

# Process and Timing of Efforts to Renew Ag Order

Agenda Item-6

Chris Rose

July 28, 2016

# Lifespan of Waivers

- Conditional Waivers: maximum five year term
- March 14, 2012: Current Ag Order (Waiver) adopted
- Ag Order expires March 14, 2017

# Nomenclature for Discussion

- 2004 Ag Order: version 1.0
- 2012 Ag Order: version 2.0
- 2017 Ag Order: version 3.0
- Version 20XX Order: version 4.0

# Proposal Summary for Replacing 2.0

- March 2017 board meeting
  - Ag Order 3.0 for adoption
- Ag Order 3.0 Components
  - Necessary date changes
  - Largely unchanged from 2.0
  - Limited lifespan; 5-yr and replacing w/4.0 ASAP
- MRPs
  - Surface water monitoring: 2017 monitoring
  - Groundwater monitoring: anticipated 2018
  - Anticipated changes for 2018
- Developing 4.0 during 3.0 implementation

# Pending Proceedings

- Monterey Coastkeeper vs State Water Board
  - Status: in appeal (12-18 month resolution)
- East San Joaquin Agricultural Order
  - Status: petitioned to State Board (early 2017)
- Triangle/Rava Ranches vs Cen. Coast Water Board
  - Status: pending superior court ruling (months)
- Zamora/Environmental Law Foundation vs Central Coast Water Board
  - Status: pending superior court ruling (months)
- **Impact on order requirements**
  - 4.0

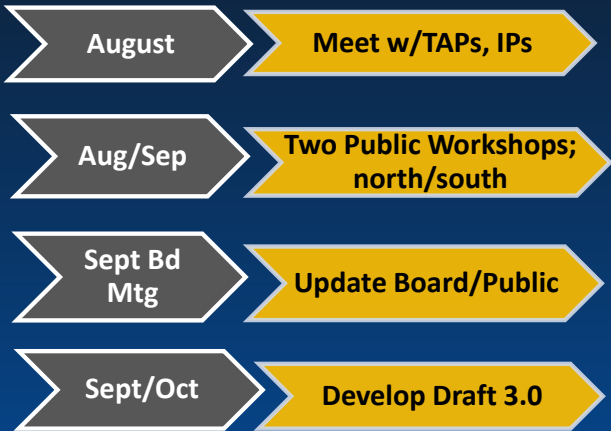
# Outreach and Timing

- Outreach Efforts
- Draft Order
- Public Draft by November
- Issue of time availability

# Moving Forward

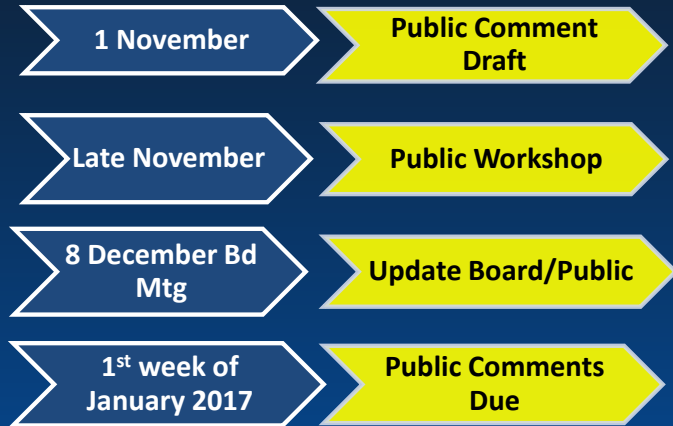
- 3.0 at March 2017 board meeting
  - Requirements largely unchanged from 2.0
  - 5 year lifespan; replace before if 4.0 ready
  - Regular updates to board
- 3.0 MRPs
  - 2017 surface water monitoring
    - Draw from current requirements; include pesticides/toxicity
  - Groundwater: none in 2017; anticipated in 2018
- Development of revised 3<sup>rd</sup> party approval process/expectations and MRPs in 2017
  - Anticipate 2018 implementation
- 4.0: accelerate development

