

MP-440  
WTR-4.10

Mr. Harry Schueller  
Chief, Division of Water Rights  
State Water Resources Control Board  
PO Box 2000  
Sacramento CA 95812-2000

MAY 03 1999

Subject: Petition for Change - Applications 11331 & 11332 (Permits 11308 & 11310) -  
Santa Ynez River - Cachuma Reservoir - Dos Pueblos Golf Links Project

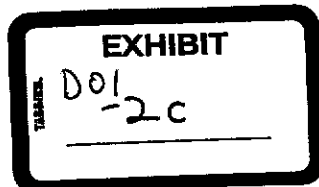
Dear Mr. Schueller:

The Petition for Change (Petition) in Place of Use for Reclamation's Cachuma Project Water Right Applications 11331 & 11332 (Permits 11308 & 11310) is enclosed. The Goleta Water District (District), a member unit of the Santa Barbara County Water Agency, receives water service from the Cachuma Project under a contract with the Santa Barbara County Water Agency. The Santa Barbara County Water Agency holds a master contract with Reclamation under which it provides water service to the District and other member units.

The District recently annexed into its boundary an additional 130 acres of land associated with the Dos Pueblos Golf Links Project (DPGL Project). The DPGL Project, encompassing a total of approximately 208 acres, is located about 3 miles west of Goleta. Of the 208 acres encompassing the DPGL Project, 78 acres were already within the District's boundary and required no annexation by the District. The DPGL Project was approved by Santa Barbara County in 1993 and the California Coastal Commission in 1995.

The 78 acres of the DPGL Project site currently within the District's boundary is covered by a separate place of use petition previously noticed by the State Water Resources Control Board (SWRCB) on May 22, 1997 (Cachuma Change Petition), and amended by Reclamation letter dated October 6, 1997, for the purposes of consolidating and conforming the Cachuma Project's water right place and purposes of use. The expanded place of use being requested by this petition is not part of the consolidated place of use action under the Cachuma Change Petition.

Reclamation is filing this petition as a separate action from the Cachuma Change Petition. The purpose of this petition is to add the remaining 130 acres of land recently annexed by the District for the DPGL Project to the Cachuma Project water right place of use. We are requesting that



this petition be processed completely separate from the Cachuma Change Petition currently pending with the SWRCB.

Pursuant to the provisions of Public Resources Code, Section 10005, a check in the amount of \$850, made payable to the Department of Fish and Game has been submitted under separate cover by Mr. Russel Ruiz, letter dated February 8, 1999, on behalf of Reclamation. The SWRCB previously indicated that water right actions such as the subject petition will not be processed until this payment is received. Reclamation continues to make this payment under protest.

It is Reclamation's understanding that the administrative process fee of \$100 needed to process the petition is covered under the service contract currently in place between Reclamation and the SWRCB for services rendered by the SWRCB staff.

We are also enclosing, as part of the supporting documentation for the petition, the Addendum to the Final Environmental Impact Report previously prepared by the District and the County of Santa Barbara on the DPGL Project in satisfaction of the environmental requirements of the California Environmental Quality Act.

Reclamation appreciates the cooperation and assistance provided by your staff in completion of this action. If you have any questions regarding this petition, please contact Jo Ann Struebing of our water rights staff at (916) 978-5249 or TDD 978-5608.

Sincerely,

**/s/Robert F. Stackhouse**

Robert F. Stackhouse  
Regional Resources Manager

Enclosures 6

cc: Department of Fish and Game  
1416 Ninth Street  
PO Box 944209  
Sacramento CA 94244-2090

Ms. Maureen Sergent  
Department of Water Resources  
1416 Ninth Street  
PO Box 942836  
Sacramento CA 94236-0001

cc: Mr. Russell R. Ruiz  
Hill & Sandford, LLP  
El Presidio Building  
800 Presidio Avenue  
Santa Barbara CA 93101-2210

Mr. Kevin Walsh  
Manager  
Goleta Water District  
4699 Hollister Avenue  
Santa Barbara CA 93110

Mr. Robert Almy  
Manager  
Santa Barbara County Water Agency  
123 East Anapamu Street, Suite 240  
Santa Barbara CA 93101

bc: Regional Solicitor, Pacific Southwest Region  
Attention: Jturner  
MP-440 (RReiter, JStruebing) GHeffler)  
SCC--150 (DYoung), -413 (JmcNamara, BJohnson, SCarter)

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 200, Sacramento, CA 95812-2000

901 P Street, Sacramento, CA 95814

(916) 657-1364

PETITION FOR CHANGE

(Water Code 1700)

Point of Diversion Point of Rediversion X Place of Use Purpose of Use

Application: 11331 & 11332 Permit 11308 & 11310 License N/A Statement or Other

I (we) hereby petition for change(s) noted above and shown on the accompanying map and described as follows:

Point of Diversion or Rediversion (Give coordinate distances from section corner or other ties as allowed by Cal CR715, and the 40 - acre subdivision in which the present & proposed points lie.)

Present As on file with the SWRCB under applications 11331 & 11332, (Permits 11308 & 11310)

Proposed There is no change to the point of diversion or rediversion

Place of Use (If irrigation, then state number of acres to be irrigated within each 40 - acre tract.)

Present See map on file with the SWRCB under Applications 11331 & 11332, (Permits 11308 & 11310)

Proposed See Attachment

Purpose of Use

Present Multiple purposes as on file with the SWRCB under applications 11331 & 11332 (Permits 11308 & 11310)

Proposed The purpose of use will remain unchanged.

Does the proposed use serve to preserve or enhance wetlands habitat, fish and wildlife resources, or recreation in or on the water (See WC 1707)? No

GIVE REASON FOR PROPOSED CHANGE: See Attachment

WILL THE OLD POINT OF DIVERSION OR PLACE OF USE BE ABANDONED? No

WATER WILL BE USED FOR Note: There will be no change in the permitted purpose of use. PURPOSES.

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of N/A (ownership, lease, verbal or written agreement)

If by lease or agreement, state in the name and address of party(s) from whom access has been obtained. N/A N/A

Give name and address of any person(s) taking water from the stream between the present point of diversion or rediversion and the proposed point of diversion or rediversion, as well as any other person(s) known to you who may be affected by the proposed change. N/A N/A

THIS CHANGE DOES NOT INVOLVE AN INCREASE IN THE AMOUNT OF THE APPROPRIATION OR SEASON OF USE.

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.

Dated: May 3, 1979 at Sacramento, California

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
901 P Street, Sacramento  
P.O. Box 2000, Sacramento, CA 95812-2000

**PETITION FOR CHANGE  
ENVIRONMENTAL INFORMATION**

(THIS IS NOT A CEQA DOCUMENT)

APPLICATION NO. 11331 & 11332 PERMIT NO. 11308 & 11310

The following information will aid in the environmental review of your petition as required by the California Environmental Quality Act (CEQA). **IN ORDER FOR YOUR PETITION TO BE ACCEPTED AS COMPLETE, ANSWERS TO THE QUESTIONS LISTED BELOW MUST BE COMPLETED TO THE BEST OF YOUR ABILITY.** Failure to answer all questions may result in your petition being returned to you, causing delays in processing. If you need more space, attach additional sheets. Additional information may be required from you to amplify further or clarify the information requested in this form. If form WR 1-2 was completed during the application process describe the differences between those conditions and the present conditions.

**DESCRIPTION OF CHANGES TO PROJECT**

1. Provide a brief description of the proposed changes to your project (**CHANGES**), including but not limited to type of construction activity, structures existing or to be built, area to be graded or excavated and operational changes.

Reclamation is petitioning to add approximately 130 acres of recently annexed lands, within the Goleta Water District's service area boundary, to the permitted place of use for applications 11331 & 11332 (Permits 11308 & 11310).

Please refer to attached Addendum to the Final Environmental Impact Report for the Dos Pueblos Golf Links Project, dated July 1998 which was prepared by the Goleta Water District and the County of Santa Barbara on construction and development of the DPGL Project.

## GOVERNMENTAL REQUIREMENTS

Before a final decision can be made on your petition for change, we must consider the information contained in an environmental document prepared in compliance with the requirements of **CEQA**. If an environmental document has been prepared for your

**CHANGES** by another agency, we must consider it. If one has not been prepared, a determination must be made as to who is responsible for the preparation of the

environmental document for your **CHANGES**. The following questions are to aid us in that determination.

2. Contact your county planning or public works department for the following information:

(a) Assessor's Parcel No. N/A

(b) County Zoning Designation \_\_\_\_\_

(c) Will the county have to issue any permits or approvals for your **CHANGES**?

\_\_\_\_\_ If yes, check appropriate spaces below:

\_\_\_\_ Grading Permit, \_\_\_\_ Use Permit, \_\_\_\_ Watercourse Obstruction  
Permit \_\_\_\_\_

Change of Zoning, \_\_\_\_ General Plan Change, \_\_\_\_ Other: \_\_\_\_\_

(d) If any permits have been obtained list permit type and permit number: \_\_\_\_\_

(e) Person Contacted \_\_\_\_\_ Date of contact \_\_\_\_\_  
Department \_\_\_\_\_ Telephone (    ) \_\_\_\_\_

3. Are any additional state or federal permits required for your **CHANGES**? (i.e., Federal Energy Regulatory Commission, U.S. Forest Service, Bureau of Land Management, Soil Conservation Service, Department of Water Resources, Division of Dam Safety, Reclamation Board, Coastal Commission, State Land Commission, etc.) For each agency from which a permit is required provide the following information:  
Permit Type N/A

Person(s) contacted \_\_\_\_\_ Agency \_\_\_\_\_

Date of contact \_\_\_\_\_ Telephone (    ) \_\_\_\_\_

4. Have you (if you are a public agency) or any permitting agency prepared any environmental documents for your **CHANGES**? See attached Addendum to the Final Environmental Impact Report for the Dos Pueblos Golf Links Project, dated July 1998.

If so, you must submit a copy of the latest environmental document with this application, including a copy of the notice of determination. If not, will any environmental documents be prepared by any permitting agency, or will you be preparing environmental documents for your **CHANGES**? N/A.

If so, explain: \_\_\_\_\_

See attached Addendum to the Final Environmental Impact Report for the Dos Pueblos Golf Links Project, dated July 1998.

**Note:** When completed, the final environmental document or notice of exemption must be submitted to the Board. Processing of your petition to change cannot proceed until such documents are submitted.

Will a waste discharge permit be required for your **CHANGES?** N/A  
Person contacted \_\_\_\_\_ Date of contact \_\_\_\_\_  
What method of treatment and disposal will be used? \_\_\_\_\_

6. Have any archeological reports been prepared on this project, or will you be preparing an archeological report to satisfy another public agency because of the **CHANGES?** N/A, See attached Addendum to the Final Environmental Impact Report for the Dos Pueblos Golf Links Project, dated July 1998.

