

RESOLUTION # 2017-08

**A RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF MODOC
ELECTING TO BE THE GROUNDWATER SUSTAINABILITY AGENCY FOR
THE PORTIONS OF THE KLAMATH RIVER VALLEY-TULELAKE
(BASIN NUMBER 1-002.01) GROUNDWATER SUBBASIN LOCATED WITHIN
MODOC COUNTY OUTSIDE THE DISTRICT BOUNDARIES OF THE
TULELAKE IRRIGATION DISTRICT**

WHEREAS, the Legislature has adopted, and the Governor has signed into law, Senate Bills 1168 and 1319 and Assembly Bill 1739, known collectively as the Sustainable Groundwater Management Act of 2014; and

WHEREAS, the Sustainable Groundwater Management Act of 2014 went into effect on January 1, 2015; and

WHEREAS, the Sustainable Groundwater Management Act of 2014 enables the State Water Resources Control Board to intervene in groundwater basins unless a local public agency or combination of local public agencies form a Groundwater Sustainability Agency or Agencies (GSA) by June 30, 2017; and

WHEREAS, retaining local jurisdiction over water management and land use is essential to sustainably manage groundwater and to the vitality of Modoc County's economy, communities, and environment, and

WHEREAS, any local public agency that has water supply, water management, or land use responsibilities within a groundwater basin may elect to be the Groundwater Sustainability Agency for that basin; and

WHEREAS, Modoc County is a public agency as defined by 10721 of the Water Code; and

WHEREAS, the County overlies those portions of the Klamath River Valley-Tulelake 1-002.01 basin/subbasin located within Modoc County; and

WHEREAS, under Section 10723(a), the County is responsible for portions of the Tulelake Subbasin; and

WHEREAS, Section 10723.2 of the Sustainable Groundwater Management Act of 2014 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; and

WHEREAS, Section 10723.8 of the Sustainable Groundwater Management Act of 2014 requires that a local agency electing to be a GSA notify the Department of Water Resources of its election and its intent to undertake sustainable groundwater management within a basin; and

WHEREAS, the County held a public hearing on this date after publication of notice in the Modoc Record pursuant to Government Code section 6066 to consider adoption of this Resolution; and

WHEREAS, it would be in the public interest of the people of Modoc County for the County to become the groundwater sustainability agency for all the portions of the Modoc County /Klamath River Valley-Tulelake 1-002.01 Groundwater Subbasin within Modoc County; and

WHEREAS, the County and other local public agencies have a long history of coordination and cooperation on water management; and

WHEREAS, it is the intent of the County to work cooperatively with other local agencies and Counties to manage the aforementioned groundwater basins in a sustainable fashion;

NOW, THEREFORE, BE IT RESOLVED, that Modoc County hereby elects to become the Groundwater Sustainability Agency for all those portions of the Big Valley 5-004 Groundwater Basin located within Modoc County/Klamath River Valley-Tulelake 1-002.01 Groundwater Subbasin within Modoc County, excluding portions that are within Tulelake Irrigation District as shown on the map attached hereto as "Exhibit A".

BE IT FURTHER RESOLVED that the proposed boundaries of the basin that the County intends to manage under the Sustainable Groundwater Management Act of 2014 shall be the entirety of the boundaries for the aforementioned subbasin, as set forth in California Department of Water Resources Bulletin 118 (updated with edits 2016), that lie within the County of Modoc; provided that the Board of Supervisors is authorized and directed to evaluate whether basin boundaries should be adjusted in a manner that will improve the likelihood of achieving sustainable groundwater management.

BE IT FURTHER RESOLVED that within thirty days of the date of the adoption of this Resolution, the designated Staff Liaison to the Modoc County Groundwater Resources Advisory Committee ("GRAC") is directed to provide notice of this election to the California Department of Water Resources in the manner required by law. Such notification shall include a map of the portion of the basin that the County intends to manage under the Sustainable Groundwater Management Act of 2014, a copy of this resolution, a list of interested parties developed pursuant to Section 10723.2 of the Act, and an explanation of how their interests will be considered in the development and operation of the groundwater sustainability agency and the development and implementation of the agency's groundwater sustainability plan.

BE IT FURTHER RESOLVED that the designated Staff Liaison to the GRAC and County Counsel are hereby directed to promptly prepare a Memorandum of Understanding with the Tulelake Irrigation District, Siskiyou County and the City of Tulelake to collaboratively develop a Groundwater Sustainability Plan for the Klamath River Basin Valley-Tulalake 1-002.01 Groundwater Subbasin for Board consideration.

BE IT FURTHER RESOLVED that the designated Staff Liaison to the GRAC shall begin discussions with other local agencies in this basin in order to begin the process of developing groundwater sustainability plans for the basin, in consultation and close coordination with other local agencies, as contemplated by the Act.

BE IT FURTHER RESOLVED that the designated Staff Liaison to the GRAC, or the Chairman of the GRAC, be directed to report back to the Board at least quarterly on the progress toward developing the groundwater sustainability plans.

PASSED AND ADOPTED by the Board of Supervisors of the County of Modoc, State of California, on the 28th day of February, 2017 by the following vote:

Motion Approved:

RESULT: APPROVED [UNANIMOUS]

MOVER: David Allan, Supervisor District I

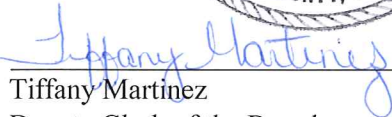
SECONDER: Kathie Rhoads, Supervisor District III

AYES: David Allan, Supervisor District I, Patricia Cullins, Supervisor District II, Kathie Rhoads, Supervisor District III, Geri Byrne, Supervisor District V

ABSENT: Elizabeth Cavasso, Supervisor District IV

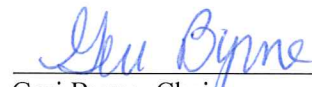


ATTEST:


Tiffany Martinez

Deputy Clerk of the Board

BOARD OF SUPERVISORS
OF THE COUNTY OF MODOC


Geri Byrne, Chair

Modoc County Board of Supervisors