

CITY COUNCIL

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CITY OF LODI

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P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
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City Clerk

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City Attorney

CHARLES E. SWIMLEY, JR.
Interim Public Works
Director

February 2, 2016

Mr. Mark Nordberg
Senior Engineering Geologist
California Department of Water Resources
901 P Street, Room 213A
P. O. Box 942836
Sacramento, CA 94236

RE: City of Lodi Filing as a Groundwater Sustainability Agency

Dear Mr. Nordberg,

This letter serves as notification to the California Department of Water resources that City of Lodi (City) has elected to become a Groundwater Sustainability Agency (GSA), pursuant to Water Code Section 10723.8, and it's intent to undertake sustainable groundwater management for that portion of the Eastern San Joaquin County Groundwater sub-basin (DWR Basin No. 5.22-01) (Basin), that lies solely within the boundaries of the City, including any parts of the City overlain by other agencies. A map showing the Basin and the City limits, which is also the proposed boundary of the GSA is attached (Exhibit A).

The City is engaged in regular discussion with other agencies overlying the Basin, and is committed to working cooperatively with these agencies.

On January 6, 2016, the City of Lodi held a public hearing, in accordance with Water Code Section 10723(b), prior to its decision to become a GSA. The public hearing was noticed in accordance with Government Code Section 6066 (Exhibit B).

After holding the public hearing, the Lodi City Council adopted the enclosed resolution (Exhibit C), electing to become a GSA for that portion of the Eastern San Joaquin Groundwater sub-basin which underlies the area bound by the Lodi City limits. The City did not adopt any new bylaws, ordinances, or new authorities concerning the formation of the GSA. .

North San Joaquin Water Conservation District (NSJWCD) and San Joaquin County (County) have each elected to become a GSA and manage groundwater in the portion of the Eastern San Joaquin sub-basin within the City's GSA boundary. The City is committed to active discussions with NSJWCD and the County, and any other local

agency within the City limits, to resolve boundary overlaps and to develop the necessary agreement(s) recognizing the authority of electing GSA's within their respective boundaries.

As required by Water Code Section 10723.2, the City has developed a list of interested parties; this list will continue to be amended as necessary during the development process for the local Groundwater Sustainability Plan (GSP). As required by the Sustainable Groundwater Management Act, the City will consider all beneficial uses and users of groundwater, additional stakeholders, as well as those entities necessary to develop and implement GSP's. These interests include, but are not limited to the following:

a) Holders of overlying groundwater rights, including:

- 1) **Agricultural users.** The City is predominately a municipal water supplier; however, there are agricultural uses within the City limits at the City's White Slough Water Pollution Control Facility. The City will consider the interests of agricultural users as holders of overlying groundwater rights.
- 2) **Domestic well owners.** There are a small number of domestic wells within the GSA. The City will consider the interests of domestic well owners.

- b) **Municipal well operators.** Currently, the City operates and maintains 28 municipal water wells within the City GSA. The City will recognize and consider existing interests of existing municipal well operators.
- c) **Public water systems.** Currently, the City operates and maintains Public Water System 3910004 within the City GSA. The City will recognize and consider existing interests of public water systems.
- d) **Local land use planning agencies.** The City is the local land use planning agency, within the Lodi City limits.
- e) **Environmental users of groundwater.** The City will consider the interests of any environmental users of groundwater.
- f) **Surface water users, if there is a hydrologic connection between surface and groundwater bodies.** The City actively collaborates with surface water users in the sub-basin and will consider the interests of those beneficial users if studies determine there is a hydrologic connection between surface and groundwater bodies.
- g) **The federal government, including, but not limited to, the military and managers of federal lands.** The City has a working relationship with several federal governmental agencies, and will continue to collaborate with such agencies.
- h) **California Native American Tribes.** N/A.

- i) **Disadvantaged communities, including, but not limited to, those served by private domestic wells or small community water systems.** The City has identified disadvantaged communities within the sub-basin, and will cooperate with disadvantaged communities within the GSA that may be relying on groundwater.
- j) **Entities listed in Section 10927 that are monitoring and reporting groundwater elevations in all or a part of a groundwater basin managed by the GSA.** The City is a member of the Eastern San Joaquin Groundwater Basin Authority and collaborates with East Bay Municipal Utilities District, and with the County in the collection of groundwater data as part of the California Statewide Groundwater Elevation Monitoring (CASGEM) program. The City will coordinate closely with the County and other interests in regards to the continued collection of this data.

The City, as an active GSA, intends to proactively and openly consult with other agencies, municipalities, the County, and the State of California, regarding the management of groundwater within the Eastern San Joaquin sub-basin. The City intends to utilize the Lodi City Council for the purposes of governing the GSA.

All applicable information required by Water Code Section 10723.8(a), has been provided in this notification.

Should the Department of Water Resources require additional information, please contact me at (209) 333-6706.