Do you know any archeological or historic sites located within the general project area? \_\_\_\_\_ If so, explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### ENVIRONMENTAL SETTING

- 7(a). Describe the current land use of the area at the point of water diversion, immediately downstream of the diversion, and at the place where the water is to be used. **Attach two sets of photographs of these areas. Date and label photos.**  
Point of diversion: \_\_\_\_\_

See attached Addendum to the Final Environmental Impact Report for the Dos Pueblos Golf Links Project, dated July 1998.

Downstream of diversion: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Place of Use: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- (b). Describe the types of existing vegetation at the point of diversion, immediately downstream of the point of diversion, and at the place where the water is to be used. These vegetation types should be shown in the photographs submitted.

Point of diversion: Refer to 7(a)  
\_\_\_\_\_  
\_\_\_\_\_

Downstream of diversion: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Place of Use: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

8. What changes in the project site and surrounding area will occur or are likely to occur because of the **CHANGES** and operation of your project? Include in your

## FISH AND WILDLIFE CONCERNS

Contact your regional office of the State Department of Fish and Game (DFG) to obtain the information requested in questions 9 through 17 (see page 6 for address and telephone number):

9. Person contacted Morgan Wehtji, Habitat Conservation, Department of Fish and Game, 530 East Montecito Ave, Room 104, Santa Barbara, CA 93103.  
Date of contact April 20, 1999 Telephone: (805)568-1224 or (805) 491-3551
10. According to the DFG representative, when did or when will a DFG representative visit the project site area? Morgan Wehtji is planning to visit the DPGL Project Site by May 15, 1999. However, the Addendum to the Final EIR, dated July 1998, concluded that no new impacts to biological resources are anticipated. Refer to attached copy of the Addendum to the Final EIR.  
What is the name of the DFG representative who made or will make the inspection of the project site area? Morgan Wehtji
11. According to the DFG representative, will your **CHANGES** require a Streambed Alteration Agreement? No, Reclamation's proposed change in the place of use will not require an agreement. If construction of the DPGL Project requires a Streambed Alteration Agreement, it would be the responsibility of the local project proponents. Refer to attached Addendum to Final EIR, dated July 1998.
12. According to the DFG representative, do any resident or migratory game or non-game fish species occur in the affected stream? Yes  
If so, what species? Refer to attached Addendum to Final EIR, dated July 1998  
What season of the year do they occur in the stream?  
N/A
13. According to the DFG representative, do any plants or animals which are (1) federally identified as candidate, threatened, or endangered; (2) state listed as rare, threatened, or endangered; or (3) listed by the DFG Natural Diversity Data Base, occur in the project area? Yes  
Will they be impacted by the **CHANGES**? No. Any impact due to construction of the DPGL Project will be the responsibility of the project proponents.  
If so, identify the species and explain how they will be impacted: Potential loss of habitat for the Red Legged Frog may occur as a result of the construction of the project. However, any impact/mitigation due to construction of the DPGL Project will be the responsibility of the project proponents. Refer to attached Addendum to the Final EIR, dated July 1998, attached "Restricted Access Implementation Plan" (prepared in consultation with and approved by DFG and



15. What measures relating to your **CHANGES** have been proposed by the DFG representative to protect fish, wildlife or endangered or rare species: None  
Refer to Item 13 above.

16. Will you make changes in your project as recommended by DFG? No changes required  
 If not, explain: The Goleta Water District and the County of Santa Barbara are the responsible agencies, as the DPGL Project proponants.

17. If your petition lists wildlife enhancement as a proposed use, describe your wildlife enhancement plans under question one above (attach additional pages as necessary).  
 According to the DFG representative, do your proposed **CHANGES** utilize a sound technique for the purpose of wildlife enhancement? N/A

**EXISTING STORAGE OR DIVERSIONS**

18. If you currently have an interest in any other appropriative water projects in the same watershed as this project, answer the following additional questions for each project:  
 Does the project have fish and wildlife protection requirements? N/A  
 If so, list the permit number and specific protection requirements for each project:

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**CERTIFICATION**

I hereby certify that the statements I have furnished above and in the attached exhibits are complete to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge.

## Attachment

### UNITED STATES BUREAU OF RECLAMATION PETITION FOR CHANGE IN PLACE OF USE (Water Code 1700)

This Petition is being filed under Water Code 1700 to add lands, recently annexed into the Goleta Water District's service area, to the permitted place of use under Reclamation water right Applications 11331 & 11332 (Permits 11308 & 11310) for operation of the Cachuma Project.

#### Place of Use

**Present:** The Cachuma Project Place of Use boundary as on file with the SWRCB. Refer to Revised Map #368-208-899, dated September 18, 1996, identifying the original permitted place of use and the proposed place of use currently petitioned before the SWRCB (SWRCB Notice dated May 22, 1997), and as amended by Reclamation letter dated October 6, 1997.

**Proposed:** Request expansion of the permitted place of use boundary to include approximately 130 acres of recently annexed lands by the Goleta Water District's service area within the Cachuma Project place of use, as depicted on the enclosed USBR location map (figure 1).

#### GIVE REASON FOR PROPOSED CHANGE:

The Goleta Water District is requesting to expand its contract service area to include an additional 130 acres of recently annexed land associated with the DPGL Project. The DPGL Project is a proposed golf course that was approved by Santa Barbara County in 1993 and the California Coastal Commission in 1995. The DPGL Project site, encompassing a total of approximately 208 acres, is located about three miles west of Goleta and less than one mile from the Santa Barbara Club Resort and Spa, currently under construction.

Approximately 78 acres of the DPGL Project land is covered by the proposed place of use change petition noticed by the SWRCB on May 22, 1997 (Cachuma Change Petition), as amended by Reclamation letter dated October 6, 1997. Reclamation is filing this petition as a separate action from the pending Cachuma Change Petition to add the remaining 130 acres of land, recently annexed to the Goleta Water Districts boundary, to the permitted place of use for the subject permits.

Santa Barbara County is the California Environmental Quality Act (CEQA) lead agency for the project. The county prepared, certified and issued a Final Environmental Impact Report (EIR) when it approved the project in 1993. The Goleta Water District is considered a CEQA responsible agency due to their obligation to execute a Water User Agreement with the Project sponsors and take related actions in order to implement the project. The Goleta Water District completed the July 1998, Addendum to the Final EIR for the Arco Dos Pueblos Golf Links Project. Enclosed you will find a copy of the Addendum to the Final EIR prepared by the Goleta Water District.

Goleta Water District has a subcontract for Cachuma Project entitlement under the Santa Barbara County Water Agency master contract No. I75r-1802R with Reclamation which provides for an

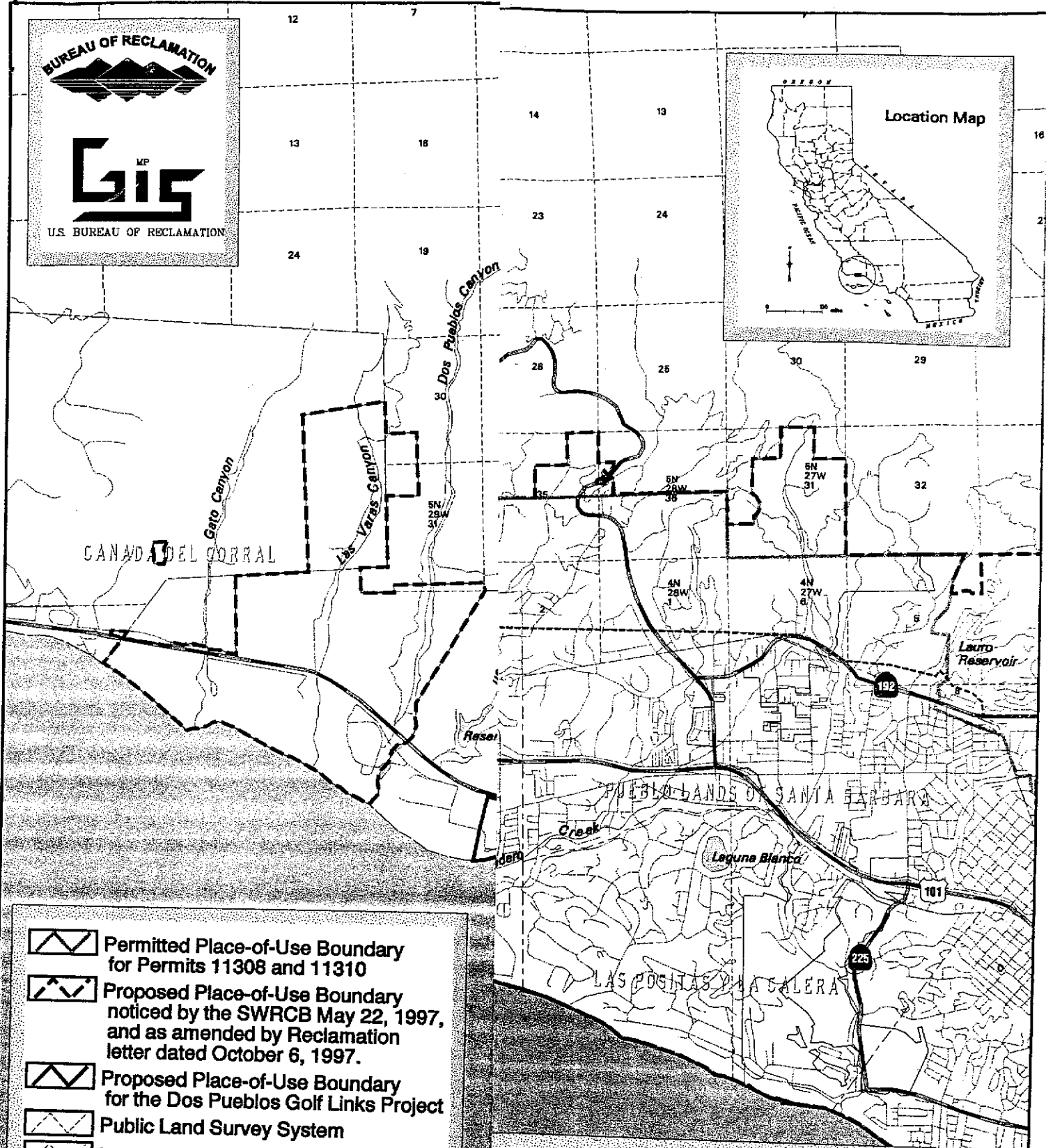
annual entitlement of 36.25 percent (approximately 9,322 acre-feet) of the total Cachuma Project water entitlement under the Santa Barbara County Water Agency master contract. The District will continue to use Cachuma Project water for municipal, industrial, irrigation and domestic purposes under the terms of its contract with the Santa Barbara County Water Agency. This inclusion, if approved, will not result in any increased use of Cachuma Project water, as the source of water for the DPGL Project will be supplemental State Water Project water and reclaimed water from Goleta Water District's Reclaimed Water Project. Because the Goleta Water District commingles its water sources, Cachuma Project water available under the district's contract could be commingled with its other water sources and ultimately delivered anywhere within the Goleta Water District boundary, which is the basis for this action.

Based on the fact that there will be no increase in the amount of Cachuma Project water delivered to the Goleta Water District as a result of this action, we conclude that the proposed expansion in place of use will not unreasonably affect any legal user of water or result in any increase in the overall amount of Cachuma Project water used by Goleta Water District.

