RESOLUTION 96-8

A RESOLUTION OF THE BOARD OF DIRECTORS OF UNITED WATER CONSERVATION DISTRICT MAKING FINDINGS AND DETERMINATIONS AND APPROVING FOR ADOPTION THE GROUNDWATER MANAGEMENT PLAN FOR THE PIRU/FILLMORE GROUNDWATER BASINS

RECITALS:

WHEREAS, section 10750 of the Water Code of the State of California contains a legislative finding and declaration that groundwater is a valuable natural resource that should be managed to insure its safe production and quality, and that local agencies should work cooperatively to manage groundwater resources within their jurisdiction, and

WHEREAS, section 10753 of the Water Code of the State of California authorizes a local agency to adopt a groundwater management plan pursuant to Water Code sections 10750 et seq. for basins or portions of basins within the jurisdiction of the agency that are not already subject to a groundwater management plan, and

WHEREAS, the Piru Groundwater Basin is located within the boundaries of United Water Conservation District, along the Santa Clara River Valley, the eastern boundary 1.7 stream miles below the Blue Cut gauging station, the westerly boundary approximately one mile upstream of the City of Fillmore at the topographic narrows of the Fillmore Fish Hatchery, covering an area of approximately 7,025 acres and,

WHEREAS, the Fillmore Groundwater Basin is located within the boundaries of United Water Conservation District ("United"), contiguous to and west of the Piru Basin in the Santa Clara River Valley, the eastern boundary at the topographical narrows at the Fillmore Fish Hatchery and the westerly boundary extending approximately to Willard Road, consisting of approximately 18,580 acres and,

WHEREAS, United has the authority, under section 10753 of the Water Code of the State of California, to adopt a groundwater management plan for the Piru and Fillmore Groundwater Basins and,

WHEREAS, the City of Fillmore, California also has the authority, under section 10753 of the Water Code of the State of California, to adopt a groundwater management plan for portions of the Fillmore Groundwater Basin and,

WHEREAS, on November 9, 1994, United Water Conservation District, pursuant to section 10753.2 of the Water Code of the State of California, after holding a hearing, adopted a resolution of intention to draft a groundwater management plan and,

WHEREAS, United, the City of Fillmore and the Fillmore/Piru Groundwater Pumpers

Association formed the Piru/Fillmore Groundwater Planning Council to give notices, hold meetings and consider input from all interested and affected parties concerning the proposed adoption of groundwater management plans for the Piru and Fillmore Groundwater Basins and,

WHEREAS, United Water Conservation District, the City of Fillmore and the Fillmore/Piru Groundwater Pumpers Association, following meetings conducted during 1995, adopted, pursuant to Water Code section 10755.2 and after a duly noticed public hearing, a Memorandum of Understanding, on September 26, 1995, which conferred upon United the authority to adopt a groundwater management plan for the Piru Groundwater Basin and the Fillmore Groundwater Basin under the provisions of Water Code sections 10750 et seq. and,

WHEREAS, the adoption of a Groundwater Management Plan pursuant to Water Code sections 10750, et seq. is not a project within the purview of the California Environmental Quality Act ("CEQA"), and,

WHEREAS, even if the adoption of a Groundwater Management Plan was a project within the meaning of the California Environmental Quality Act, it would, under the circumstances of this plan, be categorically exempt from CEQA pursuant to the California Code of Regulations section 757, Class 7 and Class 8 exemptions, and

WHEREAS, after public meetings conducted in 1995 and 1996, the Piru/Fillmore Groundwater Planning Council held a public meeting on May 15, 1996 to receive comments on a draft of the Groundwater Management Plan for the Piru and Fillmore Groundwater Basins and, following the hearing and those comments, prepared and submitted a draft Groundwater Management Plan for the Piru/Fillmore Groundwater Basins to the Board of Directors of United Water Conservation District, coming before the Board on July 10, 1996 and, after conducting said hearing in accordance with the provisions of Water Code section 10753.5, the Board considered the adoption of a Groundwater Management Plan for the Piru/Fillmore Groundwater Basins.

NOW, THEREFORE, BE IT RESOLVED based on the testimony and evidence presented at said hearings that the Board of Directors of United Water Conservation District finds and resolves as follows:

1. Evidence at the hearings establishes that the Piru Groundwater Basin is considered a part of the Ventura Central Basin, which is subject to critical conditions of overdraft as stated in California Department of Water Resources Bulletin 118-80.

2. Evidence at the hearings establishes that the Fillmore Groundwater Basin is considered a part of the Ventura Central Basin, which is subject to critical conditions of overdraft as stated in California Department of Water Resources Bulletin 118-80.

3. Notices have been duly given and published regarding the drafting and adoption of the Groundwater Management Plan for the Piru/Fillmore Groundwater Basins pursuant to the provisions of Water Code sections 10750 et seq.

4. Hearings have been duly held regarding the drafting and adoption of the Groundwater Management Plan for the Piru/Fillmore Groundwater Basins pursuant to the provisions of Water Code sections 10750 et seq.

5. Landowners with the boundaries of the Piru/Fillmore Groundwater Basins have been given the opportunity to protest and to file written protests to the adoption of the Groundwater Management Plan for the Piru/Fillmore Groundwater Basins.

6. Protests to the Groundwater Management Plan for the Piru/Fillmore Groundwater Basins have been duly reviewed and fully considered.

7. The Groundwater Management Plan for the Piru/Fillmore Groundwater Basins has been presented to this Board in full compliance with all statutory requirements and can be adopted by resolution of the Board subject to the requirements of Water Code sections 10753.5 and 10753.6.

BE IT FURTHER RESOLVED that a majority protest by landowners within the boundaries of the Piru Groundwater Basin has not been filed with United Water Conservation District and a protest does not, pursuant to Water Code 10753.6, prevent this Board from adopting the plan that has been submitted to it.

BE IT FURTHER RESOLVED that a majority protest by landowners within the boundaries of the Fillmore Groundwater Basin has not been filed with United Water Conservation District and a protest does not, pursuant to Water Code 10753.6, prevent this Board from adopting the plan that has been submitted to it.

BE IT FURTHER RESOLVED that the Groundwater Management Plan for the Piru/Fillmore Groundwater Basins, in the form attached hereto and marked Exhibit "A", is approved for adoption.

BE IT FURTHER RESOLVED that in accordance with the provisions of Water Code section 10753.6(c)(3) this Board hereby adopts the Groundwater Management Plan for the Piru/Fillmore Groundwater Basins in the form attached hereto and marked Exhibit "A", which plan is incorporated into and made a part of this resolution.

We, the undersigned, being the duly qualified and acting President and Secretary, respectively, of the Board of Directors of United Water Conservation District do hereby certify that the above foregoing Resolution was duly and regularly adopted and passed by resolution of the Board of Directors of said Water Conservation District at a meeting thereof held on the 10th day of July, 1996 by the following vote:

In favor thereof, Directors: Berger, Laubacher, Maulhardt, Naumann, Terry, Richardson & Pinkerton

Abstain, Directors: 0

Not in favor, Directors: 0

Absent, Directors: 0

DAN PINKERTON
President

DANIEL C. NAUMANN
Secretary-Treasurer

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