Sincerely,



Charles E. Swimley, Jr.
Interim Public Works Director

CES/tdb
Attachments

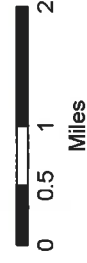
cc: Stephen Schwabauer, City Manager
Janice D. Magdich, City Attorney

EXHIBIT A

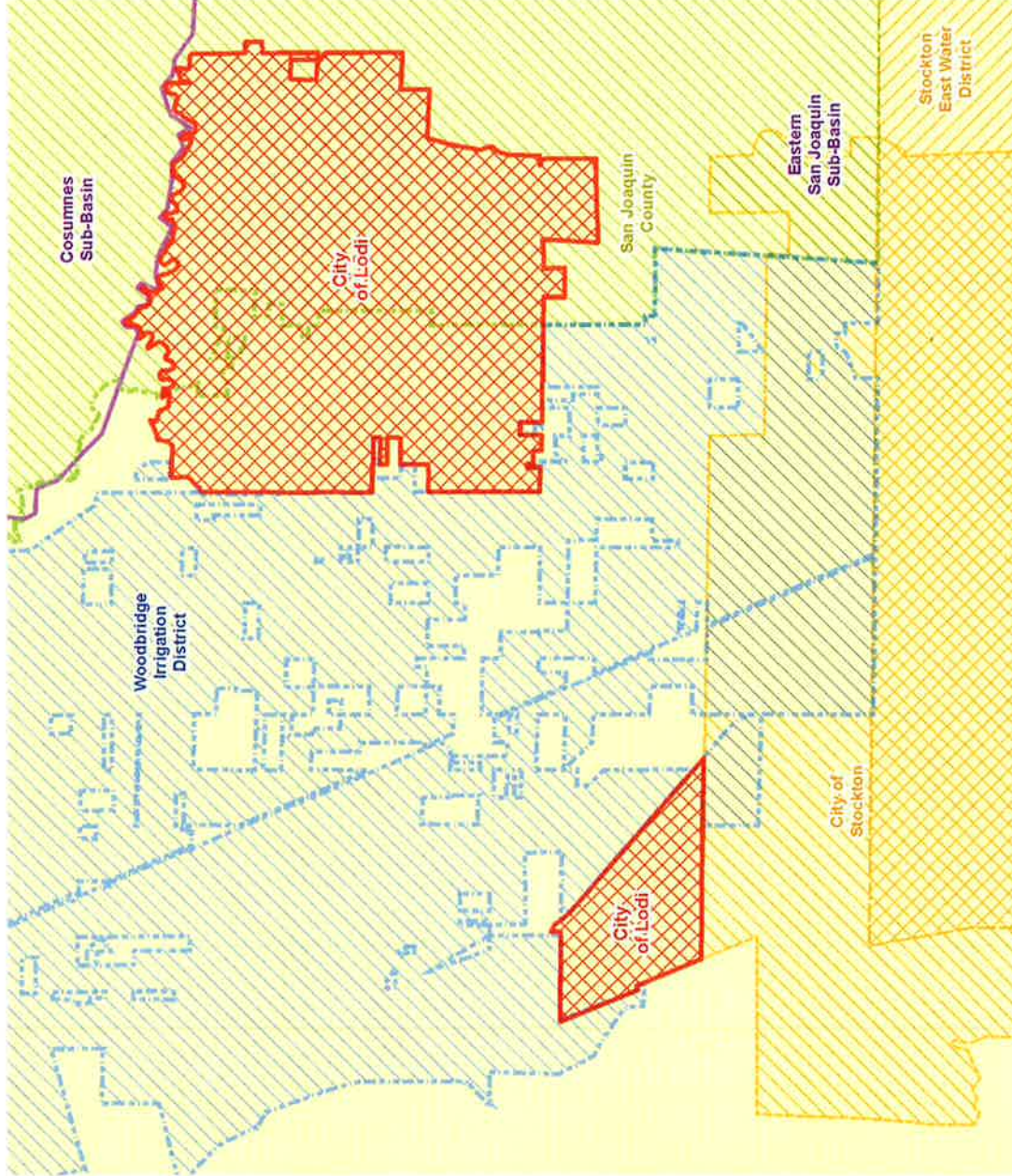


Groundwater Sustainability Agency Boundary Map

-  Proposed City of Lodi GSA Boundary
-  Probable WID GSA
-  Projected NSJWCD GSA Boundary
-  City of Stockton GSA Boundary
-  Stockton East Water District GSA Boundary
-  SubBasins
-  San Joaquin County GSA Boundary



Referenced agency boundaries are based on the best available information and are shown for reference purposes only.



PROOF OF PUBLICATION

(2015.5 C.C.C.P.)

