

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

*766.0
Boulder
Creek
Assoc.*

In the Matter of Application)
for Temporary Conditional Permit)
by Boulder Creek Associates)
Petitioner)

Order : WR 75-11
Source: Hare Creek
County: Santa Cruz

ORDER DENYING PETITION FOR RECONSIDERATION OF
BOARD ACTION DENYING APPLICATION FOR TEMPORARY PERMIT

BY THE BOARD:

On March 14, 1975, the State Water Resources Control Board denied petitioner's application for a temporary permit to appropriate water from Hare Creek, Santa Cruz County. On April 14, 1975, petitioner requested reconsideration of the State Board rejection of the application.

Petitioner contends that the Board overlooked or failed to give adequate consideration to applicant's representation that the use applied for under the temporary permit was temporary because it would cease at the end of the period which the Board fixes under Section 1425 of the Water Code, or when a permit is granted on Application 24172, whichever is sooner.

It is found that the irrigation use of water shown in the application for a temporary permit is substantially the same use as is shown in Application 24172, now pending. The need to appropriate water for such use is therefore not a temporary need within the meaning of Water Code Section 1425.

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It is found that petitioner has made no showing that the fire protection use of water shown in said application is based on either a temporary or an urgent need to appropriate water within the meaning of Water Code Section 1425.

IT IS ORDERED that the petition for reconsideration be denied.

Dated: June 19, 1975

BY THE BOARD:

W. W. Adams
W. W. Adams, Chairman

ABSENT

W. Don Maughan, Vice Chairman

Roy E. Dodson
Roy E. Dodson, Member

Mrs. Carl H. Auer
Mrs. Carl H. (Jean) Auer, Member