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## State Water Resources Control Board

### **NOTICE OF STATUS CONFERENCE**

The State Water Resources Control Board  
Administrative Hearings Office  
will hold a Status Conference on  
pending Application 30166 filed by

**El Sur Ranch**

for a permit to appropriate water from  
the Big Sur River in Monterey County.

**The Status Conference will be held on  
February 14, 2024, at 1:00 p.m.**

The status conference will be held by Zoom teleconference.

You may participate in the Zoom teleconference by using the link:  
<https://waterboards.zoom.us/j/94883117441?pwd=K003UnZLdXlpNmcyRm41cUNaSVhPZz09>

Meeting ID: 948 8311 7441

Passcode: 864036

or by calling in at: +16699009128,,94883117441#,,,,\*864036# US (San Jose)

**Interested members of the public who would like to watch the status conference without participating may do so through the Administrative Hearings Office YouTube channel, accessible by clicking on “Watch AHO Hearings” at:**  
[https://www.waterboards.ca.gov/water\\_issues/programs/administrative\\_hearings\\_office/](https://www.waterboards.ca.gov/water_issues/programs/administrative_hearings_office/)

## **BACKGROUND**

On July 27, 1992, James J. Hill III (Applicant) filed water-right Application 30166 on behalf of El Sur Ranch with the State Water Resources Control Board's (State Water Board or Board) Division of Water Rights (Division) for a permit to appropriate water from the Big Sur River in Monterey County. The Applicant amended Application 30166 in November and December 2005, October 2006, June 2011, and March 2023. The current application is for a water-right permit that would authorize direct diversion of water at a rate not to exceed 5.84 cubic feet per second (cfs) and diversion to storage of up to 810 acre-feet, with an annual maximum combined diversion of 1,320 acre-feet, and a maximum 20-year rolling annual average of 1,087 acre-feet. Additional information about this proceeding is in the Administrative Hearings Office's (AHO) May 23, 2022 Notice of Status Conference.

The State Water Board held a public hearing on Application 30166 in June and July 2011. On December 9, 2021, the Board's Executive Director assigned Application 30166 to the AHO. The AHO held status conferences in this matter on June 30, August 23, September 8, and October 4, 2022; and February 1, March 23, April 27, May 24, July 26, October 16, and December 12, 2023.

The Applicant submitted a petition to change and Fifth Amended Application 30166 to the Division on March 3, 2023. The petition seeks to amend Application 30166 to include diversion to storage in an off-stream reservoir to be located on the Applicant's property and revision of the place of use to substitute additional irrigated acreage to compensate for the loss of existing pasture from construction of the reservoir. On July 28, 2023, El Sur Ranch filed an amended petition for change and Fifth Amended Application to add fire suppression as a beneficial use.

As of the date of this notice, Montrose Environmental has submitted a revised project description and impact screening memo to the AHO. Other parties to the proceeding have had the opportunity to comment on these documents.

## **STATUS CONFERENCE**

The AHO hearing officer will hold a status conference on **February 14, 2024, at 1:00 p.m.** by Zoom teleconference. No in-person appearances will be allowed. The status conference will be held and electronically recorded by Zoom teleconference. The AHO will not retain a court reporter for the status conference. Any party may arrange for a court reporter at the party's own expense.

The status conferences will be live streamed through the Administrative Hearings Office YouTube channel, accessible by clicking on the link provided below. After the conclusion of the conference, a recording of the YouTube live-stream of the conference will be available on the Administrative Hearings Office YouTube channel. These recordings will include automatic captions for accessibility.

The live stream and recordings may be accessed at the following link:  
<https://www.youtube.com/@swrcbadministrativehearing728/streams>

During the status conference, the hearing officer will discuss the following topics with the Applicant, its representatives, and other parties to the proceeding:

1. Status of discussions between the Applicant and the California Coastal Commission about permits or approvals from the Coastal Commission that may be necessary for construction or operation of the proposed project.
2. Questions about the project description or impact screening memo raised by AHO staff. AHO staff intends to circulate any questions in writing to the Applicant and the service list by February 1.
3. Setting a deadline for Montrose Environmental to submit an initial revised draft environmental impact report to the AHO and the service list.
4. Scheduling a subsequent status conference.

The hearing officer may address other issues raised by the parties during the status conference or in a status conference statement. **The hearing officer requests that a representative from the Coastal Commission participate in the status conference to comment on issue No. 1, above.** Parties do not need to file status conference statements. If any party wants to file a status conference statement, the party shall file the status conference statement with the AHO and serve copies of it on the other parties listed in the attached service list. The AHO will post the statements on the Water Board AHO-FTP site in the folder for this matter.

December 18, 2023  
Date

/s/ Nicole Kuenzi  
Nicole Kuenzi  
Presiding Hearing Officer

Enclosures:  
- Service List

**SERVICE LIST**  
**Updated December 12, 2023**

**By e-mail only**

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