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CHINO BASIN WATERMASTER

8
9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 FOR THE COUNTY OF SAN BERNARDINO

11 CHINO BASIN MUNICIPAL WATER
DISTRICT,

12 Plaintiff,

13 v.

14 CITY OF CHINO, ET AL.,

15 Defendants.
16

Case No. RCV RS 51010

[Assigned for All Purposes to the
Honorable Stanford E. Reichert]

**SUPPLEMENT TO CHINO BASIN
WATERMASTER STATUS REPORT
REGARDING UPDATE TO THE
OPTIMUM BASIN MANAGEMENT
PROGRAM**

Date: December 13, 2019

Time: 1:30 p.m.

Dept: S35

[Filed concurrently herewith: Declaration of
Bradley J. Herrema in Support of Supplement to
Chino Basin Watermaster Second Status Report
Regarding Update to the Optimum Basin
Management Program]

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1 On August 6, 2019, the Chino Basin Watermaster (“Watermaster”) filed its Status Report
2 Regarding Update to the Optimum Basin Management Program (“Status Report”) providing the
3 Court with the background of the OBMP development, and the need for an update that would take
4 into account changes in circumstances since its initial adoption in 2000 that are largely influenced
5 by changes in law, the increased importance of Chino Basin management to the region, external
6 funding opportunities, and improved science and technology. Consideration of these changes led
7 to the proposed refinement of the Basin management goals (“2020 OBMP Update”). In
8 anticipation of the December 13, 2019 hearing on the Status Report, Watermaster supplements
9 the Status Report in order to update the Court as to the progress on the 2020 OBMP Update.

10 **I. OBMP UPDATE PROCESS AND SCHEDULE**

11 **A. The Process to Date**

12 As described in the Status Report, the 2020 OBMP Update seeks to build upon the
13 improved understanding of the hydrology and hydrogeology of the Chino Basin to address new
14 water management challenges that were not anticipated when the OBMP Implementation Plan
15 was approved by the Court in June 2000. At the time the Status Report was filed, Watermaster
16 had held five listening sessions to support the 2020 OBMP Update. The information provided by
17 stakeholders during those listening sessions was summarized in memorandums and reports
18 following each session and used to assist stakeholders in preparing for future listening sessions.
19 (See, Declaration of Bradley J. Herrema in Support of Supplement to Chino Basin Watermaster
20 Second Status Report Regarding Update to the Optimum Basin Management Program (“Herrema
21 Declaration”), ¶¶ 5, 6.)

22 The work product of the first four listening sessions was integrated and summarized in the
23 2020 OBMP Technical Memorandum (“Scoping Report”). (Herrema Declaration, at ¶ 6.) The
24 objectives of the Scoping Report were to (1) describe the stakeholder process to develop the 2020
25 OBMP Update, (2) document the key outcomes of the stakeholder process to date, and (3)
26 describe the proposed scope of work, implementation actions, schedule, and cost to perform the
27 eight activities under consideration for inclusion in the 2020 OBMP Update.

28 The objectives of listening sessions five and six, held on July 31, 2019 and September 11,

1 2019, respectively, were to present and obtain feedback on the scopes of work described in the
2 Scoping Report. (Herrema Declaration, at ¶ 7.) The objective of listening session 7, held on
3 October 17, 2019, was to present and obtain feedback on the integration of the OBMP Update
4 activities defined in the Scoping Report with the 2000 OBMP Program Elements. (Herrema
5 Declaration, at ¶ 8 and Exhibit C.)

6 **B. Schedule of Further 2020 OBMP Update Process**

7 The final listening session 8 will be held on December 11, 2019. The objective of listening
8 session 8 is to present and obtain feedback on the recommended 2020 OBMP implementation
9 plan documented in the draft 2020 OBMP Update Report and begin discussions of the agreements
10 that stakeholders may require to support its implementation. In anticipation of this meeting,
11 stakeholders will be provided with a 2020 OBMP Update Report as the final deliverable which
12 will describe the OBMP Update process, goals and new activities for the OBMP Update; the
13 status of the 2000 OBMP program elements and the ongoing activities within them; and the
14 recommended management plan for each of the program elements. (Herrema Declaration, at ¶¶ 9,
15 10.) The 2020 OBMP Update Report that will be discussed at listening session 8 will also include
16 an updated Storage Management Plan (“SMP”). While the existing SMP was previously based on
17 fixed amounts of water in storage, new information indicates that it may be possible to expand the
18 safe storage capacity to enable greater use of storage space. (Herrema Declaration, ¶ 11.)

19 The OBMP Update Report will form the foundation for the parties to develop a final 2020
20 OBMP Implementation Plan and agreements to achieve it. An implementation agreement is
21 anticipated to be finalized in March 2020. (Herrema Declaration, at ¶¶ 9, 10.) Ultimately,
22 Watermaster will seek the Court’s approval of the 2020 OBMP Update, along with any further
23 direction it may wish to provide.

24 **II. CONCLUSION**

25 Watermaster respectfully requests the Court to take notice of the Status Report, as
26 supplemented herein, and Watermaster’s proposed process to update the OBMP. Watermaster
27 requests any direction that the Court may wish to offer and that the Court set a future hearing date
28 so that Watermaster may apprise the Court of its continuing progress and further schedule for the

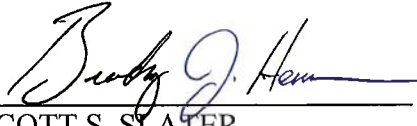
1 finalization of the 2020 OBMP Update.

2 Dated: December 5, 2019

BROWNSTEIN HYATT FARBER
SCHRECK, LLP

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By: 
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WATERMASTER

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11 FOR THE COUNTY OF SAN BERNARDINO

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13 CHINO BASIN MUNICIPAL WATER
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14 Plaintiff,

15 v.

