

# Appendix 5-A

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Resolutions by Yucaipa GSA Member Agencies  
to Adopt the GSP



Resolution No. 2021-01

by

Western Heights Water Company

**RESOLUTION NO. 2021-01**

**RESOLUTION OF THE BOARD OF DIRECTORS OF WESTERN HEIGHTS WATER COMPANY, AS A MEMBER OF THE YUCAIPA GROUNDWATER SUSTAINABILITY AGENCY TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN FOR THE YUCAIPA SUBBASIN (BASIN NO. 8-002.07)**

December 17, 2021

**WHEREAS**, on September 16, 2014, Governor Jerry Brown signed into law Senate Bills 1168 and 1319, and Assembly Bill 1739, collectively known as the Sustainable Groundwater Management Act ("SGMA"), codified in certain provisions of the California Government Code, including commencing with Section 65350.5, and codified in Part 2.74 of Division 6 of the California Water Code, commencing with Section 10720, and amending other provisions of the California Government Code and California Water Code; and,

**WHEREAS**, SGMA went into effect on January 1, 2015; and,

**WHEREAS**, various clarifying amendments to SGMA were signed into law in 2015, including Senate Bills 13 and 226, and Assembly Bills 617 and 939, which were codified in part in California Water Code Section 10723.6(a), authorizing a combination of local agencies to form a Groundwater Sustainability Agency ("GSA") pursuant to a joint powers agreement, a memorandum of agreement, or other legal agreement; and, California Water Code Section 10723.6(b), authorizing water corporations regulated by the California Public Utilities Commission and mutual water companies to participate in a GSA through a memorandum of agreement or other legal agreement; and,

**WHEREAS**, the legislative intent and effect of SGMA, as set forth in California Water Code Section 10720.1, includes the following: (1) to provide for the sustainable management of groundwater basins; (2) to enhance local management of groundwater consistent with rights to use or store groundwater and Section 2 of Article X Water of the California Constitution, and to preserve the security of water rights in the state to the greatest extent possible consistent with the sustainable management of groundwater; (3) to establish minimum standards for sustainable groundwater management; (4) to provide local groundwater agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; (5) to avoid or minimize subsidence; (6) to improve data collection and understanding about groundwater; (7) to increase groundwater storage and remove impediments to recharge; (8) to manage groundwater basins through the actions of local governmental agencies to the greatest extent feasible, while minimizing state intervention to only when necessary to ensure that local agencies manage groundwater in a sustainable manner; and (9) to provide a more efficient and cost-effective groundwater adjudication process that protects water rights, ensures due process, prevents unnecessary delay, and furthers the objectives of SGMA; and,

**WHEREAS**, SGMA affords GSAs specific powers to manage groundwater in addition to existing legal authorities, which powers may be used to provide the maximum degree of local control and flexibility consistent with the sustainability goals of SGMA; and,

**WHEREAS**, SGMA includes several un-codified findings by the California Legislature, including the determination that the people of the state have a primary interest in the protection, management, and reasonable beneficial use of the water resources of the state, both surface and underground, and that the integrated management of the state's water resources is essential to meeting its water management goals; and,

**WHEREAS**, the Yucaipa Subbasin (“SUBBASIN”) is identified by the California Department of Water Resources Bulletin 118 as Sub-basin No. 8-002.07 of the Upper Santa Ana Valley Groundwater Basin, and is designated by the California Department of Water Resources (“DWR”) as a high-priority basin; and,

**WHEREAS**, California Water Code Section 10720.7 requires the SUBBASIN, as a high-priority basin that is not designated by DWR as being subject to critical conditions of overdraft, to be managed by a Groundwater Sustainability Plan (“GSP”) by January 31, 2022; and,

**WHEREAS**, South Mesa Water Company (“SOUTH MESA”), South Mountain Water Company (“SOUTH MOUNTAIN”), Western Heights Water Company (“WHWC”) and Yucaipa Valley Water District (“YVWD”), herein collectively referred to as the “WATER PURVEYORS”; and the City of Calimesa (“CALIMESA”), the City of Redlands (“REDLANDS”) and the City of Yucaipa (“YUCAIPA”), herein collectively referred to as the MUNICIPALITIES”; and the San Bernardino Valley Municipal Water District (“SBVMWD”) and the San Gorgonio Pass Water Agency (“SGPWA”), herein collectively referred to as the “REGIONALS”, entered into a Memorandum of Agreement (“MOA”) in June 2017 to form a GSA called the Yucaipa Groundwater Sustainability Agency (“YUCAIPA GSA”), and,

**WHEREAS**, each of the above-described entities is individually referred to as a “PARTY” and are collectively referred to as the “PARTIES”. SOUTH MESA, SOUTH MOUNTAIN and WHWC are collectively referred to as the “MUTUALS”; and, the PARTIES other than the MUTUALS are collectively referred to as the “LOCAL AGENCIES,” and,

**WHEREAS**, The County of Riverside (“RIVERSIDE”) and the County of San Bernardino (“SAN BERNARDINO”), collectively referred to as the “COUNTIES,” are stakeholders but not PARTIES in the YUCAIPA GSA, and,