STATE OF CALIFORNIA

County of San Joaquin

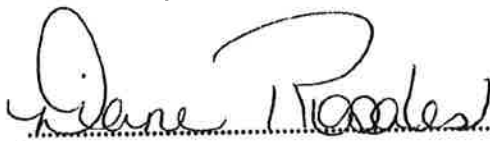
I am a citizen of the United States and a resident of the County aforesaid: I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Lodi News-Sentinel, a newspaper of general circulation, printed and published daily except Sundays, Mondays and holidays, in the City of Lodi, California, County of San Joaquin and which newspaper had been adjudicated a newspaper of general circulation by the Superior Court, Department 3, of the County of San Joaquin, State of California, under the date of May 26th, 1953. Case Number 65990; that the notice of which the annexed is a printed copy (set in type not smaller than non-pareil) has been published in each regular and entire issue of said newspaper and not in any supplement thereto on the following dates to-wit:

December 19th, 26th,

all in the years 2015

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Dated at Lodi, California, United States of America this 26th day of December 2015.


Signature

This space is for the County Clerk's Filing Stamp

Proof of Publication

Public Hearing to Consider Adopting Resolution Declaring Formation of A Groundwater Sustainability Agency Within Lodi City Limits

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Wednesday, January 8, 2016, at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

a) Resolution Declaring Formation of a Groundwater Sustainability Agency within Lodi City Limits

Information regarding this item may be obtained in the Public Works Department, 221 West Pine Street, Lodi, (209) 333-6706. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 West Pine Street, 2nd Floor, Lodi, 95240, at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

By Order of the Lodi City Council:

Jennifer M. Ferrelolo
City Clerk

Dated: December 17, 2015

Approved as to form:

Janice D. Magdich
City Attorney
December 19, 26, 2015
156519

156519

RESOLUTION NO. 2016-03

**A RESOLUTION OF THE LODI CITY COUNCIL DECLARING
THE FORMATION OF A GROUNDWATER SUSTAINABILITY
AGENCY WITHIN LODI CITY LIMITS**
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WHEREAS, the California legislature has 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 is to provide for sustainable management of groundwater basins, to enhance local management of groundwater, to establish minimum standards for sustainable groundwater management, and to provide local groundwater agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater; and

WHEREAS, in order to exercise the authority granted in SGMA, a local agency or combination of local agencies must elect to become a Groundwater Sustainability Agency ("GSA"); and

WHEREAS, the City of Lodi (the "City") is a local agency, as SGMA defines that term; and

WHEREAS, the City is committed to sustainable management of its groundwater resources, as shown by, among other actions, its conservation efforts and substantial community investment in conjunctive use infrastructure to establish groundwater sustainability; and

WHEREAS, the City overlies the Eastern San Joaquin Groundwater Basin (designated basin number 5-22.01) in the California Department of Water Resources' (DWR) groundwater basin system; and

WHEREAS, the Eastern San Joaquin Groundwater Basin has been designated by DWR as a high-priority basin in critical overdraft; and

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

WHEREAS, it is the intent of the City to work cooperatively with other local GSAs, as may be appropriate, to sustainably manage a portion(s) of the Eastern San Joaquin Groundwater Basin that fall outside the City's jurisdiction; and

WHEREAS, Section 10723.2 of SGMA 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 SGMA requires that a local public agency electing to be a GSA to notify the DWR of its election and intention to undertake sustainable groundwater management within the agency's jurisdictional boundary; and

WHEREAS, pursuant to Government Code 6066, notice of a public hearing on the City's election to become a GSA for the Basin ("Notice") has been published in the Lodi News Sentinel as provided by law; and

WHEREAS, a courtesy copy of the Notice was mailed to the Eastern San Joaquin County Groundwater Basin Authority members; and

WHEREAS, on January 6, 2016, the City held a public hearing to consider adoption of this Resolution; and

WHEREAS, the City wishes to exercise the powers and authorities of a GSA granted by SGMA and to begin the process of cooperatively preparing a groundwater sustainability plan ("Sustainability Plan") with other GSAs as appropriate; and

WHEREAS, adoption of this Resolution does not constitute a "project" under California Environmental Quality Act Guidelines Section 15378(b)(5), 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 Lodi City Council as follows:

1. The City of Lodi hereby elects to become a GSA for that portion of the Eastern San Joaquin Groundwater Basin which underlies the area bound by the Lodi City limits as shown in Exhibit A; and
2. The Lodi City Council authorizes the City Manager (or his designee) to, within 30 days of the date of this Resolution, provide notice of the City's election to be the GSA for the Basin ("Notice of GSA Election") to the California Department of Water Resources in the manner required by law; and
3. Such notification shall include the boundaries of the areas the City intends to manage, which shall include the lands within the Lodi City limits as shown in Exhibit A, a copy of this Resolution, a list of 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 GSAs groundwater sustainability plan; and
4. The City Council hereby directs staff to begin discussions with all interested stakeholders and beneficial users within the Eastern San Joaquin Groundwater Basin, resolve GSA boundary overlaps, and initiate the process of developing a coordinated Groundwater Sustainability Plan in accordance with SGMA.

Dated: January 6, 2016

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I hereby certify that Resolution No. 2016-03 was passed and adopted by the City Council of the City of Lodi in a regular meeting held January 6, 2016, by the following vote:

AYES: COUNCIL MEMBERS – Johnson, Kuehne, Mounce, Nakanishi, and Mayor Chandler

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None


JENNIFER M. FERRAILOLO
City Clerk

2016-03