16 CITY OF CHINO, et al.,

17 Defendant.
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Case No. RCV RS 51010

[Assigned for All Purposes to the Honorable
Stanford E. Reichert]

**DECLARATION OF BRADLEY J.
HERREMA IN SUPPORT OF
SUPPLEMENT TO CHINO BASIN
WATERMASTER STATUS REPORT
REGARDING UPDATE TO THE
OPTIMUM BASIN MANAGEMENT
PROGRAM**

Date: December 13, 2019
Time: 1:30 p.m.
Dept.: S35

*[Filed concurrently herewith: Supplement to
Chino Basin Watermaster Status Report
Regarding Update to the Optimum Basin
Management Program]*

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23
24 I, Bradley J. Herrema, declare as follows:

25 1. I am an attorney duly admitted to practice before all of the courts of this State, and
26 am a shareholder in the law firm of Brownstein Hyatt Farber Schreck, LLP, counsel of record for
27 Chino Basin Watermaster (“Watermaster”). I have personal knowledge of the facts stated in this
28 declaration, except where stated on information and belief, and, if called as a witness, I could and

1 would competently testify to them under oath. I make this declaration in support of the above-
2 referenced request.

3 2. As legal counsel for Watermaster, I am familiar with Watermaster's practices and
4 procedures, as well as actions taken by the Pool Committees, Advisory Committee and
5 Watermaster Board.

6 3. I am aware of and involved with the update to the Optimum Basin Management
7 Program for the Chino Basin ("2020 OBMP Update").

8 4. A series of public listening sessions has been held and scheduled to be held by
9 Watermaster to support the development of the 2020 OBMP Update. Listening sessions six and
10 seven were held on September 11, 2019 and October 17, 2019, respectively. Listening session
11 eight is scheduled to be held on December 11, 2019.

12 5. Listening sessions one through three were summarized in individual memoranda
13 drafted by the OBMP Update Team, which are publicly available on the Watermaster website.

14 6. The work product of listening sessions one through four was further integrated and
15 summarized in the 2020 OBMP Technical Memorandum ("Scoping Report") drafted by the
16 OBMP Update Team and summarized in the July 2019 Optimum Basin Management Program
17 Update Newsletter ("July Newsletter"). A true and correct copy of the July Newsletter can be
18 found attached at **Exhibit A**.

19 7. Listening sessions five and six focused on review of the Scoping Report. The work
20 product of listening sessions five and six was summarized in the August 2019 and September
21 2019 Optimum Basin Management Program Update Newsletters ("August Newsletter" and
22 "September Newsletter", respectively). A true and correct copy of the August Newsletter can be
23 found attached at **Exhibit B**. A true and correct copy of the September Newsletter can be found
24 attached at **Exhibit C**.

25 8. Listening session seven included the receipt of feedback on the integration of the
26 OBMP Update activities defined in the Scoping Report with the 2000 OBMP program elements,
27 which is summarized in the October 2019 Optimum Basin Management Program Update
28 Newsletter ("October Newsletter"). A true and correct copy of the October Newsletter can be

1 found attached at **Exhibit D**.

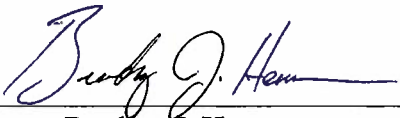
2 9. In anticipation of listening session eight, stakeholders will be provided with a
3 report that will describe the OBMP Update process, goals and new activities for the OBMP
4 Update; the status of the 2000 OBMP program elements and the ongoing activities within them;
5 and the recommended management plan for each of the program elements (“2020 OBMP Update
6 Report”) which will form the foundation for the parties to develop a final 2020 OBMP
7 Implementation Plan and agreements to achieve it.

8 10. Listening session eight is intended to obtain feedback on the recommended 2020
9 OBMP Implementation Plan. An implementation agreement is anticipated to be finalized in
10 March 2020.

11 11. The 2020 OBMP Update will also include the updating of the OBMP storage
12 management plan (“SMP”). New information, including an updated hydrogeologic conceptual
13 model, twenty years of intensive monitoring of basin operations, and groundwater model-based
14 projections of the basin response to future management plans, indicates that it may be possible to
15 expand the safe storage capacity to enable greater use of storage space.

16 I declare under penalty of perjury under the laws of the State of California that the
17 foregoing is true and correct.

18 Dated this 5th day of December, 2019, at Los Angeles, California.

19
20 
21 _____
22 Bradley J. Herrema

23 19958019

EXHIBIT A



2020

Optimum Basin Management Program Update

Background

The Chino Basin Judgment gave the Chino Basin Watermaster (Watermaster) the discretionary authority to develop an Optimum Basin Management Program (OBMP) for the Chino Basin, including both water quantity and quality considerations. Watermaster, with direction from the Court, began the development of the OBMP in 1998 and completed it in July 2000. The OBMP was developed in a collaborative public process that identified the needs and wants of all stakeholders; described the physical state of the groundwater basin; developed a set of management goals; identified impediments to those goals; described a series of actions that could be taken to remove those impediments and thereby achieve the management goals; developed and executed agreements to implement the OBMP; and certified a programmatic Environmental Impact Report (PEIR) pursuant to CEQA with IEUA as the lead agency.

By 2019, many of the projects and management programs envisioned in the 2000 OBMP have been implemented, while some have not. The OBMP goals have been partially achieved. The understanding of the hydrology and hydrogeology of the Chino Basin has improved since 2000, and new water-management issues have been identified that necessitate that the OBMP be adapted to protect the collective interests of the Chino Basin parties and their water supply reliability. For these reasons, the Watermaster parties are preparing a 2020 OBMP Update to set the framework for the next 20 to 30 years of basin-management activities.