In 1983, Reclamation petitioned the SWRCB to amend the place of use and purposes of use for water right permits 11308 and 11310. The SWRCB originally noticed the Petition on December 2, 1983. Due to an inaccurate description in the notice, a revised notice was issued on January 12, 1984. Apparently, no protests were received, however, no further action was taken by the SWRCB or other interested parties to approve this petition.

By letter dated June 16, 1995, Reclamation notified the SWRCB it wished to proceed forward with its petition to amend the place of use to conform to the Member Units' current service boundaries and conform the purposes of use. On May 22, 1997, the SWRCB noticed the amended Petition for the change in place of use and purposes of use (Cachuma Change Petition). No further formal proceedings have been scheduled on that action and the Petition remains pending.

The recent annexation by Goleta associated with the DPGL Project requires a further amendment of the subject permits place of use boundary, even though the water supply for the proposed project is based on the new supplemental supplies provided by the Goleta Water District's Reclaimed Water Project and State Water Project water. Goleta Water District continues to commingle its water supplies and operate in the conjunctive use mode, therefore, the SWRCB requires that the Cachuma Project water right Place of Use conform to Goleta's contract service area boundary. The change in place of use for the DPGL Project annexation being requested by this petition is outside the scope and not part of the consolidated Cachuma Change Petition.



- Permitted Place-of-Use Boundary for Permits 11308 and 11310
- Proposed Place-of-Use Boundary noticed by the SWRCB May 22, 1997, and as amended by Reclamation letter dated October 6, 1997.
- Proposed Place-of-Use Boundary for the Dos Pueblos Golf Links Project
- Public Land Survey System
- Land Grant Boundaries
- South Coast Conduit
- Tunnels
- Highways
- Roads
- Hydrography
- Goleta Water District

**Location Map for Dos Pueblos Golf Links Project Site, Goleta Water District**  
 Permitted and Proposed Place of Use in the South Coast Region for Permits 11308 and 11310 (Applications 11331 and 11332), Cachuma Project

# HILL & SANDFORD, LLP

A LIMITED LIABILITY PARTNERSHIP OF PROFESSIONAL CORPORATIONS

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 \*\*ALSO LICENSED IN  
 ILLINOIS AND UTAH

November 11, 1998

*Rv  
11/16*

Robert Stackhouse  
 2800 Cottage Way MP-400  
 Sacramento, CA 95825-1898

Robert Reiter  
 2800 Cottage Way MP-440  
 Sacramento, CA 95825-1898

BUREAU OF LAND MANAGEMENT	
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<i>Cy - J. STRUBING 11/23/98</i>	
<i>Ch - J. McLANE 11/23/98</i>	

Re: Goleta Water District  
Cachuma Project Change In Place of Use

Gentlemen:

I am writing this letter as General Counsel for the Goleta Water District. I am directing this letter to your attention at the recommendation of Kate Rees, Water Resources Specialist for the Cachuma Operation and Maintenance Board, who has been the primary contact person for the Cachuma Project Member Units on the currently pending Change in Place and Purpose of Use Petition before the State Water Resources Control Board ("State Board"). The Goleta Water District ("District") is a County Water District located in the County of Santa Barbara and a Cachuma Project Member Unit. The District holds entitlement to 36.25% of the Cachuma Project yield. A thorough description of the District, and its water supplies and service demand is stated in the document that we are providing to you with this letter entitled Addendum to the Final Environmental Impact Report, Dos Pueblos Golf Links Project, dated July, 1998.

The purpose of this letter is to formally request the initiation of a new petition for a Change In Place of Use for the Cachuma Project. The Change in Place of Use Petition is associated with a new Goleta Water District annexation for a new Golf Course Project. The Golf Course Project is thoroughly described in the Environmental Impact Report and its Addenda prepared pursuant to the California Environmental Quality Act ("CEQA") for the Golf Course Project approval. The Dos Pueblos Golf Links Project is an approved public Golf Course located approximately three miles west of Goleta, situated on the bluffs overlooking the ocean, south of, and adjacent to Highway 101. The Golf Course Project has been approved by the County of Santa Barbara, and after an appeal, by the California Coastal Commission.

Classification	<i>WTR 400</i>
Project	<i>400</i>
Control No.	<i>98009496</i>
Folder I.D.	<i>3029</i>

Robert Stackhouse, Robert Reiter

Re: Goleta Water District

Cachuma Project Change In Place of Use

November 11, 1998

Page 2

On July 28, 1998 the Goleta Water District Board of Directors approved the initiation of an application to the Santa Barbara Local Agency Formation Commission for annexation of that part of the Golf Course Project property that was not already within the District service boundaries. On September 2, 1998 the Local Agency Formation Commission approved annexation of that part of the Project property into the District.

It is our request that this new annexation and the associated Petition for Change In Place of Use of Cachuma Project water be kept separate from the pending historic Petition to Change the Place and Purpose of Use. We believe this is appropriate both legally as this is clearly a separate project for purposes of CEQA, and for the practical reason that we hope this new annexation will assist State Board staff and ultimately the Board itself, and the public to understand what is substantively at issue with the Change In Place of Use as it pertains to the Cachuma Project.

To briefly illustrate our position, the last Goleta Water District annexation was approved in August 1972. That annexation was a subject of the 1983 Petition for the Change In Place of Use that was never completed. That 1972 annexation is included in the current pending Petition initiated by the Bureau in 1995 and noticed by the State Board in 1997.

After the August 1972 annexation, in December, 1972 the Goleta Water District adopted a water connection moratorium Ordinance, based on the existence of a chronic water shortage in the District. The water connection moratorium Ordinances specifically restricted the District's authority to approve any new annexations to its service area and in fact none occurred after August 1972 until the current annexation in 1998.

The District's water connection moratorium Ordinances remained in effect precluding almost all new connections in the District service area, until December, 1996 when the local State Water Project facilities became available to supplement the District's water supplies. We believe that this factual scenario will assist the State Board and the public to understand that the Change In Place of Use issue is almost entirely an administrative compliance action based on the State Board requirement that the Cachuma Project Member Units' service boundaries and the Cachuma Project Place of Use be coincident.

Robert Stackhouse, Robert Reiter

Re: Goleta Water District

Cachuma Project Change In Place of Use

November 11, 1998

Page 3

The requested Change In Place of Use is not associated with an increase in the amount of Cachuma Project water to be used within the Goleta Water District or the Cachuma Project Place of Use. In 1972, when the District had its full Cachuma Project entitlement available to it and that water was being put to beneficial use within the then existing District boundaries, nevertheless the District was required to impose a water connection moratorium based on a chronic water shortage. It was not until the District's water supplies were supplemented by a new Reclaimed Water Project and State Water Project water became available, that the District was able to end its 24 year water connection moratorium and again provide new service connections for new development. These new supplemental water supplies became available only after an investment by the District itself, of over \$130 million (\$130,000,000.00).

The District uses its water supplies in a conjunctive use operation, and its treatment and distribution facilities do not allow for segregating Cachuma Project water from other available District water supplies. In fact the State Water Project delivers directly into the Cachuma Project via a Warren Act contract, before that water ever reaches the District's treatment and distribution system. We hope these facts will clarify for the State Board and the public that the Change In Place of Use has nothing to do with Cachuma Project yield and cannot have any impacts on other users of Santa Ynez River water, nor impact any public trust resources associated with the Santa Ynez River.

We believe the above referenced Addendum dated July 1998 provides an excellent discussion of these issues and we refer you to it for further background. The Addendum was prepared in large part to assist us in the annexation and Change in Place of Use process as we understood that staff persons from both the Bureau and the State Board who may not be readily familiar with Santa Barbara County and the Cachuma Project, would be required to review and understand this new Petition. We felt that the preparation of a thorough Addendum would be preferable to attempting to explain these issues in another manner.

In addition to the referenced July 1998 Addendum we are providing the following described documents:

1. Goleta Water District Resolution No. 98-18 to approve service to the Dos Pueblos Golf Links Project.
2. Excerpts regarding water supply from the Final Environmental Impact Report

Robert Stackhouse, Robert Reiter  
Re: Goleta Water District  
Cachuma Project Change In Place of Use

November 11, 1998

Page 4

for the Arco Dos Pueblos Golf Links Project prepared by the County of Santa Barbara, together with two Addenda to that EIR prepared by the County of Santa Barbara.

3. Notice of Determination for the Dos Pueblos Golf Links Conditional Use Permit filed by the County of Santa Barbara.

4. Notice of Determination prepared by the Goleta Water District for the Dos Pueblos Golf Links Water User Agreement and Resolution of Application to LAFCO.

5. Notice of Determination for the Local Agency Formation Commission for the Dos Pueblos Golf Links Reorganization: Annexation to the Goleta Water District.

We expect that a new GIS map will have to be prepared for the Change in Place of Use Petition. I may arrange for the preparation of that document but if the Bureau requires that the new map be prepared in house, I would like to initiate that process immediately. The preparation of the new map should be simple in that a substantial portion of the Dos Pueblos Golf Links site is already within the Goleta Water District service area and the newly annexed property is for the most part a "sliver" along the coast that abuts the property that is already within the District service area. This is all very well depicted and explained in the referenced July 1998 Addendum.

As soon as you have an opportunity to review this material, I would appreciate a contact to inform me of the next step in the process. I will take care of making all necessary documents and copies available for submittal to the State Board and any other necessary parties. If I do not hear from you soon I will contact Mr. Reiter by telephone in the next several days. I look forward to working with you on what I believe we all hope will be a better process than the pending Place of Use Petition.

Very truly yours,



Russell R. Ruiz

General Counsel

Goleta Water District

cc: Distribution

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# ADDENDUM TO THE FINAL ENVIRONMENTAL IMPACT REPORT

---

## DOS PUEBLOS GOLF LINKS PROJECT REGARDING WATER SERVICE FROM GOLETA WATER DISTRICT AND RELATED APPROVALS

July 1998

*Prepared by:*

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4699 Hollister Avenue  
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ADDENDUM TO THE  
FINAL ENVIRONMENTAL IMPACT REPORT

---

DOS PUEBLOS GOLF LINKS PROJECT

REGARDING WATER SERVICE FROM GOLETA WATER DISTRICT  
AND RELATED APPROVALS

July 1998

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## TABLE OF CONTENTS

1.0 INTRODUCTION .....	1-1
1.1 Purpose and Need for an Addendum .....	1-1
1.2 Use of an EIR Addendum Under CEQA Guidelines .....	1-1
2.0 BACKGROUND INFORMATION .....	2-1
2.1 Overview of the Project and Previous Approvals .....	2-1
2.2 Goleta Water District.....	2-2
2.2.1 General Overview .....	2-2
2.2.2 Reclamation Project .....	2-3
2.3 Required Approvals .....	2-4
3.0 PROJECT WATER DEMAND AND DELIVERY.....	3-1
3.1 Potable Water Demand and Delivery.....	3-1
3.2 Reclaimed Water Demand and Delivery .....	3-2
4.0 ENVIRONMENTAL ANALYSES.....	4-1
4.1 Changes and Additions Since the 1993 Final EIR .....	4-1
4.2 Environmental Impacts.....	4-2
5.0 REFERENCES AND BIBLIOGRAPHY .....	5-1

Appendix A: Figures

## LIST OF FIGURES

1. Location of Project Site
2. Site Plan
3. Goleta Water District
4. Project Site and GWD Boundary
5. Water Lines
6. Location of Hollister Business Park Pump Station
7. Pump Station Modifications
8. Existing and Future Reclaimed Water Demand Curve

# 1.0 INTRODUCTION

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## 1.1. PURPOSE AND NEED FOR AN ADDENDUM

The Dos Pueblos Golf Links Project (DPGL Project) is a proposed public golf course that was approved by Santa Barbara County (County) in 1993 and the California Coastal Commission (CCC) in 1995. The DPGL Project site is located about three miles west of Goleta and about 0.5 mile from the Santa Barbara Club Resort and Spa, currently under construction. It encompasses 208 acres and is situated on the bluffs overlooking the ocean south of, and adjacent to, Highway 101 (Figure 1). The site was previously used for oil and gas production by Atlantic Richfield Company (ARCO).