**WHEREAS**, CALIMESA submitted a written Notice of Withdrawal dated November 19, 2018 and the Yucaipa GSA subsequently acknowledged the withdrawal of CALIMESA from the Yucaipa GSA at the January 23, 2019 YUCAIPA GSA Board meeting, and,

**WHEREAS**, the LOCAL AGENCIES have water supply, water management, and/or land use responsibilities for their respective jurisdictional areas overlying the SUBBASIN and are local agencies as defined by SGMA in California Water Code Section 10721(n), and thus each is authorized by SGMA to form a GSA; and,

**WHEREAS**, the LOCAL AGENCIES' individually have jurisdictional and/or service areas within and their collective jurisdictional areas and/or service areas that cover the entirety of the SUBBASIN, with no gaps in coverage; and,

**WHEREAS**, the WATER PURVEYORS, including the MUTUALS, produce groundwater and provide water service within the SUBBASIN; and,

**WHEREAS**, the REGIONALS are State Water Contractors, and have the rights and duties of such, including for the delivery of State Water Project Water within the SUBBASIN; and,

**WHEREAS**, the PARTIES have worked with local stakeholders and interested parties in the SUBBASIN that are not PARTIES in YUCAIPA GSA to carry out the policy, purposes, and requirements of SGMA in the SUBBASIN; and,

**WHEREAS**, the YUCAIPA GSA has developed a GSP for the SUBBASIN as required by SGMA; and,

**WHEREAS**, the YUCAIPA GSA has provided the public notices required by Water Code section 10727.8, including a Public Outreach and Engagement Plan, informing the public on how to participate in the development of the GSP; and,

**WHEREAS**, the YUCAIPA GSA has held numerous public meetings where elements of the GSP for the SUBBASIN have been presented and discussed, and where the general public has been provided the opportunity to comment on the various elements of the GSP; and,

**WHEREAS**, due to the COVID-19 pandemic and Executive Order N-29-20 that suspended the requirement to hold public meetings at physical locations, the YUCAIPA GSA held online public meetings and provided details in the public notices informing the public how to participate in the online meetings; and,

**WHEREAS**, the YUCAIPA GSA has received written public comments on the various elements of the GSP, which have been reviewed and commented on, where and as appropriate, as part of the GSP; and,

**WHEREAS**, the YUCAIPA GSA announced a community engagement meeting (i.e., public hearing) for November 16, 2021, as required by Water Code section 10728.4 for the purposes of considering public comments before adopting a GSP for the SUBBASIN; and,

**WHEREAS**, the GSP for the Subbasin contains all the elements required by Water Code sections 10727.2 and 10727.4; and,

**WHEREAS**, after its filing with DWR, the GSP for the Subbasin will be subject to a further public review period, and will undergo review by DWR for a period not exceeding two years; and,

**WHEREAS**, the GSP for the SUBBASIN will be subject to further updating during the DWR review period, and periodically thereafter via annual reports due every April 1 and evaluation reports at least every 5 years or when the GSP is amended; and,

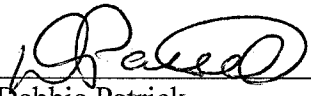
**WHEREAS**, it is now necessary and appropriate for the Board of Directors to consider the adoption of the GSP for the sustainable management of the SUBBASIN, and authorizes the adoption of the GSP for the sustainable management of the SUBBASIN and directs the YUCAIPA GSA to file the GSP with DWR no later than the date required by SGMA; NOW, THEREFORE,

**BE IT RESOLVED**, by the Board of Directors of Western Heights Water Company, as follows:

1. The above Recitals are true and correct.
2. The GSP for the SUBBASIN is approved.
3. The Western Heights Water Company hereby authorizes the adoption of the GSP for the SUBBASIN and directs the YUCAIPA GSA to file the GSP with DWR no later than January 31, 2022, as required by SGMA.
4. The General Manager and Agency Counsel are hereby authorized and directed to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution.

PASSED AND ADOPTED on this 17th day of December, 2021, by the following vote, to-wit: 5-0.

IN WITNESS WHEREOF the undersigned, acting on behalf of and at the direction of the Board of Directors, has executed this Resolution as of the date set forth above:

By:   
Name: Debbie Patrick  
Title: Secretary/Clerk

Resolution No. 2021-70

by

Yucaipa Valley Water District



## **RESOLUTION NO. 2021-70**

### **RESOLUTION OF THE BOARD OF DIRECTORS OF THE YUCAIPA VALLEY WATER DISTRICT AS A MEMBER OF THE YUCAIPA GROUNDWATER SUSTAINABILITY AGENCY TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN FOR THE YUCAIPA SUBBASIN (BASIN NO. 8-002.07)**

WHEREAS, on September 16, 2014, Governor Jerry Brown signed into law Senate Bills 1168 and 1319, and Assembly Bill 1739, collectively known as the Sustainable Groundwater Management Act ("SGMA"), codified in certain provisions of the California Government Code, including commencing with Section 65350.5, and codified in Part 2.74 of Division 6 of the California Water Code, commencing with Section 10720, and amending other provisions of the California Government Code and California Water Code; and,

