

BOARD OF SUPERVISORS, GLENN COUNTY, CALIFORNIA

RESOLUTION NO. 2017- 48

**A RESOLUTION TO MODIFY THE NOTICE OF ELECTION TO BECOME A
GROUNDWATER SUSTAINABILITY AGENCY SUBMITTED TO THE CALIFORNIA
DEPARTMENT OF WATER RESOURCES POSTED JULY 9, 2015**

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, Water Code Section 10723(a) authorized local agencies with water supply, water management or land use responsibilities overlying a groundwater basin to elect to become a Groundwater Sustainability Agency (GSA) to manage groundwater within the basin; and

WHEREAS, counties are presumed to be the GSA for areas within a basin that are not within the management area of a GSA (Water Code Section 10724); and

WHEREAS, the County of Glenn is eligible and presumed to be a GSA for the portions of the Corning, West Butte, and Colusa Subbasins in Glenn County not managed by a GSA; and

WHEREAS, on July 7, 2015, after holding a public hearing and publication of notice pursuant to Government Code section 6066, the Glenn County Board of Supervisors adopted Resolution No. 2015-48 electing to become a GSA for all portions of the Colusa, Corning, and West Butte Subbasins of the Sacramento Valley Groundwater Basin located within the boundaries of Glenn County; and

WHEREAS, on October 13, 2015, Butte County held a public hearing to determine whether to become a GSA and on October 13, 2015, Butte County adopted Resolution No. 15-146, electing to become a GSA; and

WHEREAS, on November 17, 2015, City of Chico held a public hearing to determine whether to become a GSA and on November 17, 2015, City of Chico adopted Resolution No. 63-15, electing to become a GSA; and

WHEREAS, on June 16, 2015, Colusa County held a public hearing to determine whether to become a GSA and on June 16, 2015, Colusa County adopted Resolution No. 15-026, electing to become a GSA; and

WHEREAS, on September 15, 2015, Western Canal Water District held a public hearing to determine whether to become a GSA and on September 15, 2015, Western Canal Water District adopted Resolution No. 2015-05, electing to become a GSA; and

WHEREAS, on June 16, 2015, Reclamation District 1004 held a public hearing to determine whether to become a GSA and on July 2, 2015, Reclamation District 1004 adopted Resolution No. 15-026, electing to become a GSA; and

WHEREAS, on October 6, 2016, Durham Irrigation District held a public hearing to determine whether to become a GSA and on October 25, 2016, Durham Irrigation District adopted Resolution No. 16-001, electing to become a GSA; and

WHEREAS, on January 18 and 19, 2017, Reclamation District 2106 held public hearings to determine whether to become a GSA and on February 1, 2017, Reclamation District 2106 adopted Resolution No. 2016-001, electing to become a GSA; and

WHEREAS, on January 1, 2016 legislation known as Senate Bill 13 took effect, which among other things requires that if proposed GSA management areas of two or more agencies overlap, then none of the agencies would be recognized as GSAs until the overlap was resolved or eliminated (Water Code section 10723.8(c)); and

WHEREAS, the Glenn County GSA area submitted through Resolution No. 2015-48 overlap the GSA areas of Western Canal Water District, Reclamation District 1004 and Reclamation District 2106 and has prevented the establishment of GSAs as required by SGMA; and

WHEREAS, failing to eliminate the GSA overlaps and establish GSAs by June 30, 2017 will subject the West Butte Subbasin to State Water Resources Control Board intervention that will result in the imposition of fees and the loss of local groundwater management authority; and

WHEREAS, pursuant to Water Code section 10723.8(c), entities whose proposed GSA management areas overlap may modify their proposed management areas in order to eliminate overlaps; and

WHEREAS, the County of Glenn can resolve the overlap with Western Canal Water District, Reclamation District 1004, and Reclamation District 2106 by modifying its GSA notice with a revised GSA map which reflects that the Glenn County GSA area will be the portions of the Glenn County portion of the West Butte Subbasin not covered by the service area of Western Canal Water District, Reclamation District 1004, and Reclamation District 2106; and

WHEREAS, Reclamation District 2106 has agreed to modify its submitted GSA boundaries to include only the service area of the agency; and

WHEREAS, the County of Glenn published notice pursuant to Government Code section 6066 of its public hearing to consider adoption of a resolution to modify the notice of election to become a Groundwater Sustainability Agency submitted to the California Department of Water Resources posted July 9, 2015 in the Sacramento Valley Mirror on June 10, 2017 and June 17, 2017, a copy of which is attached hereto as Exhibit A; and

WHEREAS, on this day, the County of Glenn held a public hearing to consider whether to adopt this resolution to modify the notice of election to become a Groundwater Sustainability Agency submitted to the California Department of Water Resources posted July 9, 2015; and

WHEREAS, the Board of Supervisors of the County of Glenn has determined that modifying the previous notice of election is in the County of Glenn's best interest and in the public interest; 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 changes in the environment as a result of this action.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Glenn as follows:

1. The Board of Supervisors hereby modifies the notice of election to become a Groundwater Sustainability Agency submitted to the California Department of Water Resources posted July 9, 2015 to reflect that the Glenn County GSA area will be the portions of the Glenn County portion of the West Butte Subbasin of the Sacramento Valley Groundwater Basin not covered by the service area of Western Canal Water District, Reclamation District 1004, and Reclamation District 2106 as shown in Exhibit B.
2. The Board of Supervisors agrees to work cooperatively on a single Groundwater Sustainability Plan or coordinated Groundwater Sustainability Plans for the West Butte Subbasin.
3. Upon adoption of this resolution, the Water Resource Coordinator shall make any and all necessary filings to the California Department of Water Resources that the County of Glenn modifies its previous election to become a GSA for lands within the jurisdictional boundaries of the County of Glenn overlying the Basin as stated above.