An Environmental Impact Report (EIR) was prepared by the County during the environmental review process for the project. A Final EIR (92-EIR-16; SCH 92041056) was certified by the County in 1993 which indicated that potable water would be supplied by Goleta Water District (GWD) and that there were two options for supplying irrigation water: (1) use of reclaimed water from the Goleta Water District's water Reclamation Plant; or (2) construction of a private, on-site desalination plant. The County's Conditional Use Permit in 1993 and the CCC's approval in 1995 included the reclaimed water supply option.

GWD is proposing to provide potable and reclaimed water service to the DPGL Project. In addition, GWD has included annexation of the portion of the project site that is not within the current GWD service area. This Addendum to the County's 1993 FEIR was prepared by GWD to address new information and changes regarding the amount and method of delivery of potable and reclaimed water to the DPGL Project. This Addendum will be used by GWD when considering the approval of a Water User Agreement with the DPGL Project sponsors, as well as by GWD and the Local Agency Formation Commission (LAFCO) when considering annexation of a portion of the DPGL Project site into the GWD. The Addendum may also be used by the Regional Water Quality Control Board (Regional Board) when modifying the Master Reclamation Permit for the GWD Reclamation Plant, and by the State Water Resources Control Board when modifying the Place of Use for potable water deliveries by GWD.

## 1.2 USE OF AN EIR ADDENDUM UNDER CEQA GUIDELINES

The County is the CEQA lead agency for the project. As such, the County prepared, certified, and used the Final EIR when it approved the project in 1993. GWD is considered a CEQA responsible agency because it must execute a Water User Agreement with the DPGL Project sponsors and take related actions in order to implement the project. As a CEQA responsible agency, GWD relies upon information in the adopted and certified Final EIR, as updated by this Addendum, during its decision on providing water service to the DPGL Project.

Section 15164(a) of the CEQA Guidelines states that:

*"A lead agency or responsible agency shall prepare an addendum to a previously-certified EIR if some changes or additions are necessary but none of the conditions described in Section 15162 calling for preparation of a subsequent EIR have occurred."*

EIR addenda are intended to be used when there are minor changes in the project or circumstances of the project that require clarification and updating in order to be accurate and complete, but which do not involve significant changes to the project or new significant impacts. Addenda are not allowed under the following conditions, as listed in Section 15162:

- (1) Substantial changes to the project that requires major revisions to the EIR and involves new significant impacts, or an increase in the magnitude of a previously identified significant impact.
- (2) Substantial changes in the circumstance of the project that require major revisions to the EIR and involve new significant impacts or an increase in the magnitude of a previously identified significant impact.
- (3) New information that indicates that the project will have a new significant impact, or an increase in the magnitude of a previously identified significant impact.

Since none of these conditions are applicable, an Addendum is the appropriate CEQA document for GWD to prepare in connection with its consideration of a Water User Agreement and related actions for the DPGL Project. An addendum to a previously certified EIR need not be circulated for public review.

## 2.0 BACKGROUND INFORMATION

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### 2.1 OVERVIEW OF THE PROJECT AND PREVIOUS APPROVALS

The DPGL Project will be located on a 208-acre property along the Gaviota Coast. It will contain two public golf courses, an 18-hole championship course and 9-hole par-3 course (Figure 2). The project also includes the following facilities and services: driving range, clubhouse (includes administrative offices, pro shop, restaurant, meetings rooms, and restrooms), cart barn, maintenance building, service building, turf farm, halfway house (including snack bar and restrooms), shelters along the course, and a parking area. The golf course will be operated year-round, accommodating up to 60,000 rounds per year on the 18-hole course.

The DPGL Project also includes public beach access facilities and a program to monitor and protect a nearby harbor seal haulout and rookery. Public access facilities include a 24-foot-wide, 1.5-mile-long lateral coastal trail for pedestrians, bicyclists, and equestrians, and two vertical beach access trails. The oil and gas production facilities that were present on the site have been removed, as well as oil-impacted soils, in accordance with the requirements of the County Energy Division, California Division of Oil and Gas, and County Environmental Health Department.

In August 1993, the County Board of Supervisors certified the Final EIR and issued a Conditional Use Permit (CUP) for the project (91-CP-085). The project is located in the Coastal Zone where the County has permitting authority; pursuant to the County's approved Local Coastal Plan (LCP); however, the County's permitting decisions are appealable to the CCC in this portion of the coastal zone. An appeal of the County's CUP was filed with the CCC in September 1993. A public hearing process ensued, during which time the project was modified to address issues raised in the appeal. In February 1995, the CCC denied the appeal and granted a Coastal Development Permit for the project, and made findings that the project is in conformity with the County LCP and applicable policies of the Coastal Act.

In the Final EIR, the DPGL Project site was described as encompassing 202 acres with an approximately 3.5 to 4-acre area shown on the map at the east end of the property as "not a part." This area was owned by another party and completely surrounded by the DPGL Project. It has since been acquired by the DPGL Project sponsors. It was not included in the original site development plan, nor will it be developed now. A recent re-survey of the project site revealed that the entire DPGL Project site is approximately two acres larger than originally calculated. This adjusted acreage value (i.e., 204 acres), combined with the acreage of the "not a part" area, results in an adjusted site acreage of approximately 208 acres.

At this time, the DPGL Project sponsors are finalizing construction plans and specifications and acquiring final agreements and approvals in order to begin construction in early-1999. The current

plans are to begin initial irrigation of the first holes in the fall of 1999, with a course opening in early 2000.

## 2.2 GOLETA WATER DISTRICT

### 2.2.1 General Overview

GWD provides water to an unincorporated portion of the County of Santa Barbara, encompassing about 32,000 acres. The service area includes about 75,000 people. The GWD service area is shown on Figure 3. GWD provides water to about 14,200 municipal and industrial customers and about 200 agricultural customers. The current average annual long-term demand for water for District customers is estimated to be approximately 14,000 acre-feet per year (AFY).

The sources of GWD's water supply, as presented in the 1998 GWD Water Plan, are listed below:

Cachuma Project	9,310 AFY
State Water Project	3,800 AFY
Groundwater	2,350 AFY
Reclamation Project [freed-up potable water]	<u>1,000 AFY</u> (approx.)
Total Supply =	16,460 AFY (approx.)

The Cachuma Project supplies water to Member Units that include the GWD, City of Santa Barbara, Montecito Water District, Carpinteria Water District, and Santa Ynez River Water Conservation District, Improvement District No. 1. The project consists of Bradbury Dam, which diverts water from the Santa Ynez River, and facilities to convey water to the Member Units. The Cachuma Project was constructed in the 1950s by the Bureau of Reclamation. For the past 40 years, the project has been the principal source of water for the Member Units, including GWD, delivering about 25,000 AFY. The original 40-year Master Contract between the Bureau of Reclamation and the Member Units was renewed in 1995 for a 25-year term. GWD receives about 9,000 AFY from the Cachuma Project.

The State Water Project (SWP) began making deliveries available to GWD in 1997. GWD holds entitlement to 7,000 AFY in the SWP, and an additional right to 450 AFY in a drought buffer entitlement to SWP water. GWD's rights in the SWP facilities provide a capacity to deliver approximately 4,950 AFY to GWD. The estimate of annual SWP supplies in the current Water Plan (i.e., 3,800 AFY) was developed in 1991 and is considered very conservative. Based on current SWP operations and water supplies, it appears that GWD will have the ability to receive its full deliveries of SWP water (i.e., 4,500 AFY) in the foreseeable future.



At its formation and until deliveries began from the Cachuma Project, GWD relied exclusively on local groundwater. In the 1970's a major groundwater adjudication, known as the Wright vs. GWD case, was initiated to address relative water rights in the groundwater basin referred to as the Goleta North and Central sub-basins (Basin). In 1989, a judgment was entered in the case. Under the Wright Judgment, GWD is entitled to produce approximately 2,350 AFY on an average long-term basis. The Judgment has resulted in the cessation of most private pumping in the Basin.

In the past, GWD periodically produced groundwater from the Goleta West sub-Basin and from bedrock aquifers in the Santa Barbara area foothills. Production of groundwater has ceased except from the Basin adjudicated in the Wright Judgment. Groundwater production under the Water Plan only occurs from the Goleta North and Central basins.

The Wright Judgment also provides GWD the right to store water in the Basin, either by injection of imported water, or deferring production of its adjudicated entitlement. As the Basin had been overdrafted for many years, and with the availability of alternative sources of water, GWD has deferred production of groundwater for several years to allow the Basin to recover. Basin water levels have demonstrated a steady increase since the end of the drought in 1991. GWD has rights to 18,085 acre-feet now stored in the Basin in addition to its annual entitlement.

### 2.2.2 Reclamation Project

The GWD Reclamation Project consists of a 3.0 million gallon per day (MGD) tertiary treatment facility, a storage reservoir, reclaimed water distribution system, and a pump station. Goleta Sanitary District diverts a portion of their secondary treated effluent to the Reclamation Plant, located near the Santa Barbara Airport, which further treats the effluent to tertiary standards. Current peak daily production from GWD's Reclamation Plant is 2.7 MGD under current operating procedures. However, the plant design capacity is 3.0 MGD, which can be achieved through minor operational modifications.

Under GWD's Master Reclamation Permit (Order No. 97-06) from the Regional Board, reclaimed water can be used for landscaping and for dust control during construction. The reclaimed water quality must meet the Department of Health Service's criteria for reclaimed water, contained in the California Code of Regulations Title 22, Chapter 3. GWD is currently delivering reclaimed water to 10 customers for landscape irrigation use: Goleta Beach Park, UC Santa Barbara, Sandpiper Golf Course, Isla Vista School, Francisco Torres dormitories, Ocean Meadows Golf Course, Regional Post Office facility, Glen Annie Golf Course, Santa Barbara Research Center, and Ellwood School. Reclaimed water is also used for toilets at the Regional Post Office facility. In addition to these existing customers, GWD has executed Water User Agreements for reclaimed water deliveries with the following customers: Camino Real Marketplace, Dos Pueblos High

School, Storke Ranch Residential Development, Devereux School, West Campus Homeowners Association, and Santa Barbara Club Resort and Spa.

