

AMENDED IN SENATE APRIL 23, 2007

AMENDED IN SENATE APRIL 11, 2007

SENATE BILL

No. 821

Introduced by Senator Kuehl

February 23, 2007

~~An act to amend Section 66473.7 of, and to add Section 65852.10 to, the Government Code, relating to land use. An act relating to land use.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 821, as amended, Kuehl. Land use: water supplies: *report*.

(1) Under existing law, the Subdivision Map Act prohibits approval of a tentative map, or a parcel map for which a tentative map was not required, or a development agreement for a subdivision of property of more than 500 dwelling units, except as specified, including the design of the subdivision or the type of improvement, unless the legislative body of a city or county or the designated advisory agency provides written verification from the applicable public water system that a sufficient water supply is available or, in addition, a specified finding is made by the local agency that sufficient water supplies are, or will be, available prior to completion of the project. Under these provisions, "subdivision" means a proposed residential development of more than 500 dwelling units, except as specified.

~~This bill would reduce the number of dwelling units to 250 or more. By this reduction, the bill would increase the duties of local planning officials and, thereby, impose a state-mandated local program require the California Research Bureau, on or before July 1, 2008, to prepare and provide to the Legislature a report covering the 2004, 2005, and~~

2006 calendar years that includes certain information relating to adequate water supplies for proposed residential developments.

~~This bill would also establish these same sufficient water supply requirements as a condition in any entitlement for a project, as defined.~~

~~(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that no reimbursement is required by this act for a specified reason.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: ~~yes~~ no.

The people of the State of California do enact as follows:

1 SECTION 1. (a) On or before July 1, 2008, the California
2 Research Bureau shall prepare and provide to the Legislature a
3 report covering the 2004, 2005, and 2006 calendar years that does
4 all of the following:

5 (1) Determines the number of subdivisions affected by Section
6 66473.7 of the Government Code.

7 (2) Determines the number of dwelling units affected by Section
8 66473.7 of the Government Code.

9 (3) Estimates the annual amount of water, in acre feet, consumed
10 by the dwelling units affected by Section 66473.7 of the
11 Government Code.

12 (4) Determines the number of subdivisions that would have been
13 affected by Section 66473.7 of the Government Code if the
14 definition of “subdivision” in paragraph (1) of subdivision (a) of
15 that section had referenced 250 dwelling units instead of 500
16 dwelling units.

17 (5) Determines the number of dwelling units that would have
18 been affected by Section 66473.7 of the Government Code if the
19 definition of “subdivision” in paragraph (1) of subdivision (a) of
20 that section had referenced 250 dwelling units instead of 500
21 dwelling units.

22 (6) Estimates the annual amount of water, in acre feet, consumed
23 by the dwelling units that would have been affected by Section
24 66473.7 of the Government Code if the definition of “subdivision”
25 in paragraph (1) of subdivision (a) of that section had referenced
26 250 dwelling units instead of 500 dwelling units.

1 (7) *Estimates the number of projects, other than proposed*
2 *residential developments of more than 500 dwelling units, affected*
3 *by Section 10910 of the Water Code.*

4 (8) *Estimates the annual amount of water, in acre feet, consumed*
5 *by the projects, other than proposed residential developments of*
6 *more than 500 dwelling units, affected by Section 10910 of the*
7 *Water Code.*

8 (9) *Presents options for legislative consideration of any statutory*
9 *changes that the California Research Bureau believes to be*
10 *necessary or useful to Section 66473.7 of the Government Code,*
11 *Part 2.10 (commencing with Section 10910) of Division 6 of the*
12 *Water Code, or any other provision of law relating to water supply*
13 *planning or land use planning and development.*

14 (b) *In preparing the report required pursuant to subdivision*
15 *(a), the California Research Bureau shall consult with the State*
16 *Clearinghouse in the Governor's Office of Planning and Research.*
17 *The California Research Bureau may consult with any other*
18 *federal, state, regional, or local agency, and with any organization,*
19 *institute, or association with expertise in water supply planning*
20 *or use planning and development.*

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23 **All matter omitted in this version of the bill**
24 **appears in the bill as introduced/amended**
25 **in Senate, April 11, 2007 (JR11)**
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