

Agricultural Water Use Exclusion - REQUIREMENTS

The emergency regulation for urban water conservation adopted by the State Water Board on May 5, 2015 and last updated May 18, 2016 provides urban water suppliers with the option of subtracting water delivered for commercial agriculture from total potable water production if certain conditions are met. Excluding water delivered for commercial agriculture (irrigation of land, including but not limited to greenhouses, for the purpose of producing an agricultural commodity for commercial purposes) has the effect of reducing the volume of water that must be conserved to meet a supplier's conservation standard; however the supplier still must meet the percentage conservation requirement for all other potable water produced. Urban Water suppliers choosing to exclude commercial agriculture deliveries from total potable water production must comply with the following requirements:

1. Report the total quantity of potable water supplied for commercial agricultural use as part of its monthly conservation reporting to the State Water Board;
2. The General Manager or equivalent executive level staff person must sign and submit to the State Water Board a certified statement indicating that all water subtracted from total potable water production is being served for commercial agricultural use that meets the definition of Government Code section 51201, subdivision (b). Certification forms must be submitted to Kathy Frevert, State Water Resources Control Board, P.O. Box 100, MS 13, Sacramento, CA 95812-0100.
3. A list of each customer that receives potable water deliveries for commercial agriculture use must be submitted with the certification form.
4. Prepare and submit to the Department of Water Resources **no later than July 1, 2016**, an Agricultural Water Management Plan that includes a detailed drought management plan describing the actions and measures the supplier will take to manage water demand during the drought.
5. Impose water use reductions on water delivered to its commercial agricultural users, as determined locally appropriate by the supplier, taking into consideration the supplier's conservation standard (tier).

The Agricultural Water Use Exclusion Certification Form is on page two of this document

Agricultural Water Use Exclusion - CERTIFICATION

I hereby certify that _____ provides potable water to the attached list of customers, and that this water is used exclusively for irrigation of land, including but not limited to greenhouses, for the purpose of producing an agricultural commodity for commercial purposes. I further certify that:

1. I will oversee, review, and take full responsibility for the completeness and accuracy of all data submitted to the State Water Resources Control Board as part of the reporting required pursuant to California Code of Regulations, title 23, section 865, subdivisions (b)(2) and (e);
2. _____ will prepare and submit to the Department of Water Resources, **no later than July 1, 2016**, an Agricultural Water Management Plan that includes a detailed drought management plan describing the actions and measures the supplier will take to manage water demand during drought; and
3. _____ will impose reductions on water it delivers to its commercial agricultural users, as determined locally appropriate by the supplier taking into consideration its applicable urban water supplier conservation standard (tier) under California Code of Regulations, title 23, section 865; and
4. I have the authority to make the aforesaid certifications on behalf of _____

I acknowledge that submitting any information pursuant to California Code of Regulations, title 23, section 865, subdivision (e)(1)(B) or (C), including this certification, that is found to be materially false by the State Water Resources Control Board is a violation of that section, punishable by civil liability of up to five hundred dollars (\$500) for each day in which the violation occurs. Every day that the error goes uncorrected constitutes a separate violation. Civil liability for the violation is in addition to, and does not supersede or limit, any other remedies, civil or criminal.

Printed Name	
Title <i>(General Manager or equivalent)</i>	
Signature	
Date	
Email	

Please print, sign and submit completed form along with a list of each customer that receives potable water deliveries for commercial agriculture use to:

Kathy Frevert
State Water Resources Control Board
P.O. Box 100
Sacramento, CA 95812-0100