

TRI-COUNTY WATER AUTHORITY

RESOLUTION NO. 16-6

**RESOLUTION OF THE TRI-COUNTY WATER AUTHORITY DECLARING ITS INTENTION
TO BECOME A GROUNDWATER SUSTAINABILITY AGENCY UNDER THE
SUSTAINABLE GROUNDWATER MANAGEMENT ACT FOR THE PORTIONS OF THE
TULARE LAKE SUBBASIN WITHIN THE BOUNDARIES OF THE AUTHORITY**

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 Subbasin 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 two local public agency members, Angiola Water District and Deer Creek Storm Water District, 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 September 1, 2016, 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. Tri-County Water Authority hereby elects to become a groundwater sustainability agency and undertake sustainable groundwater management in the portion of the Tulare Lake Subbasin (DWR Subbasin 5-22.12) underlying Tri-County Water Authority's boundary.
2. 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 Subbasin, for the purpose of implementing a cooperative, coordinated structure for the management of the Tulare Lake Subbasin pursuant to SGMA.
4. The Board of Directors of the Tri-County Water Authority are authorized to submit to 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 notification of its election to be a GSA and such notification shall include: the boundaries of the Subbasins 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, Ceil Howe, III seconded by Director, Kayode Kadara, and authorized by the following vote, to wit:

AYES: Matthew Hurley, Kayode Kadara, Ceil Howe, III


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 1st day of September, 2016.

WITNESS my hand and seal of said Board of Directors this 1st day of September, 2016.



**Matthew Hurley, Chairman
Tri-County Water Authority**