

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 79-90

AMENDING FLOW LIMIT FOR EL TORO WATER
DISTRICT IN ALISO WASTEWATER
MANAGEMENT AGENCY CLEAN WATER GRANT

WHEREAS:

1. The State Board on February 17, 1977, authorized imposition of a special grant condition establishing flow limits for individual members of the Aliso Wastewater Management Agency (AWMA), including a flow limit for El Toro Water District (El Toro) of 3.47 mgd (million gallons per day); and
2. The purpose of the special grant condition was to minimize possible adverse air quality impacts associated with rapid growth which might be facilitated by the AWMA project; and
3. With respect to the El Toro flow limit, it was anticipated that the 3.47 mgd flow limit would allow service to existing development in the El Toro area, certain development already under construction, and additional development for which service had been committed; and
4. In establishing the original El Toro flow limit of 3.47 mgd, some existing units were not counted, flows per capita for existing development were underestimated, and occupancy factors were incorrect. To correct these errors, in May of 1979, the State Board authorized increase of the El Toro flow limit to 4.27 mgd; and
5. In addition, it now appears that capacity for service to certain "tentative tract" developments was not included in the original flow limit even though there were pre-existing commitments to serve this "tentative tract" development; and
6. If all of the facts involved, including commitment for service of "tentative tract" developments, had been correctly evaluated, the original flow limit for El Toro would have been established at 4.55 mgd; and
7. Because of special circumstances and equitable considerations, it appears that the flow limit imposed against El Toro should be revised to include approximately .104 mgd for service to the Bennett Ranch Development of the William Lyon Company (Tract 9808), a development of approximately 354 units; and

8. Increase in the El Toro flow limit to 4.66 mgd is not inconsistent with the basic intent for which the flow limit was established, nor will it involve significant adverse impacts; and
9. Increase in the El Toro flow limit should be conditioned as hereafter set forth to assure that the flow limit is not misinterpreted as authority to discharge or to enlarge treatment or disposal facilities, and to assure that service is only provided to development contemplated in the establishment of the flow limit.

THEREFORE, BE IT RESOLVED:

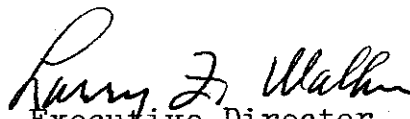
That the State Board hereby approves amendment of the special grant condition for the Aliso Wastewater Management Agency to increase the flow limit for the El Toro Water District to 4.66 mgd and adjusting the total flow limit for Aliso Wastewater Management Agency as appropriate. Such amendment is subject to receipt of written agreement by the El Toro Water District and Laguna Hills Sanitation, Inc., that, in consideration of the increased flow limit, they acknowledge, understand and agree that:

1. The flow limit and grant contract does not constitute an authorization for the discharge of wastewater, and that any discharge, whether for reclamation or through the Aliso ocean outfall, is subject to and must be in compliance with applicable reclamation requirements and waste discharge requirements.
2. Increase in the flow limit does not and shall not be construed to constitute approval of any enlargement of treatment or disposal facilities by Laguna Hills Sanitation, Inc. Any enlargement of facilities is subject to compliance with the California Environmental Quality Act (CEQA). Under CEQA, the lead agency must consult with all responsible agencies and should consult with agencies with special expertise, such as the Air Resources Board, and with agencies with jurisdiction by law as a part of the CEQA process.
3. They will not, prior to August 8, 1982, provide wastewater treatment or disposal service to residential development within the El Toro service area, except for that residential development existing on February 17, 1977, those residential developments specifically

described in the attached "Summary", and such additional development as may be expressly approved by the State Board after consultation with the Air Resources Board.

CERTIFICATION

The undersigned, Executive Director of the State Water Resources Control Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on October 18, 1979.


Executive Director

"EL TORO SUMMARY"

RESIDENTIAL SINGLE FAMILY

1. Residences Occupied on 12/1/76 3,118

2. Residences Not Fully Occupied on 12/1/76:

<u>Tract No.</u>	<u>Units</u>	
7564 (Fashion Lane)	2	
8071 (Aegean Heights)	7	
8801 (El Dorado Estates)	9	
8834 (Timberline)	521/	
8891 (Vista Laguna)	3	
	<u>73</u>	73

3. Development Under Construction on 12/1/76:

<u>Tract No.</u>	<u>Units</u>	
8227 (El Dorado Estates)	88	
8529 (Alicia Parkway Patio Homes)	57	
8570 (Timberline)	48	
8708 (Aliso Park Estates)	522/	
8800 (El Dorado Estates)	24	
8833 (Timberline)	613/	
8855 (Sunset Place)	684/	
	<u>398</u>	398