2020 OBMP Update Goals



Enhance Basin
Water Supplies



Protect and Enhance
Water Quality



Enhance Management of
the Basin



Equitably Finance the
OBMP

2020 OBMP Update Listening Sessions

Listening Session 1 (January 15, 2019):

- History of the OBMP and its implementation
- Rationale for an OBMP Update

Listening Session 2 (February 12, 2019):

- Drivers, Trends and Implications for Basin Management
- Issues, Needs and Wants of the Stakeholders

Listening Session 3 (March 21, 2019):

- Review of OBMP Goals in 2000
- Review of OBMP Goals in 2020
- Activities of the OBMP

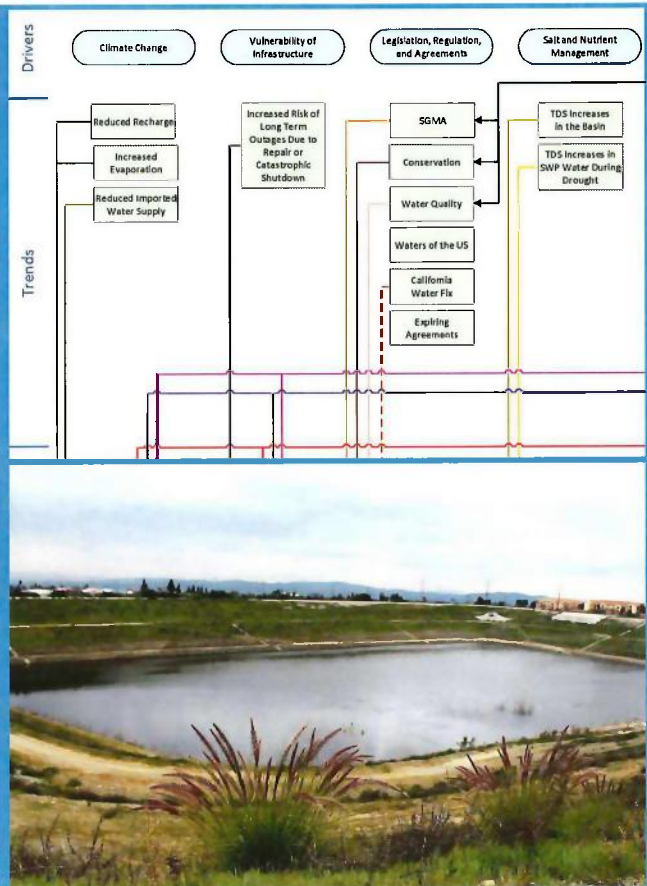
Listening Session 4 (May 16, 2019):

- Activities, Nexus and Outcomes

Listening Session 5 (July 31, 2019)

Listening Session 6

Listening Session 7



Activities Being Considered for the 2020 OBMP Update

- Construct new facilities and improve existing facilities to increase the capacity to store and recharge storm and supplemental water, particularly in areas of the basin that will promote the long-term balance of recharge and discharge
- Develop, implement, and optimize storage-and-recovery programs to increase water-supply reliability, protect or enhance Safe Yield, and improve water quality.
- Identify and implement regional conveyance and treatment projects/programs to enable all stakeholders to exercise their pumping rights and minimize land subsidence.
- Maximize the reuse of recycled water produced by IEUA and others
- Develop and implement a water-quality management plan to address current and future water-quality issues and protect beneficial uses
- Develop strategic regulatory-compliance solutions to comply with new and evolving drinking water standards that achieve multiple benefits in managing water quality
- Optimize the use of all sources of water supply by improving the ability to move water across the basin and amongst stakeholders, prioritizing the use of existing infrastructure.
- Develop an equitable distribution of costs/benefits of the OBMP Update and include in the OBMP update agreements
- Develop regional partnerships to implement the OBMP Update and reduce costs and include in OBMP Update agreement
- Continue to identify and pursue low-interest loans and grants or other external funding sources to support the implementation of the OBMP Update
- Develop management strategy within the Salt and Nutrient Management Plan to ensure ability to comply with dilution requirements for recycled water recharge
- Perform the appropriate amount of monitoring and reporting required to fulfill basin management and regulatory compliance

Monthly Update

The 2020 OBMP Update is being conducted using a collaborative stakeholder process like that employed for the development of the 2000 OBMP. A series of public “Listening Sessions” are being held by the Watermaster throughout 2019 to support the 2020 OBMP Update. The purpose of the Listening Sessions is to obtain information, ideas, and feedback from the Chino Basin stakeholders to define their issues needs and wants, their collective goals for the 2020 OBMP Update, the impediments to achieving the goals, the management actions required to remove the impediments, and an implementation plan for the management actions. The objective is for the ideas and opinions of every stakeholder to be heard and considered.

Thus far through the Listening Session process, the Chino Basin stakeholders have achieved the following:

1. Drivers, Trends, and Implications for Basin Management. The stakeholders identified the drivers and trends in today’s water management space that will challenge the ability of the parties to protect their collective interests in the Chino Basin and their water supply reliability. The drivers and trends have basin management implications that are forming the rationale for updating the OBMP:

- Reductions in Chino Basin Safe Yield
- Reduced imported water availability and increased cost
- Imported water quality degradation
- Chino Basin water quality degradation
- Inability to pump groundwater with existing infrastructure
- Increased cost of groundwater use
- Recycled water quality degradation
- Reduced recycled water availability and increased cost
- Increased cost of Basin Plan compliance

2. Goals of the 2020 OBMP Update. The stakeholders articulated their issues, needs and wants, which formed the basis of the management goals of the 2020 OBMP Update. A total of 57 unique needs and wants were identified by the Chino Basin stakeholders. Through this process, the stakeholders concluded that the goals of the 2000 OBMP are still relevant today and should be the goals of the 2020 OBMP Update. The stakeholders developed a statement of intent for each goal:

Goal No. 1 - Enhance Basin Water Supplies. The intent of this goal is to increase the water supplies available for Chino Basin parties and improve water supply reliability. This goal applies to Chino Basin groundwater and all other sources of water available for beneficial use.

