



# State Water Resources Control Board



Alan C. Lloyd, Ph.D.  
Agency Secretary

**Division of Water Rights**  
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Arnold Schwarzenegger  
Governor

## PETITIONS FOR A TIME EXTENSION

**PERMIT 7847** (APPLICATION 13217)  
**PERMIT 11039** (APPLICATION 17121)  
**STREAMS SYTEM:** RUSSIAN RIVER

**PETITION FILED:** December 31, 2002  
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**COUNTY:** SONOMA

Notice is hereby given that City of Healdsburg (City) filed petitions for an extension of time which to develop full beneficial use for Permits 7847 and 11039. The State Water Resources Control Board (SWRCB) will determine whether an order approving the time extension should be issued for permitted Applications 13217 and 17121 and, if so, whether conditions are needed in the permit to protect the environment, the public interest, and downstream water users. This notice provides a description of the project and also describes the procedure and time frame for submittal of protests against the petitions. This notice may be viewed at the Division of Water Rights' (Division) website at [www.waterboards.ca.gov](http://www.waterboards.ca.gov). Any correspondence directed to the petitioners should be mailed to:

City of Healdsburg  
401 Grove Street  
Healdsburg, CA 95448-4723

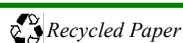
### Description of Project

The City pumps from the Russian River underflow to a number of regulatory storage facilities for municipal use within the City's service boundary. As of November 7, 2002, the City has developed 2.2 cubic feet per second (cfs) (1,350 acre-feet [af]) under Permit 7847 and 3.1 cfs (1,690 af) under Permit 11039 of water diversion and use.

In June of 1999, the Department of Health Services re-issued the City's Domestic Supply Permit with seasonal restrictions on the use of the Fitch (Application 13217) and Gaunlett (Application 17121) well fields. As a result, the City will construct microfiltration treatment facilities for the Fitch and Gauntlett well fields that will allow the City to meet treatment standards year round, thereby eliminating seasonal restrictions. The new treatment facilities will be combined at one site and sized to accommodate the current combined diversion rate limits from the two well fields (Total of 7 cfs).

The City pilot tested microfiltration treatment equipment in 2002 and began design work for the system. The treatment facilities will be constructed in two phases to minimize rate impacts to it's customers. The first phase begun in 2003, will provide about 60% of the production capacity. The final phase is targeting for construction in 2008.

*California Environmental Protection Agency*



**Summary of Permit 7847 (Application 13217):**

County: Sonoma.  
Source: Russian River Underflow tributary to the Pacific Ocean.  
Point of  
Diversion: Located within the SE<sup>1</sup>/<sub>4</sub> of SE<sup>1</sup>/<sub>4</sub> of Section 21, T9N, R9W, MDB&M.  
Amount: Three (3) cfs by direct diversion.  
Season: January 1 to December.  
Purpose: Municipal.  
Place of Use: City's service boundary as shown in maps on file with the SWRCB.

**Summary of Permit 11039 (Application 17121):**

County: Sonoma.  
Source: Russian River Underflow tributary to the Pacific Ocean.  
Point of  
Diversion: Located within the NE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> of projected Section 16, T9N, R9W, MDB&M.  
Amount: Four (4) cfs by direct diversion.  
Season: January 1 to December.  
Purpose: Municipal.  
Place of Use: City's service boundary as shown in maps on file with the SWRCB.

**Petition Summary**

The City requests the extension of time to complete construction of the new treatment facilities and develop full beneficial use under the permits. The extension is approved by the SWRCB and the deadline for full water use under Permits 7847 and 11039 would be by December 31, 2012.

**Environmental Information**

According to the California Environmental Quality Act (CEQA) and its guidelines, the City is the lead agency and will be responsible for preparation of appropriate environmental documents for the project and for determining whether or not the project will cause a significant effect on the environment. If you are not filing a protest, but wish to submit information that indicates the project may cause a significant effect on the environment, please send this information to the lead agency immediately with a copy to Steven Herrera; SWRCB, Division of Water Rights; P.O. Box 2000; Sacramento, CA 95812-2000. This information will be reviewed in accordance with CEQA.

## PROTEST SUBMITTAL INFORMATION

### Protest Requirements

A person may file a protest based on any of the following factors:

- Interference with prior water rights.
- Adverse environmental impact.
- Not in the public interest.
- Contrary to law.
- Not within the jurisdiction of the SWRCB.

All protests must clearly describe the objections to approval of the petition, and the factual basis for those objections. For example, if the objection is based on injury to existing water rights, the protest must describe the specific injury to the existing water right that would result from approval of the changes proposed by the petition. In addition, the party claiming injury to prior water rights must provide specific information that describes the basis of the existing right, the date the use began, the quantity of water use, the purpose of use, and the place of use. Protests based on environmental impacts, public interest, legality, or jurisdictional issues must be accompanied by a statement of facts supporting the basis of the protest. If sufficient information is not submitted, the SWRCB may reject the protest or request that the protestant submit additional information. Protests of a general nature (not project specific) or protests that are inconsistent with constitutional or legislated state policy will not be accepted. A request for information or a request that studies be conducted does not constitute a protest. **The Division will not accept protests that are directed against the underlying water right, rather than the change proposed by the petition.**

### Procedure for Submitting Protests

Protests should be submitted on standard protest forms available from the Division of Water Rights' website at [www.waterboards.ca.gov/forms/](http://www.waterboards.ca.gov/forms/) or upon request from the Division of Water Rights. A pamphlet that provides additional information relating to water rights and the procedure for filing protests is also available on the website or by mail. Any requests or the

submittal of the completed protest form should be directed to the engineer listed as the contact person at the end of this notice. **A copy of the completed protest form must also be mailed to the petitioner and should include a description of any measures that could be taken to resolve the protest.**

### Protest Submittal Deadline

Protests submitted in response to this notice must be received by the Division by 3:00 p.m. on the **30<sup>th</sup>** day after the date of this notice (the close of the protest period). Protests may be submitted by any of the following methods:

1. Mailed to Division of Water Rights; P. O. Box 2000; Sacramento, CA 95812-2000
  2. Faxed to the Division at (916) 341-5400
  3. E-mailed to the engineer listed below under the heading "Contact Person"
  4. Hand-delivered to the Division office located at 1001 "I" Street, 14<sup>th</sup> Floor, Sacramento, CA
- If you choose to fax or e-mail the protest due to the constraints of the noticing period, the fax or e-mail must be followed by timely delivery of an original signed copy, either personally or by mail, to the Division of Water Rights in order for the protest to be accepted. The SWRCB will respond to all protests within 60 days of the final day to file a protest. **Protests not submitted by the close of the protest period will be subject to rejection.**

For good cause, the SWRCB may grant an extension of time to file a protest. It is the protestant's responsibility to contact the engineer listed below as "Contact Person" to request the extension prior to the end of the protest period.

### **Resolution of Protests**

The petitioners will have 30 days to respond to a protest once it is accepted by the Division of Water Rights. The protestant and the applicant are expected to make a good faith effort to resolve the protest within 180 days from the close of the protest period.

### **CONTACT PERSON**

To obtain additional information regarding this project, or to obtain copies of protest forms, or general information pamphlets, please contact Whalen Toy by phone at (916) 341-5408 or by electronic mail at [wtoy@waterboards.ca.gov](mailto:wtoy@waterboards.ca.gov). Information and protest forms are also available at the Division's website: [www.waterboards.ca.gov/forms/](http://www.waterboards.ca.gov/forms/).

Date of Notice: **January 28, 2005**

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