

# Memorandum

To : The Conservancy  
The Advisory Committee

Date: May 22, 2017

From :  Joseph T. Edmiston, FAICP, Hon. ASLA, Executive Director

Subject: **Agenda Item 16: Consideration of resolution opposing AB 366 and AB 367.**

Staff Recommendation: That the Conservancy adopt the attached resolution opposing AB 366 and AB 367.

Legislative Authority: Section 33211 of the Public Resources Code.

Background: The State Assembly recently adopted AB 366 and AB 367 that address the permitting of currently not-allowed development with hauled water. As passed by the Assembly, the legislation would be permit statewide the development of parcels supplied with hauled water from a licensed operator as long fire department response times are within specific parameters. The two bills work in tandem.

Recently adopted State legislation prohibits development relying on hauled water if the property is located within a water district boundary. AB 366 categorically overrides that provision. AB 366 and AB 367 collectively would potentially allow for the development of over 100,000 open space parcels in Los Angeles County alone that currently are restricted. At the end of 2016, Los Angeles County just completed a multi-year process and Environmental Impact Report for its Hauled Water Initiative. That program would have brought developable status to 42,677 parcels in the northern portion of the County. It would not have affected parcels in the Santa Monica Mountains, Santa Susana Mountains, or Simi Hills but would have affected parcels in the Santa Clara River watershed area of the Rim of the Valley Corridor. AB 366 and AB 367 would obliterate the carefully crafted work of Los Angeles County in all parts of the Conservancy's jurisdiction.

The extensive environmental impacts of the bills have not been analyzed at all. The potential permanent adverse impacts to public lands from required fuel modification and other results of isolated single family homes in natural areas, must be analyzed.