# 3.0 Timeline

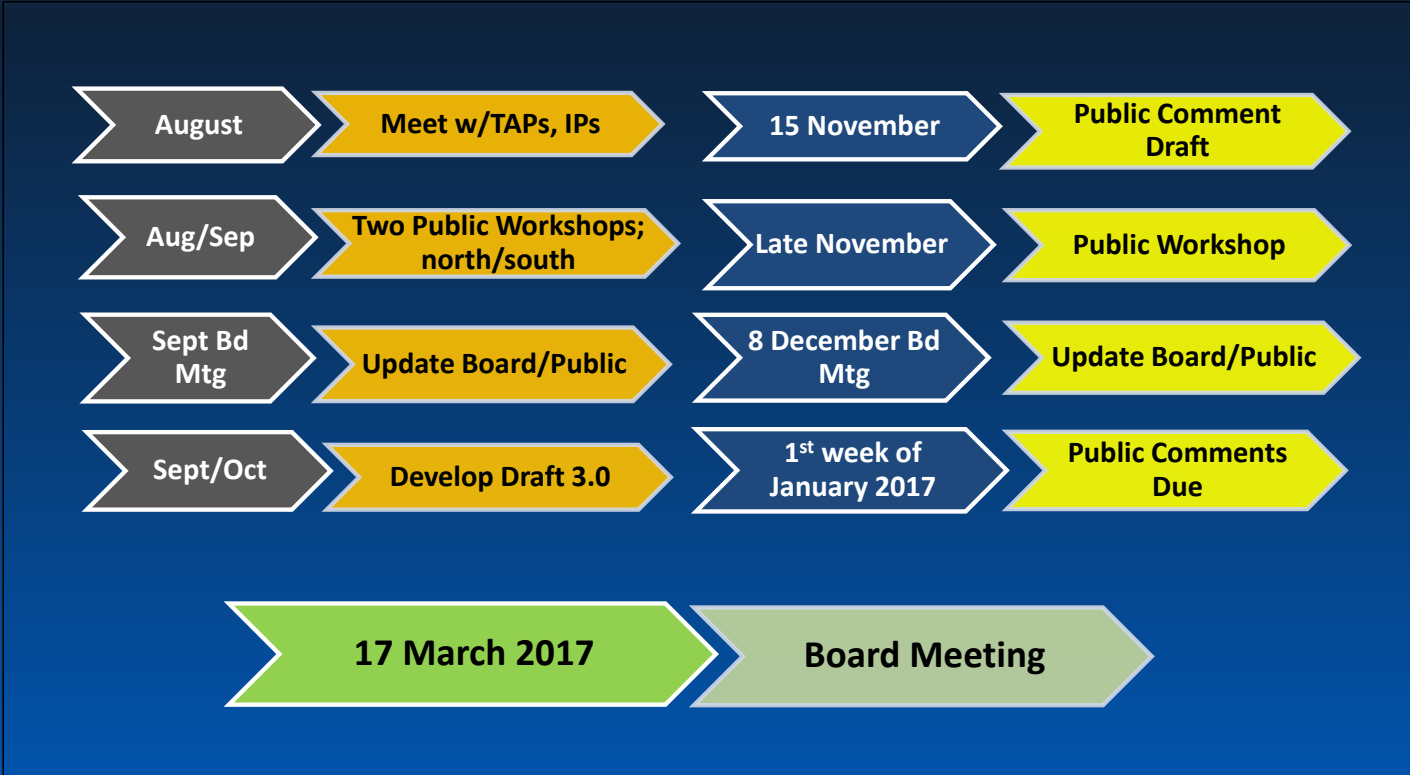




# 3.0 Timeline



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# Summary and Recommendation

- Ag Order 2.0 expires March 2017
- Precedential legal proceedings unresolved
- New Order must be written and posted for public comment by early November

**Draft Ag Order 3.0 largely unchanged from 2.0**

**Five year term**

**Develop 4.0 ASAP**

# Discussion