

A RESOLUTION OF THE RECLAMATION DISTRICT 369 LIBBY McNEIL ELECTING TO BE A GROUNDWATER SUSTAINABILITY AGENCY FOR THE PORTIONS OF THE SOLANO, SOUTH AMERICAN, EASTERN SAN JOAQUIN and YOLO SUBBASINS WITHIN YOLO, SOLANO, and SACRAMENTO COUNTIES

WHEREAS, the California Sustainable Groundwater Management Act of 2014 ("SGMA") went into effect on January 1, 2015; and,

WHEREAS, pursuant to California Water Code Section 10735, unless a local public agency or combination of local public agencies form a Groundwater Sustainability Agency or Agencies ("GSA") by June 30, 2017 to create a groundwater management plan in certain high or medium priority groundwater basins, SGMA presumes the overlying county will become the GSA and requires the State Water Resources Control Board to intervene if no other governmental entity has become a GSA; and,

WHEREAS, any local public agency that has water supply, water management, or land use responsibilities within a groundwater subbasin may elect to be a GSA under Water Code Sections 10721 and 10723(a); and,

WHEREAS, Reclamation Districts are eligible to become GSAs for their respective service areas, and the respective Counties have released or may soon release their overlapping SGMA authority; and,

WHEREAS, within ninety days of an entity giving notice to the Department of Water Resources of the intent to form, or having formed, a GSA, that entity shall be presumed to be the exclusive GSA for that area unless another entity provides notice to the Department of Water Resources of their intent to form, or notice that the entity formed, a GSA pursuant to Water Code Section 10723.8; and,

WHEREAS, Reclamation District 369 Libby McNeil believes that retaining local jurisdiction over water management and land use through the formation of a multi-agency GSA is essential to sustainably manage groundwater and to the vitality of Delta's economy, communities, and environment; and,

WHEREAS, establishing the Northern Delta GSA ("NDGSA") as a GSA will enable Reclamation District 369 Libby McNeil and other member agencies to work with other GSAs and Joint Power Agreement agencies in the preparation and implementation of an effective and mutually beneficial groundwater sustainability plan for the sustainable groundwater management in these subbasins; and,

WHEREAS, the NDGSA intends to work cooperatively with other local public agencies to manage the aforementioned groundwater basins in a sustainable manner; and,

WHEREAS, adoption of this Resolution does not constitute a "Project" under the California Environmental Quality Act ("CEQA") pursuant to Title 14 of the California Code of Regulations Sections 15378(a) and (b)(5), because this Resolution does not result in a direct or indirect physical change in the environment; and,

WHEREAS, the Board of Directors of the Reclamation District 369 Libby McNeil held a public hearing on this date after publication of notice in compliance with California Government Code Section 6066 to consider an election to become a GSA.

NOW, THEREFORE, BE IT RESOLVED, that the Reclamation District 369 Libby McNeil hereby elects to become a Groundwater Sustainability Agency for the NDGSA for the portions of the subbasin as

depicted by the Department of Water Resources Bulletin 118-03. Within thirty days of this date, the NDGSA is directed to provide notice of this election and intent to undertake sustainable groundwater management for the aforementioned subbasins to the Department of Water Resources in a manner required by law.

BE IT FURTHER RESOLVED that the NDGSA shall continue discussions with other local public agencies in order to begin the process of developing a groundwater sustainability plan for the aforementioned subbasins.

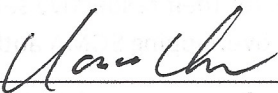
PASSED AND ADOPTED by the Reclamation District 369 Libby McNeil this 21 day of June 2017, by the following vote:

AYES: 1

NOES: 0

ABSENT:

NOT VOTING: _____

Signed  Date 6/21/17

Board Position Trustee

**A RESOLUTION OF THE Reclamation District 369 DISTRICT ELECTING TO BE A COMBINED
GROUNDWATER SUSTAINABILITY AGENCY WITHIN THE NORTHERN DELTA GSA**

WHEREAS, the California Sustainable Groundwater Management Act of 2014 ("SGMA") went into effect on January 1, 2015; and,

WHEREAS, this agency was authorized under SGMA to become a Groundwater Sustainability Agency ("GSA") to manage groundwater in the subbasin, subject to SGMA's requirements, by forming and submitting its notice by June 30, 2017, under Water Code Sections 10721 and 10723(a); and,

WHEREAS, this agency further has the authority to join with other GSA to form a **Joint Powers Agency** (JPA) subject to Section 6500 et seq. of the California Government Code under the Joint Exercise of Powers Act; Or manage the subbasin under a **Memorandum of Understanding** (MOU); and,

WHEREAS, RD369 intends to work cooperatively with other local public agencies to manage the groundwater basins in this region in a sustainable manner under the terms of an agreement establishing the Northern Delta Groundwater Sustainability Agency ("NDGSA"), a multi-agency GSA intended to provide for SGMA compliance within its boundaries; and,

WHEREAS, adoption of this Resolution does not constitute a "Project" under the California Environmental Quality Act ("CEQA") pursuant to Title 14 of the California Code of Regulations Sections 15378(a) and (b)(5), because this Resolution does not result in a direct or indirect physical change in the environment; and,

NOW, THEREFORE, BE IT RESOLVED, that the RD369 hereby elects to become a **JPA** or joint agency under one MOU for groundwater basins underlying its boundaries; and,

BE IT FURTHER RESOLVED that staff are directed to coordinate with the Freshwater Trust to prepare and submit the supporting documentation for this decisions for Board and their legal counsel's review, and as needed documentation with the Secretary of State and LAFCO.

PASSED AND ADOPTED by the RD369 this 28 day of December, 2017, by the following vote:

AYES: 1

NOES: 0

ABSENT: 0

NOT VOTING: 0

Clayton Trustee

Signature and Title

12/28/17

Date