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Subject: November 1, 2016 SWRCB Board Meeting: Staff Recommendation to Deny Petitions for Reconsideration

All: The document linked below is the staff recommendation to the SWRCB to deny the WRAMP and Public Trust Alliance petitions to reconsider the amended-CDO order, Order WR 2016-0016, which substitutes milestones for a single-deadline CDO. The arguments against our petition include (a) we did not seek personal contact with staff, as Cal Am and others who had it did, (b) compliance applies only to Cal Am, not to staff to enforce compliance, (c) WRAMP cited evidence to reconsider the new order, not insufficiency of evidence to support it, (d) no law requires the SWRCB to impose public-health-and-safety standards or a water-allocation (businesses vs. residents) plan in the event of water cutbacks, and (e) the SWRCB has complete discretion to weigh public-trust (Carmel River) with other (public health and local economy) concerns. The staff recommendation claims that all supplements (for and against) to our petition were untimely and that remediation efforts since 2009 have made the condition of the Carmel River better now than it was then. The word "drought" is completely absent in the document. The board meets on 1 November. --Ron

http://www.waterboards.ca.gov/board_info/agendas/2016/nov/110116_6.pdf