

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD

**DIVISION OF WATER RIGHTS**

**ORDER**

Treated Waste Water Petition WW-27

**ORDER APPROVING CHANGE IN PLACE OF USE AND PURPOSE OF USE FOR  
TREATED WASTE WATER**

**WHEREAS:**

1. On March 21, 1995, the California Department of Corrections (California Men's Colony) filed treated waste water change petition WW-27 with the State Water Resources Control Board (SWRCB), pursuant to Sections 1210 and 1211 of the California Water Code.
2. Waste water petition WW-27 was filed to change the place of use and purpose of use of tertiary treated effluent from California Men's Colony's (CMC) waste water treatment plant.
3. CMC has historically discharged tertiary treated effluent from its waste water treatment plant to Chorro Creek, tributary to Morro Bay thence the Pacific Ocean in San Luis Obispo County, for wildlife habitat use, and to the California State Polytechnic University's Chorro Valley Ranch for irrigation use (210 acres located within projected Sections 6, 7, T30S, R11E, and Section 12, T30S, R11E, MDB&M).
4. On May 18, 1995 and June 30, 1995, Notices of Petition were distributed, and waste water petition WW-27 was protested by the City of Morro Bay (City), California Department of Fish and Game (DF&G), and Mr. John Q. Hammons.
5. On March 27, 1997, the City's protest against waste water petition WW-27 was dismissed in accordance with the provisions of Section 750, Title 23 of the California Code of Regulations. In accordance with a fully executed Memorandum of Agreement between DF&G and CMC, dated December 17, 1996, DF&G agreed to withdraw its protests against waste water petition WW-27. In accordance with a Stipulation for resolution of protest between CMC and Mr. John Q. Hammons, dated November 4, 1997 and November 7, 1997, Mr. John Q. Hammons agreed to dismiss his protest against waste water petition WW-27.
6. The SWRCB has determined that good cause for the change has been shown.

Treated Waste Water Petition WW-27

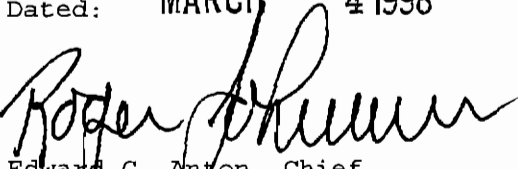
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7. The SWRCB has determined that the changes do not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

**NOW, THEREFORE, IT IS ORDERED THAT:**

1. The place of use of tertiary treated waste water discharged from CMC's waste water treatment plant shall be as follows, as shown on maps filed with the SWRCB:
  - a) Chorro Creek, tributary to Morro Bay thence the Pacific Ocean,
  - b) California State Polytechnic University's Chorro Valley Ranch (210 acres located within projected Sections 6, 7, T30S, R11E, and Section 12, T30S, R11E, MDB&M).
  - c) El Chorro Regional Park Golf Course (aka, Dairy Creek Golf Course) (80 acres located within projected Sections 6 and 7, T30S, R11E, and projected Section 12, T30S, R11E, MDB&M).
2. The purpose of use of tertiary treated waste water discharged from CMC's waste water treatment plant shall be: Irrigation, Wildlife Habitat Enhancement, and Fish and Wildlife Enhancement.
3. The use of tertiary treated waste water discharged from CMC's waste water treatment plant pursuant to this Order, is subject to the terms and conditions of the fully executed Memorandum of Agreement between CMC and DF&G, dated December 17, 1996, related to waste water petition WW-27.
4. The use of tertiary treated waste water discharged from CMC's waste water treatment plant pursuant to this Order, is subject to the terms and conditions of the Stipulation for resolution of protest between CMC and Mr. John Q. Hammons, dated November 4 1997 and November 7, 1997.
5. The petitioner shall implement the mitigation measures that address cultural resources (CR-1 through CR-7.7) included in the Final Environmental Impact Report for the El Chorro Regional Park Golf Course (aka, Dairy Creek Golf Course).

Dated: MARCH 4 1998

*For*   
Edward C. Anton, Chief  
Division of Water Rights