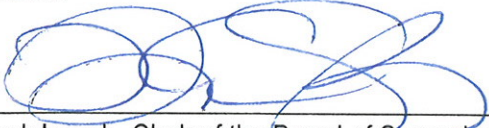
THIS RESOLUTION was passed by the Board of Supervisors of the County of Glenn at a regular meeting held this June 27, 2017 by the following vote:

AYES: Supervisors Minto, Viegas, and Corum (Chairman)

NOES: Supervisors Foltz and McDaniel

ABSENT OR ABSTAIN: None

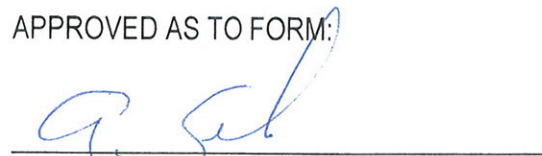
ATTEST:



Di Aulabaugh, Clerk of the Board of Supervisors
County of Glenn, California


KEITH CORUM, CHAIRMAN
Glenn County Board of Supervisors

APPROVED AS TO FORM:


ALICIA EKLAND, County Counsel
County of Glenn, California

The foregoing instrument is a correct copy of the original on file in this office

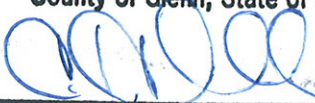
ATTEST:

6/28/17

Di Aulabaugh

Clerk of the Board of Supervisors
County of Glenn, State of California

By:



Deputy 3

PROOF OF PUBLICATION

No. 3198

In the Matter of
Legal - Glenn Co. Dept of Agriculture - PHN to

consider actions relating to the management of

groundwater Management

-Groundwater sustainability Agency

State of California)
County of Glenn) ss

The undersigned resident of the County of Glenn,
State of California, says:

That I am, and at all time herein mentioned was
a citizen of the United States and not a party to
nor interested in the above entitled matter; that I
am the principal clerk of the publisher of:

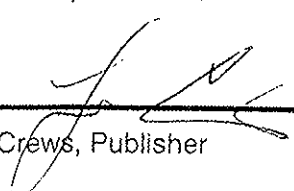
The Sacramento Valley Mirror

That said newspaper is one of general circulation
as defined by Section 6000 Government Code of
the State of California, Case No. 27,207 by the
Superior Court of the State of California, in and
for the County of Glenn, Case #02CV00614; that
said newspaper at all times herein mentioned was
published twice a week (on Wednesdays and
Saturdays) in the town of Willows and County of
Glenn; that the notice of which the annexed is a
true printed copy, was published in said news-
paper on the following days:

June 10, and 17, 2017

I certify (or declare), under penalty of perjury, that
the foregoing is true and correct, at the County
of Glenn, Willows, California.

Date June 19, 2017
at Willows, California.


Tim Crews, Publisher

LEGAL NOTICE

NOTICE OF PUBLIC HEARINGS

Pursuant to Water Code section 10723(b) and Government Code section 6066, notice is hereby given that the County of Glenn will hold public hearings on June 27, 2017 at the Glenn County Board of Supervisors' Chambers, 525 West Sycamore Street, Willows, CA 95988, to consider actions relating to the management of the groundwater subbasins mentioned below in compliance with the Sustainable Groundwater Management Act of 2014 (SGMA) (details on the times are set forth below). In September 2014, the California legislature enacted SGMA to require sustainable groundwater management statewide. Implementation of SGMA is achieved through the formation of Groundwater Sustainability Agencies (GSAs) and the preparation and implementation of Groundwater Sustainability Plans (GSPs).

The County Glenn will hold a public hearing at 9:00 AM, or as soon thereafter as may be heard, to:

Consider the adoption of a resolution approving the Memorandum of Agreement Establishing the Corning Sub-basin Groundwater Sustainability Agency, which among other things will: (1) form the Corning Sub-basin Groundwater Sustainability Agency; (2) elect the Corning Sub-basin Groundwater Sustainability Agency to serve as the groundwater sustainability agency under the Sustainable Groundwater Management Act (Water Code §§ 10720, et seq.) for the Glenn County areas of the Corning Sub-basin of the Sacramento Valley Groundwater Basin; and (3) authorize the Corning Sub-basin Groundwater Sustainability Agency to make any and all necessary filings to formally confirm that it becomes the groundwater sustainability agency for the previously identified areas;

And the County Glenn will hold a public hearing at 9:30 AM, or as soon thereafter as may be heard, to:

Consider the adoption of a resolution to modify the notice of election to become a Groundwater Sustainability Agency submitted to the California Department of Water Resources posted July 9, 2015 that will: (1) limit the boundaries of the Glenn County Groundwater Sustainability Agency within the West Butte Subbasin of the Sacramento Valley Groundwater Basin to the areas not being managed by another eligible local agency; (2) agree to work cooperatively on a single Groundwater Sustainability Plan or coordinated Groundwater Sustainability Plans for the West Butte Subbasin; and (3) authorize the County to make any and all necessary filings to formally confirm that it becomes the groundwater sustainability agency for the previously identified areas.

The Board of Supervisors may also discuss other hearings or business items before or after the items listed above. If you challenge the proposed action 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 Board of Supervisors at, or prior to, the public hearing. Comments may be either, (1) mailed or delivered in person to the Glenn County Board of Supervisors at 525 W. Sycamore St., Suite B1, Willows, CA 95988 or (2) provided in person at the Public Hearing. Failure of any person to receive the notice shall not constitute grounds for any court to invalidate the action of the legislative body for which the notice was given. Information regarding the proposed resolutions is on file at the Board of Supervisors' Office at 525 W. Sycamore St., Suite B1, Willows, CA 95988.

Exhibit B. West Butte Subbasin

