINESS ACTION ITEM STAFF REPORT**

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### **Item 6.D. Discussion regarding formal Approval of response letter correspondence included in Coastal Commission Staff report.**

Chairperson Kellas requested that this item be placed on the meeting agenda. The Board Chairperson directed staff to create correspondence in response to the written comments submitted to the Coastal Commission related to the After the Fact Coastal Development Permit (CDP) for rip rap installed at the waste water treatment plant. This draft correspondence has been attached for the Board to review.

Staff is looking for direction related to this item.

SSCSD LETTER HEAD

August \_\_, 2019

Andrea Wogsland  
Executive Director  
Green Space -The Cambria Land Trust  
P.O. Box 1505  
Cambria, CA 93428

*Re: Your letter to the California Coastal Commission dated July 5, 2019*

Dear Ms. Wogsland:

The San Simeon Community Services District's (the "District") Coastal Development Permit (the "CDP,") Application 3-19-0020 was approved unanimously (with no changes to the draft Special Conditions) at the California Coastal Commission hearing held in San Luis Obispo, California, on July 11, 2019.

The District received a copy of your letter to the Coastal Commission with regards to its CDP. Many of the assertions and assumptions in your letter are false, misleading or clearly based on incomplete information. The history of San Simeon's wastewater treatment plant is complicated, nuanced and began over fifty (50) years ago.

To understand and appreciate that history, you could have reached out to discuss it with any of the District's Board members or our General Manager. No such action was taken. Furthermore, since we are your neighbors to the north, you could have reached out directly to the District to address your concerns about the CDP and/or attended any one of the many public meetings that were held on the topic over the past several years. No such discussions were ever attempted. That is disappointing considering Green Space purports to be a public education and community-minded organization.

Now that the CDP has been approved, the District is rigorously working to meet the requirements of the CDP Special Conditions, which will require a real community-based effort to fund, permit, relocate and reconstruct an entire wastewater treatment facility. Should you or anyone from your organization desire to provide input, please attend a Board meeting or other public meeting on that topic.

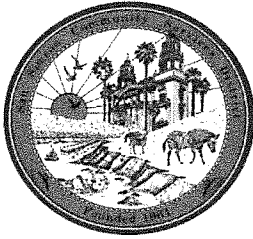
Very truly yours,

SAN SIMEON COMMUNITY  
SERVICES DISTRICT

By: \_\_\_\_\_  
Gwen Kellas, Chairperson



**6.E. BUSINESS ITEMS**



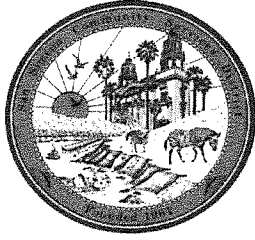
## **BUSINESS ACTION ITEM STAFF REPORT**

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### **Item 6.E. Discussion and direction to staff regarding an effluent filter at the WWTP for plastic micro fibers.**

Chairperson Kellas requested that this item be placed on the meeting agenda. When washing clothing made from synthetic materials such as polyester, tiny particles of plastic called microfibers are washed down the drain with the washing machine effluent. Microfiber pollution is one of the biggest sources of primary micro plastic pollution. In a recent International Union for the Conservation of Nature (IUCN) report, washing clothing was found to be responsible for 33 percent of primary micro plastic releases into the environment. Fish eat them and then so do we when we eat fish--it is incredibly unhealthy. The estimate is that 8 million tons of plastic a year are dumped in the ocean.

**6.F. BUSINESS ITEMS**



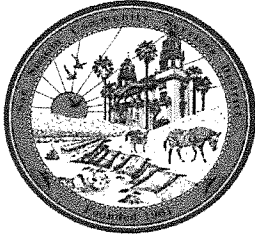
## **BUSINESS ACTION ITEM STAFF REPORT**

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### **Item 6.F. Discussion and direction to staff regarding need for generator and/or other emergency measures in case of power outages.**

In response to PG&E's notice related to the possibility of long-term power disruptions in the event of wildland fires in our area and at the request of Director Stanert staff has placed this item on the agenda for discussion and direction to staff.

**6.G. BUSINESS ITEMS**



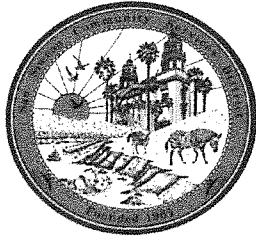
## **BUSINESS ACTION ITEM STAFF REPORT**

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### **Item 6.G. Discussion and direction to staff regarding a request for a letter of support related to the relocation of the San Simeon Post Office.**

The San Simeon Business District is requesting that Board submit a letter of related to the relocation of the San Simeon Post.

## **6.H. BUSINESS ITEMS**



## **BUSINESS ACTION ITEM STAFF REPORT**

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### **Item 6.H. Discussion regarding the Beautification Grant award and the scope of work to be completed.**

During the July Board meeting, Staff was directed to place this item on the August 14, 2019 meeting agenda. Staff is asking that Board consider approving a project related to this grant award.