The current annual reclaimed water demand from the existing 10 customers is 942 acre-feet per year. The peak daily demand from these customers is about 2.2 MGD. The estimated annual water demand and peak daily demand from both existing customers and from future customers with executed Water User Agreements (listed above) are 1,059 AFY and 2.5 MGD, respectively.

### 2.3 REQUIRED APPROVALS

Providing potable and reclaimed water service to the DPGL Project involves the following approvals and actions:

- GWD approval and execution of a Water User Agreement with the project sponsors that specifies the terms and conditions of delivery, including connection fees and water services rates; responsibilities of the DPGL sponsors; and conditions of issuing a Can and Will Serve Letter.
- The GWD is requiring annexation of the 130-acre portion of the 208-acre project site that is outside the current GWD service area so that the entire project site is within the GWD service area (Figure 4). The portion of the project site already in the service area will include the Clubhouse where most of the potable water use will occur. Annexation first requires approval by the GWD Board of Directors, followed by a request by the GWD for an approval of the annexation by LAFCO. Both actions require a public hearing.
- The Regional Board has jurisdiction over the use of reclaimed water. GWD's Master Reclamation Permit (Order No. 97-06) authorizes the delivery and use of reclaimed water for each customer. As new reclaimed water customers are added, the Regional Board must amend the Master Reclamation Permit to incorporate the new use areas. Hence, GWD must amend the current permit to allow delivery to the DPGL Project.
- The State Water Resources Control Board (State Board) has jurisdiction over the Water Rights Permits for the Cachuma Project. The State Board issued the original Cachuma Project Permits in 1958 to the Bureau of Reclamation (Reclamation) which stated that the project water would be used within a Place of Use coincident with the then existing boundaries of the Cachuma Project Member Units. Since then, the Member Units have expanded their boundaries through annexations and consolidations.

In 1983, Reclamation petitioned the State Board to amend the Place of Use designated in the permits to conform to the then-existing boundaries of the Cachuma Project Member Units. The State Board gave Notice of the Petition, and in a final staff report,

recommended approval of the Petition. For unknown reasons, the State Board did not complete processing of the 1983 Petition. In or about 1994, Reclamation and the Member Units discovered that the Place of Use Petition procedure was not completed. In 1995, Reclamation again petitioned the State Board to amend the Place of Use, again primarily to conform to the Member Units' current service boundaries. In 1997, the State Board again noticed the Petition for the Change in Place of Use. No further formal proceedings have been noticed or scheduled and the Petition remains pending.

The proposed annexation of the DPGL Project requires another amendment of the Place of Use even though the water supply for the project is based on the new supplemental supplies provided by GWD's Reclamation Project and SWP water. The change in Place of Use is required because GWD commingles its potable water supplies, that is, water from the Cachuma Project, SWP, and groundwater. The change in Place of Use must be initiated by the Bureau of Reclamation on behalf of GWD.

## 3.0 PROJECT WATER DEMAND AND DELIVERY

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### 3.1 POTABLE WATER DEMAND AND DELIVERY

The DPGL Project requires both potable and reclaimed water. Potable water will be used for food service and restrooms at the Clubhouse, halfway house, and at drinking fountains throughout the site. The locations of the Clubhouse, cart washing facility, and halfway house are shown on Figure 2. The total potable water demand was estimated by the County in the Final EIR (May 26, 1993 Addendum) at 5.15 AFY. This demand will be met by the following sources:

1. The part of the project site within the GWD service area has received GWD water for domestic uses associated with the oil and gas operations on the property. Historic use of water on the project site is estimated to be 2.92 AFY, based on a ten-year average from 1988 through 1997. Pursuant to GWD Ordinance No. 98-1, the property owners are entitled to that amount of water for the DPGL Project.
2. The DPGL Project sponsors have acquired one (1) AFY entitlement to GWD water service pursuant to a Water Service Agreement between GWD and Mr. Emory, commonly known as the Royal Water Services Agreement. This Agreement authorizes the sale of up to 41 AFY of GWD service by Mr. Emory. The Royal Water Services Agreement has been fully performed by GWD and Mr. Emory, and there is no additional entitlements available.

Based on the above existing entitlements and historic deliveries, the project site has the right to receive 3.92 AFY of GWD water. Hence, the DPGL Project sponsors must acquire an additional 1.23 AFY of new entitlement to GWD potable water service to meet estimated demands. The acquisition of new potable water service is subject to the GWD's Rules, Regulations, and Ordinances (including District Ordinance No. 98-1) and a New Water Supply Charge pursuant to District Rule No. 36.

Potable water is currently being delivered to the project site through a pipeline from the Ranchos Dos Pueblos, located adjacent to, and west of, the project site. This pipeline will be shut down and a new potable water pipeline (2 inches in diameter) will be constructed from the east. The pipeline will connect to the GWD main line to be installed in the access road to the Santa Barbara Club Resort and Spa (Figure 5). The new potable line will be extended about 220 feet southward from the access road down a road used to access Ellwood Pier, then connect to existing aboveground piperacks, within an existing easement on the Eagle Canyon Ranch parcel. The pipeline will extend about 2,500 feet across the Eagle Canyon Ranch on the existing piperack, then enter the DPGL Project site on the west bank of Eagle Canyon.

GWD's New Water Supply Charge for potable water is \$23,588 per acre-foot. GWD will also charge DPGL Project the standard water rate for this type of customer, that is, the Urban Rate of \$3.13 per hundred cubic feet.

### 3.2 RECLAIMED WATER DEMAND AND DELIVERY

Reclaimed water will be used for irrigation of the golf course, and to the extent permissible by the Regional Board, for cart washing and toilets. The golf course fairways, driving range, putting green, and turf farm will occupy about 88 to 90 acres. The estimated annual irrigation demand for these areas, after the initial start up of the project, is 222 AFY. Irrigation demands in the first year will be about 330 acre-feet to establish turf and landscaping. Reclaimed water would be delivered to a 4 to 5 acre-foot capacity storage lake at the east end of the project site. The lake will provide at least a 2.5-day water reserve in case of temporary interruption of service.

Reclaimed water will be delivered to the project site along the same alignment as the potable water pipeline, that is, from the Santa Barbara Club Resort and Spa access road, to the piperacks in Eagle Canyon Ranch, to the project site (Figure 5). Reclaimed water will be delivered directly to the storage lake.

Daily peak demand for GWD reclaimed water occurs at night because all but one of GWD's existing reclaimed water customers receive water at night and do not have a reclaimed water storage facility. In contrast, reclaimed water will be delivered to the DPGL Project site during the day (i.e., the off-peak hours) because the project includes a storage lake. During the night, the golf course will be irrigated using reclaimed water from the lake. The storage lake at the project site will allow the golf course to use reclaimed water for irrigation without taking direct deliveries or affecting deliveries to other customers in the nighttime peak demand hours.

According to the draft Water User Agreement, the DPGL Project will be a Low Impact Reclamation Customer (LIRC). Under the LIRC program, reclaimed water produced by the Reclamation Plant is available to the LIRC when the Reclamation Plant is operating below peak daily capacity. The LIRC must acquire an alternative source of water to satisfy the LIRC's daily demand during exceptionally hot weather peak demand periods. During these peak demand periods when the Reclamation Plant capacity to supply other customers would be fully utilized, the alternative source of water would be delivered by GWD to the LIRC by injecting it into the reclaimed water system as reclaimed water. Thus, during hot weather peak demand periods, the LIRC's alternative water will supplement the Reclamation Plant capacity and ensure adequate deliveries to all reclaimed water customers, including the LIRC.

Under the LIRC program, a turf irrigator must acquire an alternative source of water sufficient to supply the LIRC's peak daily demands for 20 days, which can then be injected into the reclaimed water system. A 20-day supply for the DPGL Project would be 24.75 acre-feet under the LIRC

program. To acquire this alternative water, the DPGL Project sponsors will purchase entitlement to 24.75 AFY of potable water from GWD.

The Reclamation Plant has sufficient peak daily capacity to produce reclaimed water to serve all existing and soon-to-be connected reclaimed water customers and the DPGL Project, with the possible exception of peak demands during unusually hot weather periods. With the DPGL Project's alternative water source, the Reclamation Project will have sufficient peak daily capacity to serve all reclaimed water customers at all times, including those periods of extremely high demand. At all other times, GWD may use the LIRC's alternative water entitlement of the DPGL Project at its discretion. Based on the normal year-to-year weather variations which affect water use, the LIRC's alternative water is not anticipated to be needed every year.

The total estimated fees to acquire a reclaimed water entitlement for the DPGL Project are approximately \$4.5 million, including the DPGL Project's proportionate share of the Reclamation Project costs and the costs of acquiring the alternative supply for peaking purposes. The New Water Supply Charge for potable water (\$23,588 per acre-foot) would be applied to the 24.75 AFY entitlement of alternative (potable) water. In addition, the DPGL Project would pay the actual cost of water service for reclaimed water, which is currently \$1.74 per hundred cubic feet.

GWD has an existing capability to inject potable water in limited amounts at the Reclamation Plant. In addition, GWD has identified the following method to inject potable water into the reclaimed water system to supplement the reclaimed water supply (RBF, 1998a). Potable water would be injected at an existing, unused GWD facility in the Hollister Business Park (Figures 6 and 7). The facility consists of two 100,000 gallon steel tanks, a masonry pump house, and associated piping that was acquired by GWD from Hollister Avenue Mutual Water Company in 1987. GWD has never used these facilities until this time. They would be modified to store potable water, then inject it into the nearby reclaimed water line that delivers water to Sandpiper Golf Course and Santa Barbara Club Resort and Spa. Modifications to this facility would include the following: (1) installation of a new 8-inch diameter pipeline from the existing GWD 12-inch diameter potable water line adjacent to the existing tanks; (2) installation of two 750 gallons per minute electrical pumps in the fenced area; (3) installation of an air gap between the potable water line and the steel tanks; and (4) installation of a 12-inch diameter pipeline from the pumps to the existing 16-inch diameter reclaimed water line in Hollister Avenue, about 440 feet from the pump facility.

The above injection facilities will only be required when GWD determines that its existing potable water injection facilities at the Reclamation Plant are not sufficient to meet supplemental water needs for the reclaimed water system. GWD has the discretion to implement an alternative method for potable water injection in the future if it is determined that an alternative method would be operationally preferable. Any alternative method or facility would be subject to an appropriate CEQA review by GWD.

## 4.0 ENVIRONMENTAL ANALYSES

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### 4.1 CHANGES AND ADDITIONS SINCE THE 1993 FINAL EIR

An Addendum to a Final EIR is prepared to disclose changes and additions to the project and environmental analyses that do not involve substantial new information, new significant impacts, or an increase in significant impacts. The 1993 Final EIR contained a description of two options for providing irrigation water to the golf course: reclaimed water from GWD or an on-site desalination plant. The Final EIR indicated that the preferred option was the delivery of reclaimed water. The County and CCC conditioned their approvals of the DPGL Project using the reclaimed water supply option.

