

TERRA BELLA IRRIGATION DISTRICT
POLICY ON WHEELING WATER
ADOPTED MARCH 11, 2020

Subject to the General Manager's determination of available system capacity, TBID will offer wheeling services.

"Wheeling services" shall mean the use of TBID's facilities by a bona fide transferor as defined in California Water Code Section 1810, *et al.*, to transport water not owned or controlled by TBID.

At the request of a bona fide transferor to use TBID's facilities, the General Manager shall determine the amount and availability of unused capacity, if any should exist. The determination of whether there is unused capacity in TBID's conveyance system, shall be made by the General Manager on a case-by-case basis in response to particular requests for wheeling. Any person or public agency with the right to receive water from TBID shall have the right to use any unused capacity prior to any bona fide transferor. Any person or public agency with the right to receive water from TBID who has an emergency need as defined in Water Code Section 1810, *et al.* may utilize the unused capacity that was made available to the bona fide transferor for the duration of the emergency. Available capacity shall be shared equally amongst all bona fide transferors which shall be determined at the discretion of the General Manager.

TBID shall in a timely manner determine the terms and conditions of the agreement to wheel water, including operation and maintenance requirements and scheduling, quality requirements, term or use, priorities and fair compensation. After receipt of a request from a bona fide transferor, and upon determination by the General Manager that unused capacity exists, the board shall hold a public hearing to determine whether there are potential impacts to water quality, legal water users, or other potential impacts from the transfer. The public hearing shall be held after at minimum twenty-five (25) days' written notice. Written comments may be received up to five (5) days prior to the hearing. Notice shall be provided pursuant to all applicable laws and shall be made available to those who specifically request such notice.

TBID shall deny the use of its facilities if it is determined the commingling of transferred water shall result in a diminution of the beneficial uses or quality of the water in the facility. TBID shall deny the use of its facilities if any evidence is provided which indicates injury to any legal user of water or any unreasonable affects on fish, wildlife, or other instream beneficial uses, or the unreasonable affects of the overall economy or the environment of the county from which the water is being transferred.

TBID shall establish the compensation required for the use of its facilities at the time of the request, provided available capacity had been determined. Such compensation shall include costs for reasonable charges incurred by TBID, including capital, operation, maintenance, replacement costs, increased costs from any necessitated purchase of supplemental power, administration, and including reasonable credit for any offsetting benefits for the use of the conveyance system.