Goal No. 2 - Protect and Enhance Water Quality. The intent of this goal is to ensure the protection of the long-term beneficial uses of Chino Basin groundwater.

Goal No. 3 - Enhance Management of the Basin. The intent of this goal is to encourage sustainable management of the Chino Basin to avoid material physical injury, promote local control, and improve water-supply reliability for the benefit of all Chino Basin parties.

Goal No. 4 - Equitably Finance the OBMP. The intent of this goal is to identify and use efficient and equitable methods to fund OBMP implementation.

3. Activities of the 2020 OBMP Update. There are physical, institutional, and financial impediments to achieving the goals of the 2020 OBMP Update. The stakeholders identified and described 12 activities to remove these impediments and achieve the goals. These activities will be considered for inclusion in the 2020 OBMP Update.

The next step in the process to develop the 2020 OBMP Update is to (1) define the action plans required to perform the activities and (2) prepare reconnaissance-level engineering cost estimates of the action plans. This information will be documented in a technical memorandum (OBMP Update Technical Memorandum #1 [OBMP TM1]). OBMP TM1 will be circulated for review and subsequently refined and formulated into a recommended implementation plan (OBMP TM2) over a series of listening sessions with the stakeholders.

TM1 will be released to the Chino Basin stakeholders for review in two parts. This first part includes the description of the first four activities: A, B, D, and E/F. The second part includes the description of the remaining four activities and will be released in August 2019.

2020 OBMP Update Process



Timeline



EXHIBIT B



2020

Optimum Basin Management Program Update

Background

The Chino Basin Judgment gave the Chino Basin Watermaster (Watermaster) the discretionary authority to develop an Optimum Basin Management Program (OBMP) for the Chino Basin, including both water quantity and quality considerations. Watermaster, with direction from the Court, began the development of the OBMP in 1998 and completed it in July 2000. The OBMP was developed in a collaborative public process that identified the needs and wants of all stakeholders; described the physical state of the groundwater basin; developed a set of management goals; identified impediments to those goals; described a series of actions that could be taken to remove those impediments and thereby achieve the management goals; developed and executed agreements to implement the OBMP; and certified a programmatic Environmental Impact Report (PEIR) pursuant to CEQA with IEUA as the lead agency.

By 2019, many of the projects and management programs envisioned in the 2000 OBMP have been implemented, while some have not. The OBMP goals have been partially achieved. The understanding of the hydrology and hydrogeology of the Chino Basin has improved since 2000, and new water-management issues have been identified that necessitate that the OBMP be adapted to protect the collective interests of the Chino Basin parties and their water supply reliability. For these reasons, the Watermaster parties are preparing a 2020 OBMP Update to set the framework for the next 20 to 30 years of basin-management activities.

2020 OBMP Update Goals



Enhance Basin
Water Supplies



Protect and Enhance
Water Quality



Enhance Management of
the Basin



Equitably Finance the
OBMP

2020 OBMP Update Listening Sessions

Listening Session 1 (January 15, 2019):

- History of the OBMP and its implementation
- Rationale for an OBMP Update

Listening Session 2 (February 12, 2019):

- Drivers, Trends and Implications for Basin Management
- Issues, Needs and Wants of the Stakeholders

Listening Session 3 (March 21, 2019):

- Review of OBMP Goals in 2000
- Review of OBMP Goals in 2020

Listening Session 4 (May 16, 2019):

- Proposed Activities of the OBMP
- Activities, Nexus and Outcomes

Listening Session 5 (July 31, 2019)

- 2020 OBMP Update Scoping Report Part 1 review

Listening Session 6 (September 11, 2019)

- 2020 OBMP Update Scoping Report Part 2 review

Listening Session 7 (TBD)

Listening Session 8 (TBD)



Activities Being Considered for the 2020 OBMP Update

- Construct new and improve existing recharge facilities
- Develop, implement, and optimize storage-and-recovery programs to increase water-supply reliability, protect or enhance Safe Yield, and improve water quality.
- Identify and implement regional conveyance and treatment projects/programs to enable all stakeholders to exercise their pumping rights and minimize land subsidence.
- Maximize the reuse of recycled water produced by IEUA and others
- Develop and implement a water-quality management plan and strategic compliance to address current and future water-quality issues and protect beneficial uses
- Develop management strategy within the Salt and Nutrient Management Plan to ensure ability to comply with dilution requirements for recycled water recharge
- Perform the appropriate amount of monitoring and reporting required to fulfill basin management and regulatory compliance

Monthly Update

In July and August, the OBMP team drafted the 2020 OBMP Update Scoping Report to (1) define the scope of work required to perform the activities and (2) prepare reconnaissance-level engineering cost estimates of the scope of work. The 2020 OBMP Update Scoping Report is currently being circulated for review and comment.

Through the drafting process of the 2020 OBMP Update Scoping Report, the team consolidated some of the proposed activities that were similar in scope to simplify the analysis of each of them. The consolidated list resulted in the following 7 activities:

- A. Construct new and improve existing recharge facilities
- B. Develop, implement, and optimize storage-and-recovery programs to increase water-supply reliability, protect or enhance Safe Yield, and improve water quality.
- C/G. Identify and implement regional conveyance and treatment projects/programs to enable all stakeholders to exercise their pumping rights and minimize land subsidence.
- D. Maximize the reuse of recycled water produced by IEUA and others.
- E/F. Develop and implement a water-quality management plan and strategic compliance to address current and future water-quality issues and protect beneficial uses.
- K. Develop management strategy within the Salt and Nutrient Management Plan to ensure ability to comply with dilution requirements for recycled water recharge.
- L. Perform the appropriate amount of monitoring and reporting required to fulfill basin management and regulatory compliance.

