



GARBERVILLE SANITARY DISTRICT

P.O. BOX 211 • GARBERVILLE, CA 95542 • (707) 923-9566

June 1, 2020

State Water Resources Control Board
Division of Water Rights
Attn: Michael Meza
P.O. Box 2000
Sacramento, CA, 95812-2000

SUBJECT: SUMMARY OF PROTEST RESOLUTION – Ed Voice
GSD PETITIONS FOR CHANGE IN PLACE OF USE ON LICENSE 3404 AND PERMIT
20789 (APPLICATIONS 9686 and 29981) OF GARBERVILLE SANITARY DISTRICT,
SOUTH FORK EEL RIVER IN HUMBOLDT COUNTY

Dear Mr. Meza:

The Garberville Sanitary District received a protest filed by Ed Voice for the petitions on License 3404 and Permit 20789. The District reviewed the protest to determine what the protestant's objections are to the approval of the petition and the basis for these objections. The District provided a letter dated February 10, 2020, responding to the protestant's concerns. Mr. Voice sent a letter dated April 14, 2020 with one protest dismissal condition. This condition was:

With that being said, I stand by my protest, unless the language used in the original concession or sop, that was included in the GSD 2013 Annexation IS/MND (page 25-26), between GSD and the SHCP as stated is used:

“4. The one new ¾” meter is for residential use only and is not intended to be used to serve future development on the Property contemplated by SHCP in the application for a General Plan Amendment (and associated applications for a conditional use permit, the Operational Plan, and the CEQA Initial Study Checklist as submitted to the Humboldt County Planning Department by SHCP) currently on file with the Humboldt County Planning Department.”

This is my protest dismissal condition, that this wording and language be used, nothing more, nothing less.

GSD's Board of Directors considered the condition put forward by Mr. Voice at their May 19, 2020 meeting, and did not accept the condition. The reasons are:

1. The language being proposed is from the seven year-old GSD Annexation IS/MND that was written prior to the completion of the SHCP Environmental Impact Report, the filing of the SHCP NOD, and prior to the Addendum to that IS/MND by the Humboldt Local Agency Formation Commission. Going back to old wording when more accurate information is now available is not acceptable to the District.

2. The District Board of Directors has supported the Park's request to provide potable drinking water via water fountains to existing park users and has applied to HLAFCo and SWRCB accordingly. The 2019 IS/MND Addendum prepared by Humboldt Local Agency Formation Commission (HLAFCo) evaluated the addition of the water fountains using District water while maintaining the 2,000 cubic feet per month limitation. HLAFCo approved the service to the drinking fountains as well as the historic structures in all the areas included in the Petition to Change the Place of Use. The District does not accept any conditions that remove the drinking fountains as acceptable uses of the municipal water within the proposed amended Place of Use.

Mr. Voice attended the GSD Board meeting via teleconference and provided no input or discussion with the GSD Board as to why the reasons given for not accepting the condition were not valid. The protest has not been resolved and it does not appear that there is a resolution that will be forthcoming.

The District requests that the Waterboard dismiss this protest and move forward with filing a Notice of Determination and preparing the amended water right documents for the Petition for Change in Place of Use.

Respectfully,



Linda Brodersen
Chair of the Board of Directors

JMS

Cc: Ed Voice
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