

ORDINANCE NO. 2004-01



AN ORDINANCE OF THE PAJARO VALLEY WATER MANAGEMENT AGENCY ND AMENDING SECTION 1.02.07 OF ORDINANCE 2000-02 AND PERTAINING TO THE ESTABLISHMENT OF THE WATER QUALITY AND OPERATIONS COMMITTEE

SUMMARY

This ordinance revises and amends Ordinance 2000-02, which provided for the management of all groundwater wells within the Local Water Supply Project service area following completion and start-up of the Harkins Slough Project. Specifically, this ordinance revises Section 1.02.07 regarding establishment of a committee comprised of members of the Board of Directors and other members of the community to provide input on PVWMA's Local Water Supply Project.

The Board of Directors of the PVWMA makes the following findings:

- A. The Board of Directors finds that the public necessity requires that the PVWMA take this action, the purpose of which is to clarify the function of the formerly-named Water Quality/Operations Committee and to more clearly specify the procedures for appointment to and service on what will now be designated the Water Quality and Operations Committee.
- B. The Board has conducted a public hearing upon the revisions proposed in this Ordinance, with notice of the hearing given in the manner prescribed in Government Code Sec. 6066.

NOW, THEREFORE, the Board of Directors of the Pajaro Valley Water Management Agency ordains as follows:

SECTION 1. Amendments to Ordinance 2000-02:

1.01. Section 1.02.07 of Ordinance 2000-02 shall be amended to read as follows:

1.02.07 WATER QUALITY AND OPERATIONS COMMITTEE

The PVWMA shall establish a Water Quality and Operations Committee (Committee) that will provide input to the PVWMA's operations of the Local Water Supply Project. The Committee, shall be comprised of at least four and not more than ten "Grower Members," defined as individuals or representatives of organizations receiving or potentially receiving Project Water, and up to two Board Members. Both Grower Members and Board Members shall be appointed by the Chair of the Board of Directors. The Committee shall provide input to on-going operations and shall work with the PVWMA in establishing a routine water quality monitoring and reporting program. After the initial appointment, which shall occur on or after the effective date of the Ordinance enacting this Section, members of the Committee shall serve until January 2005. Thereafter, appointments of both Grower Members and Board Members shall be for a term of one year."

1.02 All other provisions of Ordinance 2000-02 remain in full force and effect.

SECTION 2. APPLICATION OF ORDINANCE

The provisions of this ordinance shall be administered in conjunction with and complement all other Agency ordinances and resolutions, including the Prior Ordinances. Section headings used in this ordinance shall not be deemed to govern, limit, modify, or in any manner affect the scope, meaning, or intent of the provisions of any section. Words used in any gender include any other gender. The singular number includes the plural, and the plural the singular. Words used in the present tense include the future as well as the present.

SECTION 3. SEVERABILITY

If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, it shall not affect the validity of the remaining portion of this ordinance, including any other section, subsection, sentence, clause, or phrase therein.

SECTION 4. EFFECTIVE DATE

This ordinance shall take effect 30 days after it is adopted by the Board of Directors.

PASSED AND ADOPTED this 1st day of September, 2004, by the following vote:

AYES:	Directors: Capurro, Carroll, Dobler, Gallino, Imazio, Miljanich
NOES:	Directors: Eiskamp
ABSTAIN:	Directors: None
ABSENT:	Directors: None



Frank W. Capurro, Chair

ATTEST:



Linda Contreras, Secretary