The Final EIR and 1993 Addendum contained a description of the delivery and use of potable and reclaimed water in the Project Description (FEIR, pp. 3-15 through 3-24). The impacts of the delivery and use of the potable and reclaimed water was addressed in Section 5.3 of the Final EIR (FEIR, pp. 5.3-3 through 5.3-14 and 1993 Addendum), including the effects on GWD water supplies. The Final EIR also recognized that a portion of the project site may be annexed into the GWD service area.

The following elements of the proposed water service to the DPGL Project *have not* changed from the 1993 Final EIR and Addendum:

- Use of reclaimed water from the GWD for irrigation purposes
- Estimated annual and peak daily irrigation demands
- Location and acreage of irrigated lands
- Magnitude of potable water demands
- Lake location and storage volume
- Locations of potable water uses
- Route and method of construction for potable and reclaimed water lines between Santa Barbara Club Resort and Spa and the project site

The following new information or changed circumstances regarding GWD, and water service in general, have arisen since the issuance of the 1993 Final EIR:

- The Reclamation Plant began operations in 1994 and now serves 10 customers with annual deliveries of approximately 945 AFY
- The Low Impact Reclamation Customers (LIRC) program was developed in October 1993 and is now set forth in GWD Ordinance No. 97-21.
- Deliveries of SWP water began in 1997, providing supplemental water supplies to GWD and allowing the GWD to rescind the 25-year long new connection moratorium
- The Master Contract for the Cachuma Project was renewed in 1995

- The estimate of historic use of potable water from GWD was reduced from 3.63 AFY in the Final EIR to 2.92 AFY because of declining use in water at the project site since 1993.
- A one AFY entitlement to potable water from GWD to the DGPL Project from Royal Enterprises was acquired by the DPGL Project sponsors
- A petition to change the Place of Use for Cachuma Project water was submitted to the State Board, which had not acted upon a 1983 request by the Bureau of Reclamation to change the Place of Use to be coincident with the Member Units' service areas
- It was determined that water from Ranchos Dos Pueblos would not be available for other than oil-related uses on the property.

Finally, the following new or additional project information is now available concerning the delivery of the reclaimed water to the project site:

- The LIRC policy requires additional water supplies to supplement reclaimed water deliveries during hot weather peak use periods, necessitating the acquisition of an entitlement of 24.75 AFY of potable water from GWD and the possible future modification of an existing GWD facility to inject potable water into the reclaimed system.

## 4.2 ENVIRONMENTAL IMPACTS

The environmental impacts of the above new information, new or changed circumstances, and new project details are addressed below, as well as due to the proposed annexation, modification of the Master Reclamation Permit, and change in Place of Use.

### Water Supply

The Final EIR concluded that there was sufficient potable water supplies to meet the project demands, and that the proposed project would have no impact on GWD's water supply in 1993. This conclusion remains valid today, particularly because of the supplemental water supplies developed since 1993 (i.e., SWP water). At this time, GWD's long-term available water supplies are estimated at 16,460 AFY, while demand is only approximately 14,000 AFY.

The Final EIR also concluded that there would be sufficient reclaimed water to serve the project and all expected reclaimed water customers. As noted above, the Reclamation Plant has a peak capacity of 3.0 MGD. It is currently producing about 942 AFY for existing customers, and will soon be producing about 1,059 AFY for all customers with User Agreements. The addition of the DPGL Project will increase the total production to 1,281 AFY. This additional demand, including all peak demands, can be met without affecting supplies to other reclaimed water customers because the DPGL Project will be a LIRC. Under the LIRC program, demands during peak periods are met through injecting the LIRC's potable water entitlement into the reclaimed water system to ensure full delivery of reclaimed water to prior customers. The seasonal variation in reclaimed demand by existing and future customers is shown on Figure 8.



Based on the analyses in the Final EIR and the information in this Addendum, no significant impact on water supply is anticipated due to the provision of potable and reclaimed water service to the DPGL Project as described in this Addendum.

### Water Quality

Irrigation of the golf course will be accomplished using reclaimed water, in accordance with the Master Reclamation Permit, GWD's Rules and Regulations for Reclaimed Water, and the Reclaimed Water Users Manual of GWD. The Final EIR concluded that there would be no adverse impact associated with the storage and application of reclaimed water at the project site, including use of reclaimed water for cart washing and toilets. No changes in the amount and uses of reclaimed water are proposed; hence, no new impacts to water quality are anticipated.

### Biological Resources

The May 26, 1993 Addendum to the Final EIR concluded that use and storage of reclaimed water would not adversely affect wildlife at the project site. No changes in the amount and uses of reclaimed water are proposed; hence, no new impacts to biological resources are anticipated.

The Final EIR indicated that installation of the pipelines between the Santa Barbara Club Resort and Spa (then called the Hyatt Hotel), across Eagle Canyon Ranch, would result in temporary impacts to non-native grassland and disturbed coastal sage scrub. These impacts were considered less than significant. The same pipeline route will still be used for the project; hence, there is no change in biological impacts from the pipeline extension to the project site.

The proposed 440-foot long pipeline from the potable water injection facility to the reclaimed water line in Hollister Avenue would occur in paved and developed areas, and therefore, would not affect any biological resources.

### Geology and Soils

The Final EIR indicated that installation of the pipelines between the Santa Barbara Club Resort and Spa (then called the Hyatt Hotel), across Eagle Canyon Ranch, would result in temporary erosion impacts. These impacts were considered less than significant. The same pipeline route will still be used for the project; hence, there is no change in geological impacts from the pipeline extension to the project site.

### Modifications to the Hollister Business Park Facility

Installation of the pumps and pipeline extension at the existing GWD facility in Hollister Business Park is not expected to cause any adverse impacts to traffic, noise, or aesthetics because: (1) the pump facility is an existing structure in a highly industrialized area; (2) the associated pipelines

would be buried and not visible; (3) the pumps would be located in a masonry building which will dampen noise emissions; and (4) construction activities would be short-term and are not expected to be disruptive.

### Modification of Master Reclamation Permit

GWD's Master Reclamation Permit from the Regional Board must be amended to allow delivery and use of reclaimed water to the DPGL Project site. In order to amend the permit, GWD must demonstrate that the delivery and use of the reclaimed water will be in accordance with Order No. 97-06 and all its terms and conditions. A permit consistency analysis was completed by GWD (RBF, 1998b) which concluded that the delivery and use of reclaimed water to the project would be consistent with the Master Reclamation Permit.

### Change in Place of Use for Cachuma Project Water

As noted earlier, the Bureau of Reclamation petitioned the State Board in 1983 to amend the Place of Use designated in the Cachuma Project water rights permits to conform to the then-existing boundaries of the Cachuma Project Member Units, including GWD. The State Board gave Notice of the Petition, and in a final Staff Report, recommended approval of the petition. However, no action was taken on the petition. In 1995, the Bureau of Reclamation again petitioned the State Board to amend the Place of Use to conform to the Member Units' current service boundaries. In 1997, the State Board again noticed the Petition for the Change in Place of Use. No further formal proceedings have been noticed or scheduled and the petition remains pending.

The proposed annexation of the DPGL Project requires a further amendment of the Cachuma Project Place of Use, even though the water supply for the Project is based on the new supplemental supplies provided by the GWD's Reclamation Project and SWP water. Because GWD continues to commingle its water supplies and operate in the conjunctive use mode, the State Board requires that the Cachuma Project Place of Use conform to the service boundaries of the Member Units.

The previously requested change in Place of Use, and the current project-specific request for a change in Place of Use are not associated with an increase in yield from the Cachuma Project. The total safe yield of the Cachuma Project has been available to the Member Units and beneficially utilized within their service areas for over 25 years, and will continue to be fully utilized. Even when GWD received its full Cachuma Project entitlements, it nevertheless was required to adopt a water connection moratorium based on a chronic water shortage. It was not until the development of new supplemental supplies from the Reclamation Project and the SWP that that moratorium was rescinded.

The current operational yield of the Cachuma Project is considered by the Member Units to be approximately 25,714 AFY. GWD is entitled to 36.25% of that yield, or 9,321 AFY. GWD uses 9,310 AFY as its Water Plan estimate for its average long-term yield from the Cachuma Project. In 1994, the State Board issued Order WR 94-5 that requires, in part, that the State Board convene a hearing to consider Cachuma Project operations and its effects on downstream water users and public trust resources no later than December, 2000. Although GWD cannot speculate as to the results of that hearing, it does not expect the hearings to result in an increase in the current operational yield of 25,714 AFY.

The change in Place of Use for the Cachuma Project to incorporate the proposed annexation area of the DPGL Project will have no adverse environmental impacts. The water supply to be provided to the project is based on new supplemental supplies from GWD's Reclamation Project and the SWP. As the requested change in Place of Use is not, and never has been, associated with a request to increase the yield from the Cachuma Project, nor to modify the amount of water to be appropriated under the State Board Permits, the change would not have any adverse environmental impacts on downstream water users, their water rights, nor on any public trust resources.

## 5.0 REFERENCES AND BIBLIOGRAPHY

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California Coastal Commission, 1995. Final revised findings. Action on appeal of the permit for Dos Pueblos Golf Links Project.

County of Santa Barbara, 1993. Final Environmental Impact Report. Dos Pueblos Golf Links Project. 92-EIR-6. March 1993, including Addenda dated May 26, 1993 and August 17, 1993.

County of Santa Barbara, 1993. Staff report and notice of final action on a conditional use permit. Dos Pueblos Golf Links Project. September 17, 1993.

Goleta Water District, no date. Rules, Regulations, and Ordinances.

Goleta Water District, 1997. Reclaimed Water User Manual.

Goleta Water District, 1998. Tenth Annual Report to the Superior Court in the Wright Judgement.

Robert Bein, William Frost, and Associates, 1998a. Proposed Hollister Business Park Booster Station, Preliminary Design Report.

Robert Bein, William Frost, and Associates, 1998b. Consistency of the Dos Pueblos Golf Course Project with the Waste Discharge Requirements and Master Reclamation Permit for the Goleta Water District. Letter report to the Regional Water Quality Control Board.

