

RESOLUTION 17-01

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TULELAKE DECLARING THE FORMATION OF A GROUNDWATER SUSTAINABILITY AGENCY FOR THE CITY OF TULELAKE

WHEREAS, the California legislature had adopted, and the Governor has signed into law, the Sustainable Groundwater Management Act of 2014 ("SGMA"), which authorizes local agencies to manage groundwater in a sustainable fashion; and

WHEREAS, the legislative intent and main goals of the Act is to provide for sustainable management of groundwater basins, to enhance local management of groundwater and to establish minimum standards for sustainable groundwater management; and

WHEREAS, implementation of the Act is achieved through the formation of the Groundwater Sustainability Agencies (GSA's) and through preparation and implementation of Groundwater Sustainability Plans (GSP's); and

WHEREAS, in order to exercise the authority granted in SGMA, a local agency or combination of local agencies must elect to form a GSA; and

WHEREAS, the City of Tulelake is a local agency, as SGMA defines that term; and

WHEREAS, the City is located within the Tule Lake Groundwater Subbasin which is located within Modoc and Siskiyou counties in the California Department of Water Resources' (DWR) groundwater basin system; and

WHEREAS, the Tule Lake Groundwater Subbasin identified by DWR as Subbasin ID No. 1-002.1, of the Klamath River Valley Groundwater Basin has been designated by DWR as a medium-priority basin; and

WHEREAS, SGMA requires that a GSA be established for all basins designated by the DWR by June 30, 2017; and

WHEREAS, it is the intent of the City to work cooperatively with other local GSA's, County of Modoc, County of Siskiyou and the Tulelake Irrigation District (TID) as may be appropriate, to sustainably manage a portion(s) of the Tule Lake Groundwater Subbasin that fall outside the City's jurisdiction; and

WHEREAS, Section 10723.2 of SGMA requires that a GSA consider the interest of all beneficial uses and users of groundwater sustainability plans; and

WHEREAS, Section 10723.8 of the SGMA requires that a local public agency deciding to become or form a GSA shall inform the DWR of its decision and intention to undertake sustainable groundwater management within the agency's jurisdictional boundary; and

WHEREAS, pursuant to Government Code 6066, notice of public hearing on the City's decision to become a GSA has been published in the local newspaper, Modoc County Record, as provided by law; and

WHEREAS, on February 27, 2017 the City of Tulelake held a public hearing to consider adoption of this Resolution; and

WHEREAS, the City wishes to exercise the authorities and powers of a GSA granted by SGMA and to begin the process of cooperatively preparing a GSP with other GSA's as appropriate; and

WHEREAS, adoption of this Resolution does not constitute a "project" under California Environmental Quality Act Guidelines Section 15378 of Title 14 of the California Code of Regulations, including organization and administrative activities of government, because there would be no direct or indirect physical change in the environment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Tulelake, as follows:

1. The City council hereby finds that the facts set forth in the recitals to this Resolution are true and correct, and establish the factual basis for the City Council's adoption of this Resolution.
2. The City Council comes to a final decision to regulate groundwater within City Limits by forming a Groundwater Sustainability Agency.
3. Provides the City Mayor authorization, within 30 days of adopting this Resolution, to inform the Department of Water Resources of the City's decision to form a Groundwater Sustainability Agency and take all of the necessary steps to comply with the SGMA and the Department of Water Resources requirements.
4. This Resolution shall take effect immediately upon its adoption.

I HEREBY CERTIFY that the foregoing Resolution was duly PASSED AND ADOPTED by the City Council of the City of Tulelake at the regular meeting of the said City Council on the 4th day of April, 2017 by the following vote:

AYES: 5

NAYES: 0

ABSENT: 0

ABSTAIN: 0


Henry A. Ebinger, Mayor

Attest:


Iva Rogers, City Clerk