

# **PUBLIC UTILITIES COMMISSION**

City and County of San Francisco

RESOLUTION NO. 19-0105

WHEREAS, Under the California Environmental Quality Act (CEQA) and State of California Water Code (Section 10910(g)(1)), the San Francisco Public Utilities Commission (SFPUC) is required to prepare and approve a Water Supply Assessment (WSA) for the cumulative water demands presented by the proposed Balboa Reservoir Project, which would result in mixed-income housing (up to 1,550 dwelling units), open space, childcare facilities, community space, retail space, and parking totaling up to approximately 1.8 million gross square feet in San Francisco's West of Twin Peaks area; and

WHEREAS, The Balboa Reservoir Project is required to comply with the City's Non-potable Water Ordinance, Article 12C of the San Francisco Health Code, and as a result, the Project will offset its potable water use through the use of alternate water sources; and

WHEREAS, A WSA is an informational document that assesses the adequacy of water supplies to serve a proposed project and is required to be prepared as part of the CEQA environmental review process; and

WHEREAS, Approval of a WSA as an informational document is not considered an approval action as defined in Section 15378 of the CEQA Guidelines; and

WHEREAS, A WSA must be approved at a public meeting by the governing body of the public water supplier that would serve the proposed project; and

WHEREAS, On December 12, 2018, the State Water Resources Control Board adopted an amendment to the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary (i.e., Bay-Delta Plan Amendment), which, if implemented in the future, would affect the Regional Water System supply and the SFPUC's ability to meet the projected demands of existing and future retail customers, including the proposed project; and

WHEREAS, Multiple lawsuits are pending challenging the Bay-Delta Plan Amendment, and the City is a party to one of those suits; and

WHEREAS, In accordance with the State Water Resources Control Board's instruction, on March 1, 2019, the SFPUC, in partnership with other key stakeholders, submitted a proposed "voluntary agreement" (March 1st Proposed Voluntary Agreement) for the State's consideration as a substitute or replacement of the Bay-Delta Plan Amendment; and

WHEREAS, On March 26, 2019 by Resolution No. 19-0057, this Commission endorsed the SFPUC's continued participation in the voluntary agreement negotiation process and stated its intent that the terms of any final voluntary agreement would improve the health of the fisheries and maintain the reliability of its water supply including maintenance of its level of service (LOS) goal of no more than 20% system-wide rationing; and

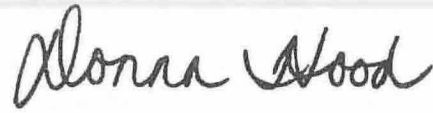
WHEREAS, Because implementation of the Bay-Delta Plan Amendment or an alternative Voluntary Agreement is uncertain at this time, the SFPUC staff prepared the attached

WSA for the proposed Balboa Reservoir Project, analyzing water supply and demand under three scenarios: (1) No implementation of the Bay-Delta Plan Amendment or the March 1st Proposed Voluntary Agreement ("Scenario 1"), (2) Implementation of the March 1st Proposed Voluntary Agreement ("Scenario 2"), and (3) Implementation of the Bay-Delta Plan Amendment ("Scenario 3"); and

WHEREAS, The WSA concludes that the SFPUC's total projected water supplies through 2040 will (1) meet the demands of the proposed project in normal years under all three scenarios, (2) meet the demands of the proposed project in dry years without rationing beyond the SFPUC's LOS goal of 20% system-wide rationing under Scenario 1, (3) meet the demands of the proposed project in dry years but require rationing closer to the LOS goal under Scenario 2, and (4) not reliably meet the demands of the proposed project without rationing at a level greater than that required to achieve the LOS goal under Scenario 3; now, therefore, be it

RESOLVED, This Commission approves the attached Water Supply Assessment for the proposed Balboa Reservoir Project pursuant to the State of California Water Code Section 10910(g).

*I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of May 28, 2019.*

A handwritten signature in black ink, reading "Alonna Wood". The signature is written in a cursive, flowing style. The first name "Alonna" is written with a large, looped 'A' and the last name "Wood" is written in a similar cursive style.

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*Secretary, Public Utilities Commission*