4. Development With Will Serves:

<u>Tract No.</u>	<u>Units</u>	
8962 (Originally Mathis R-1)	765/	
9131 (Pacesetter)	1136/	
9241 (Aliso Woods)	47	
9380 (Country Meadows)	45	
9731 (Pacesetter)	616/	
9732 (Pacesetter)	666/	
9809 (Originally Mathis R-1)	815/	
9848 (Originally Mathis R-1)	2055/	
	<u>694</u>	694

(continues next page)

5. Tentative Tract Development:

<u>Tract No.</u>	<u>Units</u>	
5278 (The Windrows)	947/	
6770 (Shadow Run Lake Forest)	1198/	
9037 (Fashion Lane Homes)	279/	
9109 (Lucas Development)	7910/	
9666 (Creekside)	7710/	
9767 (The Windrows)	7077/	
9768 (The Windrows)	8977/	
9769 (The Windrows)	7477/	
9780 (Buena Vista)	6211/	
9830 (Lucas Development)	7210/	
9850 (The Windrows)	9577/	
10009 (Woodside)	10912/	
	<u>967</u>	967

6. William Lyon Company Development:

<u>Tract No.</u>	<u>Units</u>	
9808 (Bennett Ranch)	354	<u>354</u>
<u>Total Single Family Residential Units</u>		5,604

CONDOMINIUMS

1. Residences Occupied on 12/1/76 678

2. Residences Not Fully Occupied on 12/1/76:

<u>Tract No.</u>	<u>Units</u>	
7864 (Acacia Knolls)	8	
8532 (Aegean Heights)	47	
	<u>55</u>	55

3. Development Under Construction on 12/1/76:

<u>Tract No.</u>	<u>Units</u>	
7799a	55 ^{13/}	
7880, Lot 1	88	
7880, Lot 2	79	
8333, Lot 4	59	
	<u>281</u>	<u>281</u>

Total Condominium Units 1,014

LEISURE WORLD

1. Residences Occupied on 12/1/76 11,616
(Mutuals through #66, except #64, plus
#77 and #78)

2. Development Under Construction on 12/1/76:

<u>Mutual</u>	<u>Units</u>	
64	64 ^{14/}	
70	61	
71	59 ^{15/}	
81	105	
82	132	
83	96	
84	81	
	<u>598</u>	598

3. Development With Will Serves:

<u>Mutual</u>	<u>Units</u>	
72	88	
73	96	
74	78	
75	66	
	<u>328</u>	328

4. Tentative Tract Development:

<u>Mutual</u>	<u>Units</u>	
67, 68, 69	200	<u>200</u>

Total Leisure World Units 12,742

THE WILLOWS (RESTRICTED)

1. Residences Occupied on 12/1/76	128
2. Additional Manors Constructed	<u>24</u> 16/
<u>Total Units (The Willows)</u>	152

OTHER MULTIPLE FAMILY UNITS (RESTRICTED)

1. Residences Occupied on 12/1/76		497
2. Development Not Fully Occupied on 12/1/76:		
<u>Development</u>	<u>Units</u>	
Villa Valencia	158	158
3. Development Under Construction on 12/1/76:		
<u>Tract</u>	<u>Units</u>	
8529, Lot 60 (Sycamore Lane Apts.)	208	208
4. Development With Will Serves:		
<u>Development</u>	<u>Units</u>	
Apartment Complex (Canyon Wood Apts.)	140	
Mathis Ranch Apartments	360 ^{17/}	
	500	<u>500</u>
<u>Total Other Multiple Family Units (Restricted)</u>		1,363

OTHER MULTIPLE FAMILY UNITS (UNRESTRICTED)

1. Residences Occupied on 12/1/76 100

2. Development Under Construction on 12/1/76:

<u>Tract</u>	<u>Units</u>	
8333, Lots 2 and 3 (Laguna Village)	266 ^{18/}	
9520 (Forest Ridge Village)	<u>101^{19/}</u>	
	367	367

3. Tentative Tract Development:

<u>Tract</u>	<u>Units</u>	
9610, 9611, 9612, 9613 (Laguna Village)	556 ^{20/}	<u>556</u>

Total Multiple Family Units (Unrestricted) 1,023

MOBILEHOME PARKS (RESTRICTED)

1. Mobilehomes Occupied on 12/1/76 559

2. Development Under Construction:

<u>Development</u>	<u>Units</u>	
Prothero Mobile Home Park	257	<u>257</u>
<u>Total Mobilehome Park Units (Restricted)</u>		816

MOBILEHOME PARKS (UNRESTRICTED)

1. Mobilehomes Occupied on 12/1/76	<u>159</u>
<u>Total Mobilehomes Park Units (Unrestricted)</u>	159