

# Full Text of Measure L (1998 November)

The full text of this measure was copied from the [Santa Cruz County Elections Department](#) Website

Pajaro Valley Water Management Agency Augmentation Fee

ORDINANCE No. 98-3

AN ORDINANCE OF THE PAJARO VALLEY WATER MANAGEMENT AGENCY AUTHORIZING THE BOARD OF DIRECTORS TO INCREASE THE AUGMENTATION FEE TO AN AMOUNT NOT TO EXCEED \$95 UPON FINDING THAT AN ENGINEER'S ESTIMATE OF COST TO IMPLEMENT LOCAL PROJECTS, AS AUTHORIZED MEASURE D, DEMONSTRATES THE NEED TO INCREASE THE FEE ABOVE \$50 PER ACRE FOOT AS APPROVED BY MEASURE D

The people of the Pajaro Valley Water Management Agency District do ordain as follows:

FINDINGS

WHEREAS, the Pajaro Valley Water Management Agency ("Agency") has developed a long-term Basin Management Plan ("BMP") to balance water demands with water supplies in the Pajaro basin; and

WHEREAS, the people of Pajaro Valley, through the adoption of Measure D in June of 1998, have directed the Agency to focus for the next ten (10) years on conservation measures and local water supply projects; and

WHEREAS, as part of the BMP and as presented in the Water Supply Project Summary Report dated May 19, 1998, the Agency has identified a number of viable local water projects including, College Lake, Murphy's Crossing, Watsonville and Harkins Slough, and use of recycled water; and

WHEREAS, the Agency desires to develop the local solutions mandated by Measure D; and

WHEREAS, the Agency may not have sufficient funds available for such purposes with the present \$50 per acre-foot augmentation fee mandated under Measure D; and

WHEREAS, the Agency, in order to increase the augmentation fee above \$50 per acre-foot must obtain the consent of voters in the district.

ORDINANCE

SECTION 1: STATEMENT OF PURPOSE

The people of the Pajaro Valley Water Management Agency ("Agency") hereby enact this ordinance in order to fund implementation of local water supply projects as provided under the Basin Management Plan ("BMP") and authorized under Measure D, approved by voters in June of 1998.

SECTION 2: AUGMENTATION FEE

The Board of Directors of the Pajaro Valley Water Management Agency may increase the Augmentation Fee, authorized pursuant to Section 124-1001 of the Pajaro Valley Water Management Agency Act, up to an amount not to exceed ninety-five dollars (\$95) per acre-foot if the Board finds that based on an Engineer's Estimate of the cost to implement the local projects (including paying all costs associated with purchasing, capturing, storing and distributing supplemental water) the costs will exceed fifty dollars (\$50) per acre foot, as approved by Measure D. Any increase in the Augmentation Fee adopted by the Board of Directors pursuant to this section shall be completed in compliance with

the requirements of Sections 124-1001, 124-1002, and 124-1003 Pajaro Valley Water Management Agency Act.

### SECTION 3: EFFECTIVE DATE

If approved by the voters, this Ordinance shall take effect ten days after certification of the election results.

### SECTION 4: SEVERABILITY

If any subdivision, paragraph, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity or unenforceability shall not effect the validity or enforcement of the remaining portions of this Ordinance. It is the people's express intent that each remaining provisions of this Ordinance would have been adopted irrespective of the fact that one or more subdivisions, paragraphs, sentences, clauses, or phrases be declared invalid or unenforceable.