The Scoping Report will subsequently be refined based on the feedback obtained through Listening Sessions 5 and 6, and will be formulated into a recommended management plan that incorporates the existing 2000 OBMP Program Elements. The management plan will be developed over a series of listening sessions with the stakeholders and will be documented in the 2020 OBMP Update Report.

In July, Watermaster convened Listening Session 5 to educate stakeholders and obtain their feedback on scope of work for Activities A, B, D, and E/F as defined in the Scoping Report. In September, the Watermaster will convene Listening Session 6 to review the remaining activities: K, C/G, and L.

In September, the Watermaster will convene the Listening Session 6 to finalize the discussion around proposed activities, scope and estimated timeline and budget. The OBMP team will then present a final version of the 2020 OBMP Update Scoping Report and also an initial outline of the 2020 OBMP Update Report and the 2020 OBMP Implementation Plan for the parties to discuss.

In case you missed it...

The 2020 OBMP Update is being conducted using a collaborative stakeholder process like that employed for the development of the 2000 OBMP. A series of public "Listening Sessions" are being held by the Watermaster throughout 2019 to support the 2020 OBMP Update. The purpose of the Listening Sessions is to obtain information, ideas, and feedback from the Chino Basin stakeholders to define their issues needs and wants, their collective goals for the 2020 OBMP Update, the impediments to achieving the goals, the management actions required to remove the impediments. The objective is for the ideas and opinions of every stakeholder to be heard and considered.

Thus far through the Listening Session process, the Chino Basin stakeholders have achieved the following:

- 1. Identified Drivers, Trends, and Implications for Basin Management.*
- 2. Defined Goals of the 2020 OBMP Update.*
- 3. Proposed Activities of the 2020 OBMP Update.*

For more details on the process and achievements of the listening sessions please refer to our July 2019 newsletter.

2020 OBMP Update Process



Timeline



EXHIBIT C



2020

Optimum Basin Management Program Update

Progress Report - September 2019

Background

The Chino Basin Judgment gave the Chino Basin Watermaster (Watermaster) the discretionary authority to develop an Optimum Basin Management Program (OBMP) for the Chino Basin, including both water quantity and quality considerations. Watermaster, with direction from the Court, began the development of the OBMP in 1998 and completed it in July 2000. The OBMP was developed in a collaborative public process that identified the needs and wants of all stakeholders; described the physical state of the groundwater basin; developed a set of management goals; identified impediments to those goals; described a series of actions that could be taken to remove those impediments and thereby achieve the management goals; developed and executed agreements to implement the OBMP; and certified a programmatic Environmental Impact Report (PEIR) pursuant to CEQA with IEUA as the lead agency.

By 2019, many of the projects and management programs envisioned in the 2000 OBMP have been implemented, while some have not. The OBMP goals have been partially achieved. The understanding of the hydrology and hydrogeology of the Chino Basin has improved since 2000, and new water-management issues have been identified that necessitate that the OBMP be adapted to protect the collective interests of the Chino Basin parties and their water supply reliability. For these reasons, the Watermaster parties are preparing a 2020 OBMP Update to set the framework for the next 20 to 30 years of basin-management activities.

The 2020 OBMP Update is being conducted using a collaborative stakeholder process like that employed for the development of the 2000 OBMP. A series of public "Listening Sessions" are being held by the Watermaster throughout 2019 to support the 2020 OBMP Update. The purpose of the Listening Sessions is to obtain information, ideas, and feedback from the Chino Basin stakeholders to define their issues needs and wants, their collective goals for the 2020 OBMP Update, the impediments to achieving the goals, the management actions required to remove the impediments. The objective is for the ideas and opinions of every stakeholder to be heard and considered.

Thus far through the Listening Session process, the Chino Basin stakeholders have achieved the following:

- 1. Identified Drivers, Trends, and Implications for Basin Management.*
- 2. Defined Goals of the 2020 OBMP Update.*
- 3. Proposed Activities of the 2020 OBMP Update.*

For more details on the process and achievements of the listening sessions please refer to our August 2019 newsletter.

2020 OBMP Update Listening Sessions Content

- History of the OBMP and its implementation
- Rationale for an OBMP Update
- Drivers, Trends and Implications for Basin Management
- Issues, Needs and Wants of the Stakeholders
- Review of OBMP Goals in 2000
- Review of OBMP Goals in 2020
- Proposed Activities of the OBMP
- Activities, Nexus and Outcomes
- 2020 OBMP Update Scoping Report Part 1 review
- 2020 OBMP Update Scoping Report Part 2 review

Next Listening Session

Listening Session 8 (Dec 11)

- 2020 OBMP Update Report review
- 2020 OBMP Implementation Plan review

2020 OBMP Update Goals



Enhance Basin
Water Supplies



Protect and Enhance
Water Quality



Enhance Management
of the Basin



Equitably Finance
the OBMP

Activities Being Considered for the 2020 OBMP Update

- A. Construct new and improve existing recharge facilities
- B. Develop, implement, and optimize storage-and-recovery programs to increase water-supply reliability, protect or enhance Safe Yield, and improve water quality.
- C/G. Identify and implement regional conveyance and treatment projects/programs to enable all stakeholders to exercise their pumping rights and minimize land subsidence.
- D. Maximize the reuse of recycled water produced by IEUA and others
- E/F. Develop and implement a water-quality management plan and strategic compliance to address current and future water-quality issues and protect beneficial uses
- K. Develop management strategy within the Salt and Nutrient Management Plan to ensure ability to comply with dilution requirements for recycled water recharge
- L. Perform the appropriate amount of monitoring and reporting required to fulfill basin management and regulatory compliance

Monthly Update

During the month of September, Watermaster convened the Listening Session 6 (LS6) to discuss the function and content of the different documents to be produced by the end of the 2020 OBMP Update effort and how these are related to past reports and current agreements. LS6 also focused on the rest of the proposed activities that were included in the second release of the 2020 OBMP Update Scoping Report.

