

**LOCAL GROUNDWATER ASSISTANCE GRANT PROGRAM
APPLICATION**

ATTACHMENT 10

**AB 1420 AND WATER METERING IMPLEMENTATION
COMPLIANCE**



UPPER DISTRICT GROUNDWATER REPLENISHMENT MODEL

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Attachment 10 AB 1420 and Water Meter Implementation Compliance

AB1420 Compliance

Upper District is currently in compliance with Assembly Bill (AB) 1420 and has completed and signed the “AB 1420 Self-Certification Statement Table 1” which is provided in the following pages.

Upper District is a member of the California Urban Water Conservation Council (CUWCC) and submits annual reports to the CUWCC regarding its Best Management Practices (BMPs). The Upper District is currently meeting all coverage requirements and is deemed, by the CUWCC, to be on track in its BMP compliance.

According to California Department of Water Resources staff, completion of the “AB 1420 Self-Certification Statement Table 2” is not required if all CUWCC coverage requirements are being met. According to correspondence from CUWCC staff dated May 31, 2011, Upper District is currently meeting all CUWCC coverage requirements. As a result, the “AB 1420 Self-Certification Statement Table 2” has not been included in this application.

Based on recent direction provided by California Department of Water Resources staff, Upper District has incorporated the following items into “AB 1420 Self-Certification Statement Table 1”:

- The language has been adjusted to specify if a 2010 Urban Water Management Plan (instead of a 2005 Urban Management Water Plan) has been submitted
- The box asking if the Urban Water Management Plan is deemed complete by DWR has been left blank
- Column C6 for BMP 3 is Not Applicable for Upper District

- The submittal date to the CUWCC for Upper District's 2009-10 BMP Report (instead of the 2007-2008 BMP Report) has been provided.

Water Meter Implementation Compliance

Upper District is currently in compliance with the Water Meter Implementation requirements. Upper District has completed signed the "Certification for Compliance with Water Metering Requirements" which is provided in the following pages.

C1 C2 C3 C4 C5 C6 C7 C8 C9 C10 C11 C12 C13 C14 C15 C16 C17 C18

BMPs required for Wholesale Supplier	BMPs required for Retail Supplier	BMPs	BMP Implemented by Retailers and/or Wholesalers / BMP			Compliance Options/Alternative Conservation Approaches (1)			BMP Is Exempt (2)			BMP Implementation Requirements Met			All Supporting Documents have been Submitted Yes/No		
			Wholesaler Yes/No	Regional Yes/No	BMP Checklist	Flex Track	Gallons Per Capita Per Day GPCD	Not Cost Effective	Lack of Funding	Lack of Legal Authority	CUWCC MOU Requirement Met: Retailer Yes/No	CUWCC MOU Requirement Met: Wholesaler Yes/No	Date of BMP Report Submitted to CUWCC for (2009-2010) (MOU Signatories) (3)	Date BMP Implementation Data Submitted to DWR in CUWCC Format (Non MOU Signatories) (3)			
		BMP 5 Large Landscape Conservation Programs and Incentives															
	✓	BMP 6 High-Efficiency Washing Machine Rebate Programs	N/A														
✓	✓	BMP 7 Public Information	Yes		X												Yes
✓	✓	BMP 8 School Education	Yes		X												Yes
	✓	BMP 9 Conservation programs for Commercial, Industrial, and Institutional (CII) Accounts	N/A														
✓		BMP 10 Wholesale Agency Assistance Programs	Yes		X												Yes
	✓	BMP 11 Conservation Pricing	N/A														
✓	✓	BMP 12 Conservation Coordinator	Yes		X												Yes
	✓	BMP 13 Water Waste Prohibitions	N/A														
	✓	BMP 14 Residential ULFT Replacement Programs	N/A														

*C6: Wholesaler may also be a retailer (supplying water to end water users)

**C8, **C9, **, and C10: Agencies choosing an alternative conservation approach are responsible for achieving water savings equal or greater than that which they would have achieved using only BMP list.

(1) For details, please see: <http://www.cuwcc.org/mou/exhibit-1-bmp-definitions-schedules-requirements.aspx>.

(2) BMP is exempt based on cost-effectiveness, lack of funding, and lack of legal authority criteria as detailed in the CUWCC MOU

(3) Non MOU signatories must submit to DWR reports and supporting documents in the same format as CUWCC.

California State Water Resources Control Board
California Department of Water Resources
California Department of Public Health



**CERTIFICATION FOR
COMPLIANCE WITH WATER METERING REQUIREMENTS
FOR FUNDING APPLICATIONS**

In 2004, Assembly Bill 2572 added section 529.5 to the Water Code, providing that, commencing January 1, 2010, urban water suppliers must meet certain volumetric pricing and water metering requirements in order to apply for permits for new or expanded water supply, or state financial assistance for the following types of projects:

1. wastewater treatment projects
2. water use efficiency projects (including water recycling projects)
3. drinking water treatment projects

For the purposes of compliance with Section 529.5, a "water use efficiency project" means an action or series of actions that ensure or enhance the efficient use of water or result in the conservation of water supplies.

Please consult with your legal counsel and review sections 525 through 529.7 of the Water Code before completing this certification.

Applicants Affected

This requirement applies to urban water suppliers.

"Urban water supplier" means a supplier, either publicly or privately owned, providing water for municipal purposes either directly or indirectly to more than 3,000 customers or supplying more than 3,000 acre-feet of water annually. An urban water supplier includes a supplier or contractor for water, regardless of the basis of right, which distributes or sells for ultimate resale to customers.

When Certification is Required

State Water Resources Control Board (SWRCB): The application for financial assistance must include a completed and signed certification form demonstrating compliance with the water metering requirements.

Department of Water Resources (DWR) funding applications: This certification must be completed and submitted with the funding application. Check the specific proposal solicitation package for directions on applicability and submittal instructions.

Department of Public Health (DPH) Safe Drinking Water State Revolving Fund Program: This certification must be completed and submitted with the executed Notice of Acceptance of Application (NOAA).

California State Water Resources Control Board
California Department of Water Resources
California Department of Public Health



**CERTIFICATION FOR
COMPLIANCE WITH WATER METERING REQUIREMENTS
FOR FUNDING APPLICATIONS**

Funding Agency name: California Department of Water Resources

Funding Program name: Local Groundwater Assistance Grant Program

Applicant (Agency name): Upper San Gabriel Valley Municipal Water District

Project Title (as shown on application form): _____

Upper District Groundwater Replenishment Model

Please check one of the boxes below and sign and date this form.

As the authorized representative for the applicant agency, I certify under penalty of perjury under the laws of the State of California, that the agency is not an urban water supplier, as that term is understood pursuant to the provisions of section 529.5 of the Water Code.

As the authorized representative for the applicant agency, I certify under penalty of perjury under the laws of the State of California, that the applicant agency has fully complied with the provisions of Division 1, Chapter 8, Article 3.5 of the California Water Code (sections 525 through 529.7 inclusive) and that ordinances, rules, or regulations have been duly adopted and are in effect as of this date.

I understand that the Funding Agency will rely on this signed certification in order to approve funding and that false and/or inaccurate representations in this Certification Statement may result in loss of all funds awarded to the applicant for its project. Additionally, for the aforementioned reasons, the Funding Agency may withhold disbursement of project funds, and/or pursue any other applicable legal remedy.

Shane Champan

Name of Authorized Representative
(Please print)

Shane Champan

Signature

General Manager

Title

7/10/12

Date