## APPENDIX A

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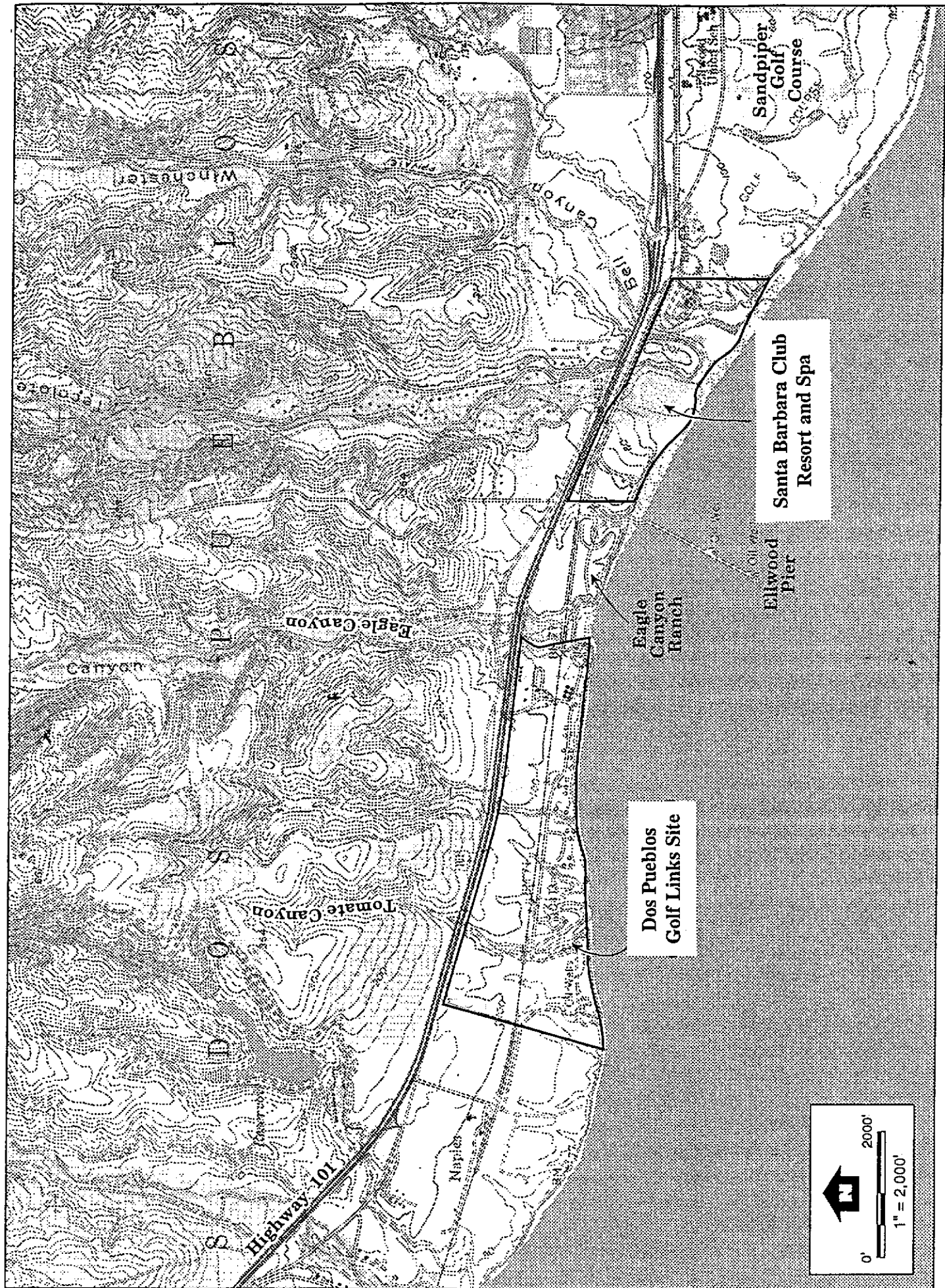


Figure 1. Location of Project Site

## RESOLUTION NO. 98-18

### A RESOLUTION OF THE GOLETA WATER DISTRICT BOARD OF DIRECTORS TO APPROVE SERVICE TO THE DOS PUEBLOS GOLF LINKS PROJECT

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE GOLETA WATER DISTRICT AS FOLLOWS:

1. The Dos Pueblos Golf Links Project ("Project") is a proposed public golf course located approximately three miles west of Goleta, encompassing approximately 208 acres, situated on the bluffs overlooking the ocean, south of, and adjacent to, Highway 101. It will contain two public golf courses, an 18-hole championship course and a 9-hole par three course, and associated facilities. The Project is thoroughly described in the Environmental Impact Report identified in paragraph 4 of this Resolution, and the Addendum identified in paragraph 5 of this Resolution.

2. In August, 1993, the Santa Barbara County ("County") Board of Supervisors, under Case No. 91-CP-85, issued a Conditional Use Permit for the Project. The Project is located in the Coastal Zone, where the County's permitting decisions are appealable to the California Coastal Commission. An appeal of the County's Conditional Use Permit was filed with the California Coastal Commission. In February, 1995, the California Coastal Commission denied the appeal and granted a Coastal Development Permit for the Project, and made findings that the Project is in conformity with the County Local Coastal Plan and applicable policies of the Coastal Act.

3. The Project approval was challenged in the Santa Barbara County Superior Court. That challenge was denied by the Court. The Judgment of the Superior Court was appealed to the California Court of Appeal. The California Court of Appeal on a unanimous vote, denied the appeal and upheld the Project approval in a decision rendered in January, 1997.

4. As part of the County approval of the Project, the Board of Supervisors certified the Final Environmental Impact Report, 92-EIR-16, together with Addenda dated May 26, 1993 and August 17, 1993, for the Project ("EIR"). The Goleta Water District ("District") has considered that EIR and in particular, the Water Resources Section of the EIR. The EIR concluded that the proposed Project would have no significant adverse impact on the District's water supply.

5. The District has prepared an Addendum dated July, 1998, to the County EIR. The Addendum was prepared to address new information regarding delivery of water to the Project. The Addendum is also intended to be used by other public agencies that may have jurisdiction over the proposed water service for the Project, including but not limited to the Local Agency Formation Commission ("LAFCO"), the Regional Water

Quality Control Board ("Regional Board"), and the State Water Resources Control Board ("State Board"). The Addendum has been made available to the public and the Board of Directors has reviewed and considered the Addendum. The Addendum identifies no new or increased significant adverse environmental impacts on water supply or otherwise, as a result of the proposed approval of water service for the Project. The adoption of this Resolution includes the action to approve and certify the Addendum.

6. A Water User Agreement has been prepared to document the terms and conditions of District service to the Project. The Water User Agreement has been made available to the public, and has been considered by the Board of Directors. Adoption of this Resolution includes the action to approve the Water User Agreement.

7. A term of the Water User Agreement includes approval of District Annexation of those portions of the Project site currently outside the District boundaries, by LAFCO. A separate Resolution of Application of the Goleta Water District Initiating Proceedings for the Dos Pueblos Golf Links Annexation, will be considered by the Board of Directors. Adoption of this Resolution includes approval of all actions necessary and appropriate to accomplish the Annexation. District Staff is directed to initiate all actions necessary to accomplish the Annexation. After LAFCO approval of the Annexation, the Bureau of Reclamation on behalf of the District will be requested to initiate a change in the Place of Use of Cachuma Project water, to conform that Place of Use to include the newly annexed Dos Pueblos Golf Links Project site.

8. The Regional Board has jurisdiction over use of reclaimed water in the District. The District's Master Reclamation Permit, Order No. 97-06, authorizes the delivery and use of reclaimed water for each of the District's customers. The addition of the Dos Pueblos Golf Links Project as a District reclaimed water customer, requires amendment of the Regional Board Permit, and approval of the service by the Regional Board. Adoption of this Resolution approves the initiation of the action to amend the Regional Board Permit, and District Staff is directed to take all necessary actions to accomplish that amendment.

9. The Board of Directors has considered the written material submitted to the Board in the Agenda package for the Board hearing on service to the Dos Pueblos Golf Links Project, and the public testimony at the hearing. The Board finds that approval of service to the Project is consistent with District policies and is in the public interest. The Board approves the Water User Agreement, and service to the Project. The General Manager is authorized to execute the Water-User Agreement on behalf of the District. District Staff is directed to take all necessary actions to implement District service to the Project.



PASSED AND ADOPTED by the Board of Directors of the Goleta Water District, this 28th day of July, 1998, on the following roll call vote:

**AYE:** Blois, Cunningham, DeWitt, Mills and Rogers

**NAY:**

**ABSENT:**

**ABSTAIN:**

**ATTEST:**

  
\_\_\_\_\_  
JANICE J. KLOPP

SECRETARY

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KL:07/23/98

  
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LARRY MILLS  
PRESIDENT

STATE OF CALIFORNIA-THE RESOURCES AGENCY

PETE WILSON, Governor

**DEPARTMENT OF FISH AND GAME**

Marine Region  
4949 Viewridge Avenue  
San Diego, CA 92123  
(619) 467-4231  
FAX 467-4299



September 29, 1998

Mr. R.W. Hollis, Jr.  
Dudek and Associates  
841 Mohawk Street Ste. 100  
Bakersfield, California 93309

Dear Mr. Hollis:

Thank-you for the opportunity to review the Restricted Access Implementation Plan (Plan) for the Dos Pueblos Golf Links Project, Santa Barbara County, California. The Plan is a prerequisite for a Coastal Development Permit for construction of two golf courses, accessory facilities and public access amenities on a 200 acre bluff top, ocean front site along the Gaviota coast. The plan is intended to reduce impacts to a local Pacific harbor seal haul-out site located below the bluff.

The Department of Fish and Game (DFG) believes that the Plan appropriately addresses issues of concern for the local harbor seal population and we concur with items 1 through 5, and item 7. However, we need to clarify item 6 which states that the harbor seal haul-out area "shall" be monitored by the National Marine Fisheries Service (NMFS) and/or the Department of Fish and Game (DFG) for the purpose of determining the effect of use of the public access features on the seals. Harbor seals are managed by the federal government (NMFS) under the Marine Mammal Protection Act of 1972 (as amended). The DFG has no direct management authority for harbor seals, and although the DFG is a trustee agency for state fish and wildlife resources, we are currently not funded, nor staffed for these types of monitoring activities. Thus, the DFG cannot commit to monitoring the harbor seal haul-out site at this time. With this understanding, we concur with the Plan.

As always, we are always available to discuss our comments, concerns, and recommendations in greater detail. Please free to contact me at (619) 467-4231 or by fax at (619)467-4299.

Sincerely,

Marilyn J. Fluharty  
Environmental Specialist  
Marine Region

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Project: Dos Pueblos Golf Links  
91-CP-085; A-4-STB-93-154  
APN: 079-180-05, -16, -18  
079-200-04, -08  
Location: South side of US 101,  
approximately 1.6 miles  
west of Winchester Canyon  
exit, Goleta Area, Third  
Supervisorial District

RESTRICTED ACCESS IMPLEMENTATION PLAN  
FOR THE DOS PUEBLOS GOLF LINKS PROJECT

This Restricted Access Implementation Plan (the "Plan"), prepared in consultation with, and approved by, the California Department of Fish and Game ("DFG") and the National Marine Fisheries Services ("NMFS"), for the Dos Pueblos Golf Links Project ("Project"), is established to comply with Santa Barbara County Conditional Use Permit No. 91-CP-85 and California Coastal Commission Coastal Development Permit No. 4-STB-93-154.