At LS6 the Watermaster team provided a recap of the process so far and discussed with stakeholders the deliverables and the process moving forward using the 2000 OBMP process as the baseline for the 2020 OBMP Update.

The Watermaster team also presented a series of summary sheets to the stakeholders where each proposed activity is described with the Tasks, Outcomes, Watermaster role and whether or not it is necessary to implement the physical solution or comply with other requirements. The summary sheets also include a tentative timeline with the major decision making points during implementation. Here is a sample of the summary sheet for activity A:

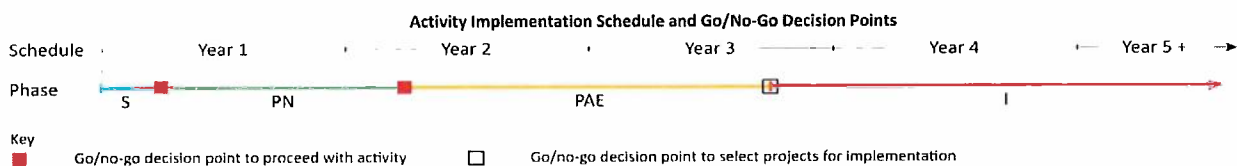
2020 OBMP Update - Activity A:

Construct new facilities and improve existing facilities to increase the capacity to store and recharge storm and supplemental waters, particularly in areas of the basin that will promote the long-term balance of recharge and discharge

Need and Objectives: The objectives of Activity A are (1) to maximize stormwater capture pursuant to Watermaster's diversion permits, (2) to promote the long-term balance of recharge and discharge, (3) to ensure sufficient supplemental water recharge capacity for future replenishment, (4) to reduce dependence on imported water by maintaining or enhancing safe yield, (5) to improve water quality, and (6) to ensure a supply of dilution water to comply with recycled water recharge permit requirements. Based on the alignment of the objectives of Activity A with those of the RMPIU, Activity A can be accomplished through the existing RMPIU process.

Phase	Task	Outcomes	Watermaster Role	Are these outcomes necessary for Watermaster to Administer the Physical Solution or Comply with Other Requirements ?
S	1 – Define objectives and refine scope of work	Consensus on objectives of 2023 RMPU	Convene committee	Yes
PN	2 – Develop planning, screening, and evaluation criteria	New criteria for selecting projects	Technical support role	Yes
PAE	3 – Describe recharge enhancement opportunities	Conceptual design, operating plans, and costs of recharge alternatives	Technical support role	Yes
	4 – Develop reconnaissance-level engineering design and operating plan	Project implementation and financing plan		
I	5 – Plan, design, and construct selected recharge projects	New recharge projects	Technical support role	Yes, to the extent that additional recharge capacity is needed

*Phase Descriptions: S = Scoping PN = Evaluate need for project PAE = Project alternative evaluation I = Implementation



The full set of summary sheets can be found in the following link:

<http://www.cbwm.org/docs/OBMP%20Update/FINAL/LS6/LS6%20Activity%20Handouts.pdf>

Currently Watermaster is utilizing stakeholder input to finalize the 2020 OBMP Update Scoping Report.

During the month of October, Watermaster will convene the Listening Session 7 that will focus on the integration of the current Program Elements in the 2000 OBMP Implementation Plan and the proposed activities in the 2020 OBMP Update Scoping Report.

