

**TRI-COUNTY WATER AUTHORITY**

**RESOLUTION NO. 17-01**

**A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE TRI-COUNTY WATER AUTHORITY DECLARING ITS INTENTION TO BECOME A GROUNDWATER SUSTAINABILITY AGENCY UNDER THE CALIFORNIA SUSTAINABLE GROUNDWATER MANAGEMENT ACT FOR THOSE PORTIONS OF THE TULARE LAKE SUB-BASIN WITHIN THE BOUNDARIES OF THE AUTHORITY, AND AUTHORIZING SUCH ACTION(S) AS MAY BE NECESSARY TO EFFECTUATE THE SAME**

**WHEREAS**, on September 16, 2014, Governor Jerry Brown signed into law Senate Bills 1168 and 1319 and Assembly Bill 1739, known collectively as the Sustainable Groundwater Management Act (SGMA); and

**WHEREAS**, the SGMA went into effect on January 1, 2015; and

**WHEREAS**, SGMA requires all high and medium priority groundwater basins, as designated by the California Department of Water Resources (DWR) Bulletin 118, to be managed by Groundwater Sustainability Agencies (GSAs); and

**WHEREAS**, the Tulare Lake Sub-basin has been designated by DWR as a high priority basin; and

**WHEREAS**, Water Code section 10723(a) authorizes a local agency with water supply, water management or local land use responsibilities, or a combination of local agencies, overlying a groundwater basin to elect to become a GSA under SGMA; and

**WHEREAS**, the Tri-County Water Authority is a joint powers authority, formed pursuant to the Joint Exercise of Powers Act (Gov. Code §§ 6500, *et seq.*) consisting of three local public agency members, Angiola Water District, Deer Creek Storm Water District and the County of Kings, and is therefore eligible to serve as a GSA within the Tulare Lake Subbasin; and

**WHEREAS**, Water Code section 10723.2 requires that a GSA consider the interests of all beneficial uses and users of groundwater, as well as those responsible for implementing groundwater sustainability plans (GSPs); and

**WHEREAS**, Water Code section 10723.8 requires that a local agency electing to be a GSA notify DWR of its election and intention to undertake sustainable groundwater management within a basin; and

**WHEREAS**, Tri-County Water Authority held a public hearing on January 31, 2017, after publication of notice pursuant to Government Code Section 6066, to consider the adoption of this Resolution and its election to be a GSA in the Tulare Lake Subbasin; and

**WHEREAS**, Tri-County Water Authority wishes to exercise the powers and authorities of a GSA granted by SGMA through the Water Code.

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE TRI-COUNTY WATER AUTHORITY** does hereby resolve, declare and order as follows:

1. The Tri-County Water Authority hereby elects to become a groundwater sustainability agency and undertake sustainable groundwater management in the portion of the Tulare Lake Sub-basin (DWR Sub-basin 5-22.12) underlying Tri-County Water Authority's boundary.
2. The Tri-County Water Authority shall develop an outreach program to include all stakeholders to ensure all beneficial uses and users of groundwater are considered.
3. The Tri-County Water Authority Board of Directors intends to negotiate a memorandum of understanding, other necessary cooperative agreements or other forms of agreement with other agencies or entities utilizing groundwater in the Tulare Lake Sub-basin, for the purpose of implementing a cooperative, coordinated structure for the management of the Tulare Lake Sub-basin pursuant to SGMA.
4. The Board of Directors of the Tri-County Water Authority is authorized to submit to the DWR on behalf of Tri-County Water Authority a notice of intent to undertake sustainable groundwater management in accordance with SGMA (Part 2.74 of the Water Code).
5. Staff is directed to send to DWR Tri-County Water Authority's official notification of its election to be a GSA and such notification shall include: the boundaries of the Tulare Lake Sub-basin that the Tri-County Water Authority intends to manage, which shall include lands within Tri-County Water Authority boundaries as set forth in the map attached hereto as Exhibit "1", a copy of this Resolution, a list of the interested parties developed pursuant to Section 10723.2 of SGMA, and an explanation of how their interests will be considered in the development and operation of the GSA and the development and implementation of the GSA's groundwater sustainability plan.

All the foregoing being on motion of Director Howe, seconded by Director, Kadara, and authorized by the following vote, to wit:

AYES:                   Howe, Hurley, Kadara

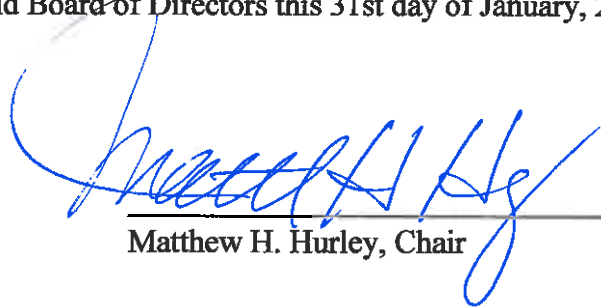
NOES:

ABSTAIN:

ABSENT:

I HEREBY CERTIFY that the foregoing resolution is the resolution of said District as duly passed and adopted by said Board of Directors on the 31st day of January, 2017.

WITNESS my hand and seal of said Board of Directors this 31st day of January, 2017.



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Matthew H. Hurley, Chair