The Owner, CPHPAN DOS PUEBLOS ASSOCIATES, LLC, (hereinafter referred to as the "Owner") agrees for the life of the Project, to implement each of the following provisions to reduce impacts to the Harbor Seal haul-out area associated with the offer to dedicate vertical coastal access to the beach at the mouth of Eagle Canyon and to the beach and at the mouth of the canyon just west of Tomate Canyon:

1. During the seal pupping/breeding season (February 1 to May 31):
  - (a) access to the beach at the vertical coastal access point at Eagle Canyon shall be prohibited, and (b) access eastward along the beach from the vertical coastal access point west of Tomate Canyon shall be prohibited.
2. Locking gate(s) shall be installed at the vertical access trail(s) to implement any restrictions on access to the beach under this Plan.
3. No dogs shall be allowed on the vertical access trails or on the beach.

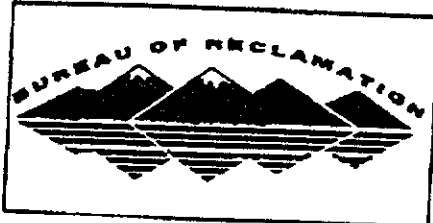
UNITED STATES DEPARTMENT OF THE INTERIOR

FAX COVER SHEET

Number of pages: 6 including this cover sheet.

DATE: 4/15/99

TO: JOANN STRUEBING



Attention: JOANN STRUEBING

Telephone:

Fax: 978-5292

FROM: Sheryl Carter  
South-Central California Area Office  
Bureau of Reclamation  
2666 North Grove Industrial Drive, Suite 106  
Fresno CA 93727-1551

TELEPHONE: (559) 487-5299

FAX: (559) 487-5397

MESSAGE: F&G implementation plan for the Dos Pueblos Golf Course

If any pages are missing or illegible, please call (559) 487-5113.

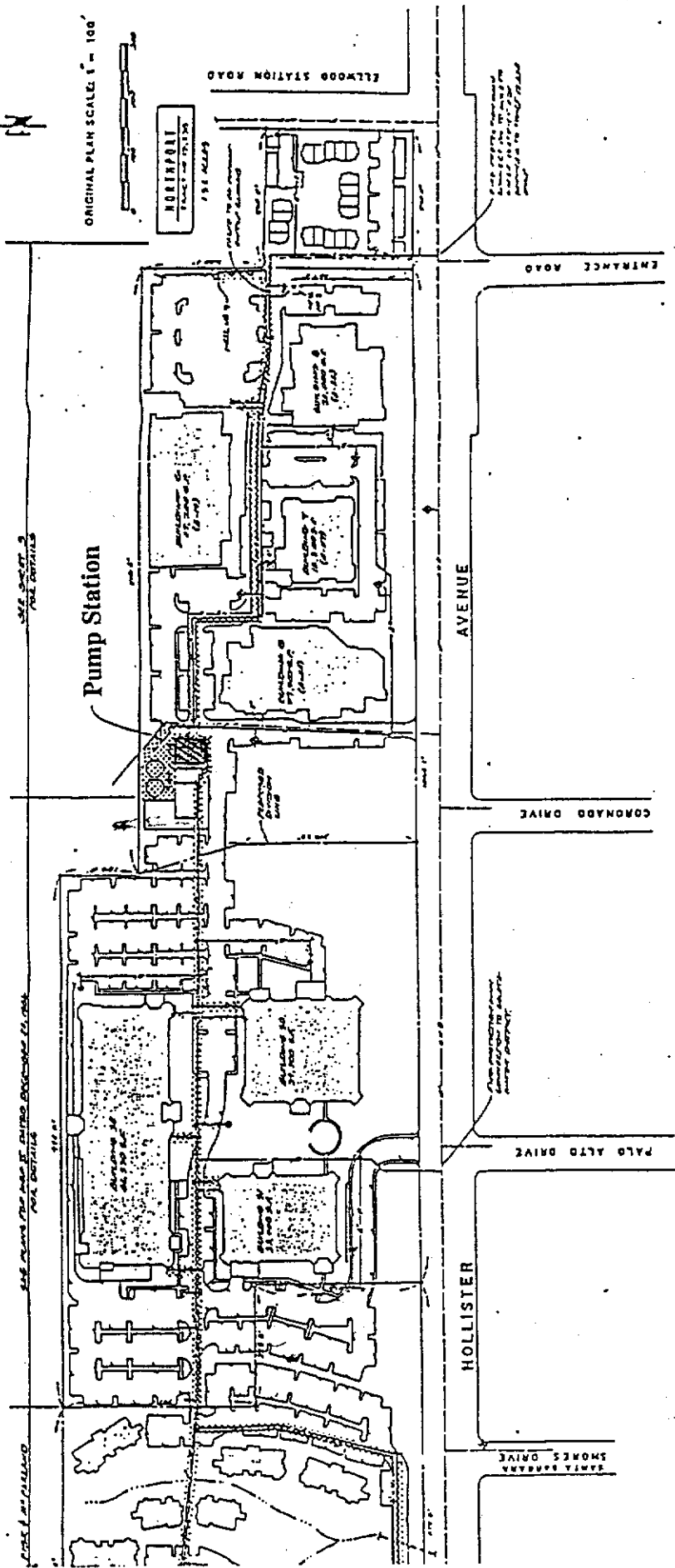
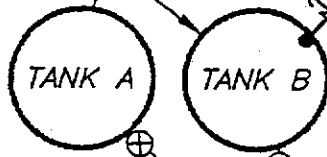
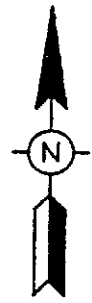
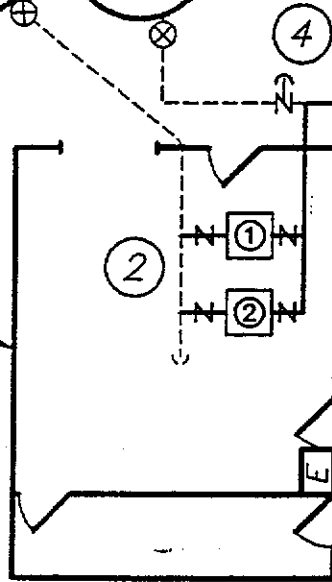


Figure 6. Location of Hollister Business Park Pump Station

STEEL TANKS APPROX.  
100,000 GAL. EA.

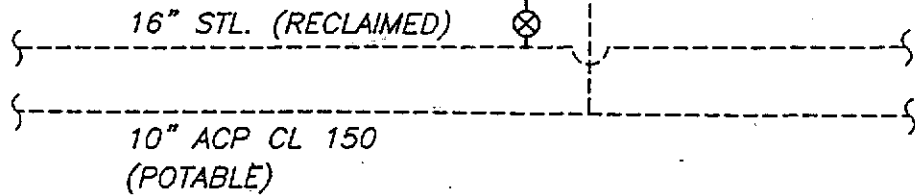


EXISTING MASONRY  
PUMP HOUSE



**NOTES:**

- ① NEW CONNECTION TO POTABLE LINE. INCL. ALT. VALVE AND AIR GAP.
- ② TWO 750 GPM PUMPS AND PIPING.
- ③ APPROX. 440FT 12" PVC.
- ④ SURGE ANTICIPATOR/PRESSURE RELIEF VALVE.



----- EXIST. PIPELINE  
 ————— PROPOSED PIPELINE

Figure 7. Pump Station Modifications

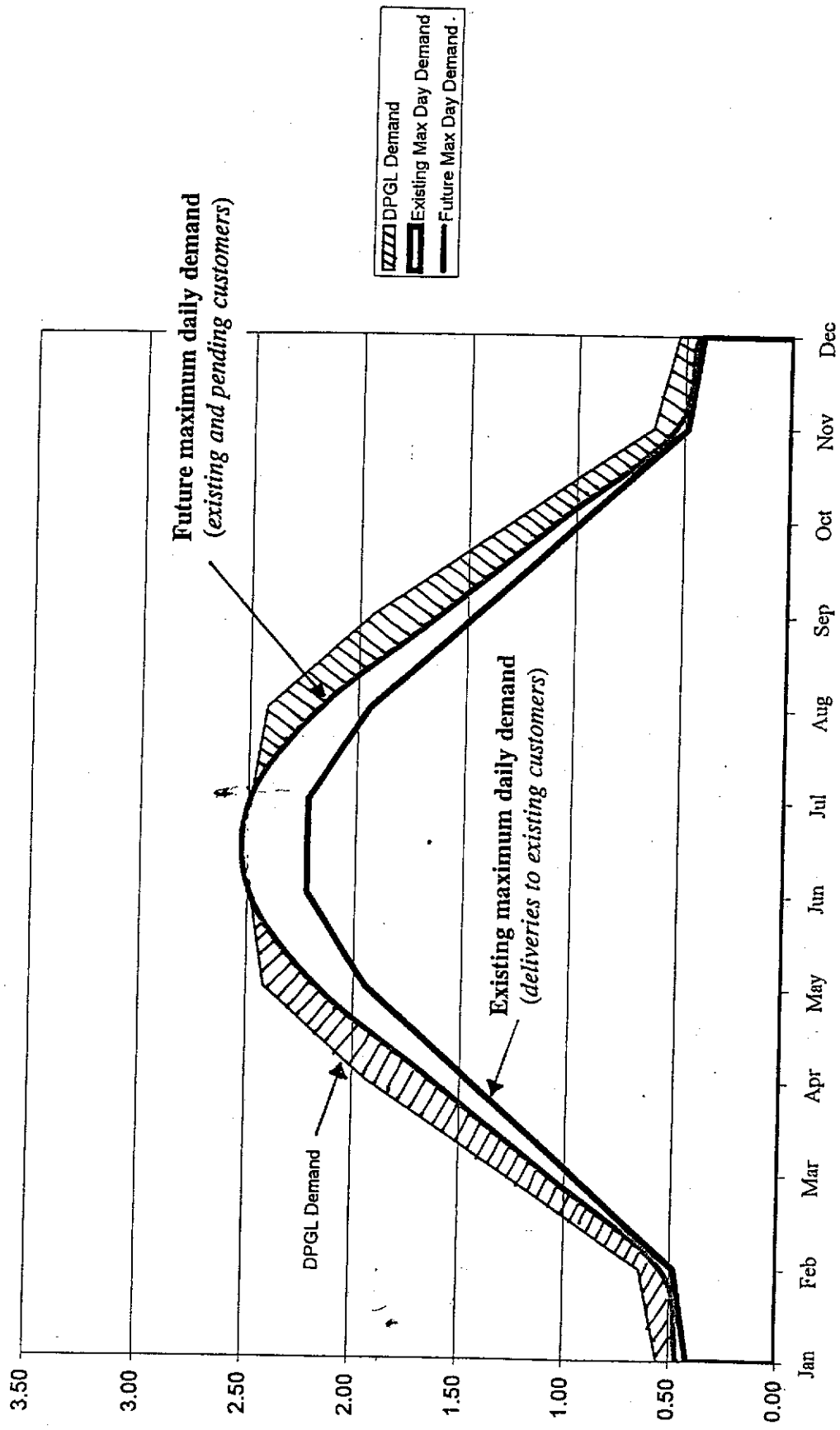


Figure 8. Existing and Future Reclaimed Water Demand Curve