

maintenance/ repair, or pipeline maintenance/ repair. The executive director may authorize the use of groundwater for back-up mining/dewatering use in excess of 11.0000 mgd in emergency circumstances. Such authorization must be in writing and, unless revoked earlier by the executive director or the governing board, shall be effective for a term ending on the day following the next regular meeting of the governing board. If the governing board finds that emergency circumstances exist, it may extend and re-extend the term of the authorization for a subsequent period of time to expire on or before the day following the next regular meeting of the governing board. After the governing board grants its first extension, all subsequent extensions may be by summary action of the governing board. Use of back-up groundwater for emergency circumstances shall not count against the back-up allocation authorized for maintenance/repair activities. In determining whether circumstances constitute emergency circumstances, the executive director and the governing board shall consider, among other things, whether the Permittee could have reasonably foreseen the circumstances, the economic hardship created by the circumstances, and the frequency with which the Permittee has requested such authorization in the past.