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April 13, 2015

Jessica Bean
State Water Resources Control Board
Post Office Box 100
Sacramento, CA 95812-0100

Sent via Email to: Jessica.Bean@waterboards.ca.gov

Re: Concerns and Challenges with Proposed Regulatory Framework for Mandatory Conservation (as released April 7, 2015)

Dear Ms. Bean:

Thank you for the opportunity to comment on the Draft Regulatory Framework for Mandatory Conservation as released on April 7, 2015. Jurupa Community Services District (JCSD) understands the water challenges that face our state and appreciates the various constraints under which the State Board is laboring to promulgate regulations for implementation of the April 1, 2015 Governor's Executive Order B-29-15. JCSD supports the Governor's continued commitment to addressing current water challenges in our state.

However, the draft implementation framework creates serious equity and feasibility issues that will result in unintended and unnecessary consequences. We are writing to comment on these issues. We respectfully and strongly suggest that the State Board consider the following:

1. The draft regulations do not account for the growth in our service area between 2013 and 2015. JCSD has added approximately 2,000 new accounts between 2013 and 2015. The current requested reduction of 35 percent is from the 2013 base and does not account for the water-use of these new customers.
2. Although the Executive Order requested a state-wide reduction of 25 percent, JCSD's target reduction in the draft regulations is 35 percent. Any requirement above the 25 percent mandate creates additional negative impacts to disadvantaged communities through our service area.
3. The proposed regulations do not factor the direction over the past two decades of developing local water supplies to alleviate the demands on imported water

(State Water Project and Colorado River Aqueduct). JCSD has spent over \$100 million dollars in developing local supplies to be 100 percent independent of the imported water system during a drought. The proposed regulations do not recognize these investments.

4. Using a Residential GPCD calculation does not factor the efforts made in the Commercial, Industrial, Institutional (CII) sector which, for JCSD, accounts for approximately 25 percent of our total demand.
5. An R-GPCD calculation without an audit component does not ensure that all agencies are calculating this matrix in the same manner.
6. Implementation of these regulations will create a significant negative economic effect on the communities we serve where growth provides employment. This community was among the hardest hit over the last four years.
7. Using the existing 5-year base period thresholds established, adopted, and submitted to the State by water agencies in compliance with existing state law (SBx7-7), to account for climatological variations in water needs and pre-2013 conservation activities. Use of gallons per capita per day for a single snapshot in time is not a best management practice, and results in inequitable treatment and punishment of responsible stewards implementing pre-2013 conservation measures and in punishing customers whose water needs are greater due to living in a hotter, drier climate. In addition, the 5-year base period threshold data is readily available, and would alleviate some of the administrative burden on State Board staff.
8. Include the impact of climate in the distribution of the “tiers”. The “Urban Water Suppliers and Proposed Framework Tiers to Achieve 25% Use Reduction” (tiers) assign a conservation standard based upon R-GPCD without consideration of other factors. We would recommend that the analysis consider the climate for a region (degree days, evapotranspiration rate, etc.).
9. The current draft regulations take an all or nothing approach regarding penalties. If necessary, any penalties should be proportional to the effort and performance of the water purveyor.

This drought, combined with California's constantly increasing population has placed the state in an uncertain position. We support and recognize the need for the state to reduce water-use and appreciate the challenge before the Water Board to develop the regulatory framework to achieve this requirement.

Thank you for your time and work.

Sincerely,



Todd M. Corbin
General Manager