2020 OBMP Update Process



Timeline

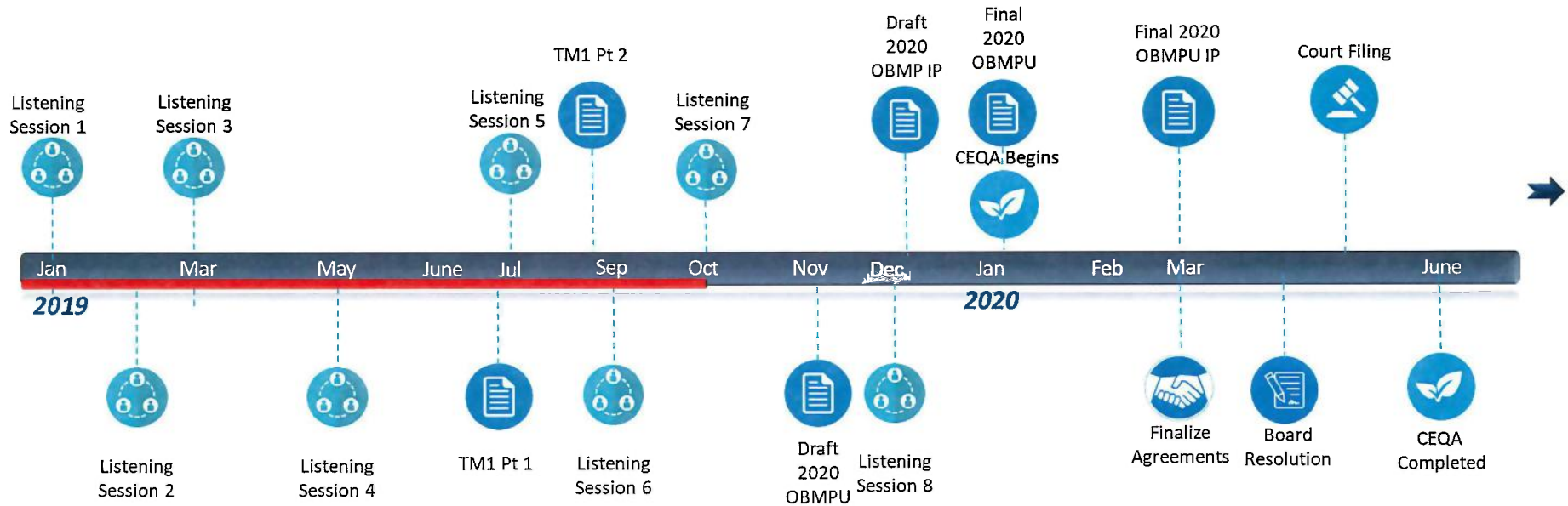


EXHIBIT D



Optimum Basin Management Program Update

Progress Report - October 2019

Background

The Chino Basin Judgment gave the Chino Basin Watermaster (Watermaster) the discretionary authority to develop an Optimum Basin Management Program (OBMP) for the Chino Basin, including both water quantity and quality considerations. Watermaster, with direction from the Court, began the development of the OBMP in 1998 and completed it in July 2000. The OBMP was developed in a collaborative public process that identified the needs and wants of all stakeholders; described the physical state of the groundwater basin; developed a set of management goals; identified impediments to those goals; described a series of actions that could be taken to remove those impediments and thereby achieve the management goals; developed and executed agreements to implement the OBMP; and certified a programmatic Environmental Impact Report (PEIR) pursuant to CEQA with IEUA as the lead agency.

By 2019, many of the projects and management programs envisioned in the 2000 OBMP have been implemented, while some have not. The OBMP goals have been partially achieved. The understanding of the hydrology and hydrogeology of the Chino Basin has improved since 2000, and new water-management issues have been identified that necessitate that the OBMP be adapted to protect the collective interests of the Chino Basin parties and their water supply reliability. For these reasons, the Watermaster parties are preparing a 2020 OBMP Update to set the framework for the next 20 to 30 years of basin-management activities.

The 2020 OBMP Update is being conducted using a collaborative stakeholder process like that employed for the development of the 2000 OBMP. A series of public “Listening Sessions” are being held by the Watermaster throughout 2019 to support the 2020 OBMP Update. The purpose of the Listening Sessions is to obtain information, ideas, and feedback from the Chino Basin stakeholders to define their issues needs and wants, their collective goals for the 2020 OBMP Update, the impediments to achieving the goals, the management actions required to remove the impediments. The objective is for the ideas and opinions of every stakeholder to be heard and considered.

Thus far through the Listening Session process, the Chino Basin stakeholders have achieved the following:

1. *Identified Drivers, Trends, and Implications for Basin Management.*
2. *Defined Goals of the 2020 OBMP Update.*
3. *Proposed Activities of the 2020 OBMP Update.*

For more details on the process and achievements of the listening sessions please refer to our previous newsletters: http://www.cbwm.org/obmp_newsletters.htm.

2020 OBMP Update Listening Sessions Content

- History of the OBMP and its implementation
- Rationale for an OBMP Update
- Drivers, Trends and Implications for Basin Management
- Issues, Needs and Wants of the Stakeholders
- Review of OBMP Goals in 2000
- Review of OBMP Goals in 2020
- Proposed Activities of the OBMP
- Activities, Nexus and Outcomes
- 2020 OBMP Update Scoping Report Part 1 review
- 2020 OBMP Update Scoping Report Part 2 review
- 2020 OBMP Update proposed activities integration with existing Program Elements

Next Listening Session

Listening Session 8 (Dec 11)

- 2020 OBMP Update Report review
- 2020 OBMP Implementation Plan review

2020 OBMP Update Goals



Enhance Basin
Water Supplies



Protect and Enhance
Water Quality



Enhance Management
of the Basin



Equitably Finance
the OBMP

Activities Being Considered for the 2020 OBMP Update

- Construct new and improve existing recharge facilities
- Develop, implement, and optimize storage-and-recovery programs to increase water-supply reliability, protect or enhance Safe Yield, and improve water quality.
- C/G. Identify and implement regional conveyance and treatment projects/programs to enable all stakeholders to exercise their pumping rights and minimize land subsidence.
- Maximize the reuse of recycled water produced by IEUA and others
- E/F. Develop and implement a water-quality management plan and strategic compliance to address current and future water-quality issues and protect beneficial uses
- K. Develop management strategy within the Salt and Nutrient Management Plan to ensure ability to comply with dilution requirements for recycled water recharge
- L. Perform the appropriate amount of monitoring and reporting required to fulfill basin management and regulatory compliance

Monthly Update

During the month of October, Watermaster convened the Listening Session 7 (LS7). During this session, the OBMP Update team presented to the stakeholders the process utilized to integrate the existing Program Elements (PE) from the 2000 OBMP Implementation Plan with the new proposed activities of the 2020 OBMP Update.

During the session, the team showed how all the new proposed activities fit under at least one of the existing Program Elements as shown in the following diagram:

2020 OBMPU Activities 2000 OBMP Program Elements (PEs)	A - Increase Recharge	B - Optimize Storage and Recovery	CG - Regional Conveyance	D - Maximize RW Reuse	EF - Water Quality Mgmt.	K - Plan for SNMP Dilution Compliance	L - Monitoring
1 - Monitoring							⚓
2 - Recharge Program	⚓	•					•
3 - Impaired Areas		•			•	•	•
4 - Subsidence Mgmt.	•	•	•				•
5 - Supplemental Water		•	⚓	⚓	•		•
6 - Water Quality	•	•	•		⚓		•
7 - SNMP				•		⚓	•
8 - Storage Mgmt. Plan		•					•
9 - S&R Programs	•	⚓	•				•

Program Anchor: ⚓

After this exercise, the OBMP Update team presented how the implementation actions of each PE will be updated to account for completed tasks from the 2000 OBMP and to include the new and ongoing activities laid out in the 2020 OBMP Scoping report. The complete list of PEs and new activities can be found in the following link: <https://cbwm.syncedtool.com/shares/file/4d4bb1ebaa82c9/>.

