

**RESOLUTION AUTHORIZING THE ADOPTION OF THE AMENDED TULARE  
LAKE SUBBASIN GROUNDWATER SUSTAINABILITY PLAN BY THE  
TRI-COUNTY WATER AUTHORITY GROUNDWATER SUSTAINABILITY AGENCY**

**RESOLUTION NO. 22-07**

**A. WHEREAS**, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act (“SGMA”) “to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater” (Wat. Code, §10720(d)); and

**B. WHEREAS**, groundwater sustainability under SGMA is to be achieved through groundwater sustainability plans (“GSPs”), which can be a single plan developed by one or more groundwater sustainability agency (“GSA”) or multiple coordinated plans within a basin or subbasin (Wat. Code, § 10727); and

**C. WHEREAS**, the Tri-County Water Authority GSA (“TCWA GSA”) was created as a joint powers authority under a joint powers agreement dated January 1, 2015, as subsequently amended and restated, and submitted notice of its election to form a GSA to the Department of Water Resources (“DWR”) on February 28, 2017 pursuant to California Water Code section 10723.8; and

**D. WHEREAS**, TCWA GSA is authorized to exercise all actions required or authorized by DWR and the State Water Resources Control Board for GSA purposes; and

**E. WHEREAS**, TCWA GSA’s jurisdictional area is divided into three management areas: the North Management Area, the Southeast Management Area and the West Management Area. The North and Southeast Management Areas overlay a portion of Tule Subbasin number 5-22.13 in Tulare County, and the West Management Area overlies a portion of Tulare Lake Subbasin number 5.022-12 in Kings County. Both Subbasins are in the San Joaquin Valley Groundwater Basin identified in DWR Bulletin 118, as its boundaries may be modified from time to time as provided by law.

**F. WHEREAS**, DWR has designated both Tule and Tulare Lake Subbasins as critically overdrafted. Under SGMA, GSAs in critically overdrafted subbasins were required to submit separate and/or joint GSPs to DWR by January 31, 2020; and

**G. WHEREAS**, the Southeast Management Area and the North Management Area are covered in the TCWA GSA Groundwater Sustainability Plan for the Tule Subbasin; and

**H. WHEREAS**, pursuant to Water Code Section 10727, the following five GSAs in the Subbasin prepared one GSP for the Subbasin (the “Tulare Lake GSP”): Mid-Kings River GSA, El Rico GSA, South Fork Kings GSA, Southwest Kings GSA, and TCWA GSA (collectively, the “Tulare Lake GSAs”), and submitted the Tulare Lake GSP to DWR for review by January 31, 2020; and

**I. WHEREAS**, DWR provided the Tulare Lake Subbasin with a Determination Letter, attached hereto and incorporated herein as **Exhibit A**, informing the Tulare Lake GSAs that their adopted GSP was “incomplete” and recommending that the Tulare Lake GSAs amend the adopted GSP to address several potential corrective actions, which amended GSP is required to be submitted to the DWR by July 27, 2022; and

**J. WHEREAS**, in response, Tulare Lake GSAs amended its GSP to address those recommended potential corrective actions (the “Amended Tulare Lake GSP”); and

**K. WHEREAS**, on or about March 7, 2022, TCWA GSA provided written notice to the County of Kings regarding its intent to amend the Tulare Lake GSP.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of TCWA GSA finds as follows:

1. The above Recitals are true and correct and the Board of Directors so finds, orders, and determines.
2. The Board of Directors hereby approves and adopts the Amended Tulare Lake GSP in substantially the form presented, subject to such modifications as the executing officer shall approve, said execution to provide conclusive proof of approval of any such modifications.
3. TCWA GSA authorizes the Executive Director and its consultants to take such other actions as may be reasonably necessary to coordinate with the other Tulare Lake GSAs to ensure the submission of the Amended Tulare Lake GSP to DWR by July 27, 2022, and implement the purpose of this Resolution.

PASSED, APPROVED, AND ADOPTED this 21<sup>st</sup> day of July, 2022 by the following vote:

AYES: Magden, VanderHam, Wilcox  
NAYS: Nordstrom  
ABSTAIN: None  
ABSENT: None

  
Cory VanderHam, Chair

Attest:

  
Deanna Jackson, Secretary

Date: July 21, 2022