The Watermaster team also presented to the parties with an outline of the 2020 OBMP Update Report, which will serve the same function as the 2000 OBMP Phase 1 report. The 2020 OBMP Update Report outline is:

1. Introduction and Background
2. 2020 OBMP Goals and Activities
3. Integration of the 2020 OBMP Update Activities to the 2000 OBMP Program Elements
4. 2020 OBMP Management Plan

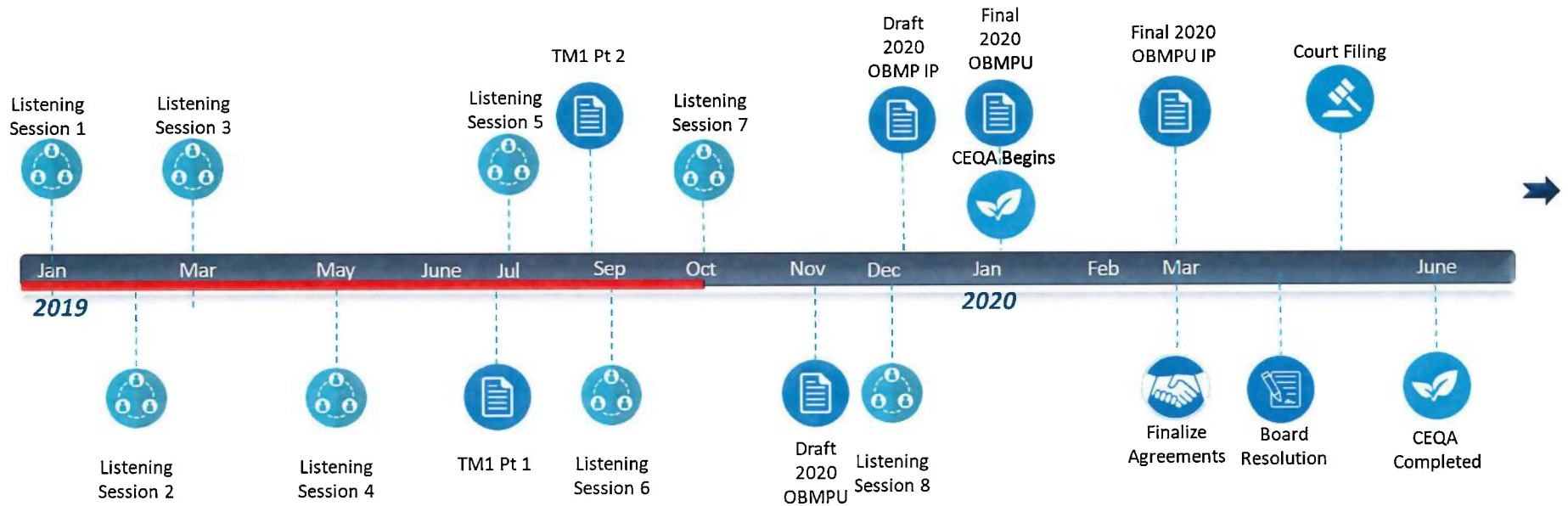
During the month of November, Watermaster will finalize the 2020 OBMP Scoping Report, including responses to comments received from stakeholders and will also release the first draft of the 2020 OBMP Update Report.

Watermaster will convene the Listening Session 8 (LS8) on December 11, 2019 to discuss feedback received on the 2020 OBMP Update Report, the first outline to the 2020 OBMP Implementation Plan and the integration of the 2020 OBMP Update effort and the 2020 Storage Management Plan.

2020 OBMP Update Process



Timeline



CHINO BASIN WATERMASTER

Case No. RCVRS 51010

Chino Basin Municipal Water District v. City of Chino, et al.

PROOF OF SERVICE

I declare that:

I am employed in the County of San Bernardino, California. I am over the age of 18 years and not a party to the within action. My business address is Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, California 91730; telephone (909) 484-3888.

On December 6, 2019 served the following:

1. SUPPLEMENT TO CHINO BASIN WATERMASTER STATUS REPORT REGARDING UPDATE TO THE OPTIMUM BASIN MANAGEMENT PROGRAM
2. DECLARATION OF BRADLEY J. HERREMA IN SUPPORT OF SUPPLEMENT TO CHINO BASIN WATERMASTER STATUS REPORT REGARDING UPDATE TO THE OPTIMUM BASIN MANAGEMENT PROGRAM

BY MAIL: in said cause, by placing a true copy thereof enclosed with postage thereon fully prepaid, for delivery by United States Postal Service mail at Rancho Cucamonga, California, addresses as follows:

See attached service list: Mailing List 1

BY PERSONAL SERVICE: I caused such envelope to be delivered by hand to the addressee.

BY FACSIMILE: I transmitted said document by fax transmission from (909) 484-3890 to the fax number(s) indicated. The transmission was reported as complete on the transmission report, which was properly issued by the transmitting fax machine.

BY ELECTRONIC MAIL: I transmitted notice of availability of electronic documents by electronic transmission to the email address indicated. The transmission was reported as complete on the transmission report, which was properly issued by the transmitting electronic mail device.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on December 6, 2019 in Rancho Cucamonga, California.



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