WHEREAS, SGMA went into effect on January 1, 2015; and,

WHEREAS, various clarifying amendments to SGMA were signed into law in 2015, including Senate Bills 13 and 226, and Assembly Bills 617 and 939, which were codified in part in California Water Code Section 10723.6(a), authorizing a combination of local agencies to form a Groundwater Sustainability Agency ("GSA") pursuant to a joint powers agreement, a memorandum of agreement, or other legal agreement; and, California Water Code Section 10723.6(b), authorizing water corporations regulated by the California Public Utilities Commission and mutual water companies to participate in a GSA through a memorandum of agreement or other legal agreement; and,

WHEREAS, the legislative intent and effect of SGMA, as set forth in California Water Code Section 10720.1, includes the following: (1) to provide for the sustainable management of groundwater basins; (2) to enhance local management of groundwater consistent with rights to use or store groundwater and Section 2 of Article X Water of the California Constitution, and to preserve the security of water rights in the state to the greatest extent possible consistent with the sustainable management of groundwater; (3) to establish minimum standards for sustainable groundwater management; (4) to provide local groundwater agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; (5) to avoid or minimize subsidence; (6) to improve data collection and understanding about groundwater; (7) to increase groundwater storage and remove impediments to recharge; (8) to manage groundwater basins through the actions of local governmental agencies to the greatest extent feasible, while minimizing state intervention to only when necessary to ensure that local agencies manage groundwater in a sustainable manner; and (9) to provide a more efficient and cost-effective groundwater adjudication process that protects water rights, ensures due process, prevents unnecessary delay, and furthers the objectives of SGMA; and,

WHEREAS, SGMA affords GSAs specific powers to manage groundwater in addition to existing legal authorities, which powers may be used to provide the maximum degree of local control and flexibility consistent with the sustainability goals of SGMA; and,

WHEREAS, SGMA includes several un-codified findings by the California Legislature, including the determination that the people of the state have a primary interest in the protection, management, and reasonable beneficial use of the water resources of the state, both surface and underground, and that the integrated management of the state's water resources is essential to meeting its water management goals; and,

WHEREAS, the Yucaipa Subbasin ("SUBBASIN") is identified by the California Department of Water Resources Bulletin 118 as Sub-basin No. 8-002.07 of the Upper Santa Ana Valley Groundwater Basin, and is designated by the California Department of Water Resources ("DWR") as a high-priority basin; and,

WHEREAS, California Water Code Section 10720.7 requires the SUBBASIN, as a high-priority basin that is not designated by DWR as being subject to critical conditions of overdraft, to be managed by a Groundwater Sustainability Plan ("GSP") by January 31, 2022; and,

WHEREAS, South Mesa Water Company ("SOUTH MESA"), South Mountain Water Company ("SOUTH MOUNTAIN"), Western Heights Water Company ("WHWC") and Yucaipa Valley Water District ("YVWD"), herein collectively referred to as the "WATER PURVEYORS"; and the City of Calimesa ("CALIMESA"), the City of Redlands ("REDLANDS") and the City of Yucaipa ("YUCAIPA"), herein collectively referred to as the MUNICIPALITIES"; and the San Bernardino Valley Municipal Water District ("SBVMWD") and the San Gorgonio Pass Water Agency ("SGPWA"), herein collectively referred to as the "REGIONALS", entered into a Memorandum of Agreement ("MOA") in June 2017 to form a GSA called the Yucaipa Groundwater Sustainability Agency ("YUCAIPA GSA"), and,

WHEREAS, each of the above-described entities is individually referred to as a "PARTY" and are collectively referred to as the "PARTIES". SOUTH MESA, SOUTH MOUNTAIN and WHWC are collectively referred to as the "MUTUALS"; and, the PARTIES other than the MUTUALS are collectively referred to as the "LOCAL AGENCIES," and,

WHEREAS, The County of Riverside ("RIVERSIDE") and the County of San Bernardino ("SAN BERNARDINO"), collectively referred to as the "COUNTIES," are stakeholders but not PARTIES in the YUCAIPA GSA, and,

WHEREAS, CALIMESA submitted a written Notice of Withdrawal dated November 19, 2018 and the Yucaipa GSA subsequently acknowledged the withdrawal of CALIMESA from the Yucaipa GSA at the January 23, 2019 YUCAIPA GSA Board meeting, and,

WHEREAS, the LOCAL AGENCIES have water supply, water management, and/or land use responsibilities for their respective jurisdictional areas overlying the SUBBASIN and are local agencies as defined by SGMA in California Water Code Section 10721(n), and thus each is authorized by SGMA to form a GSA; and,

WHEREAS, the LOCAL AGENCIES' individually have jurisdictional and/or service areas within and their collective jurisdictional areas and/or service areas that cover the entirety of the SUBBASIN, with no gaps in coverage; and,

WHEREAS, the WATER PURVEYORS, including the MUTUALS, produce groundwater and provide water service within the SUBBASIN; and,

WHEREAS, the REGIONALS are State Water Contractors, and have the rights and duties of such, including for the delivery of State Water Project Water within the SUBBASIN; and,

WHEREAS, the PARTIES have worked with local stakeholders and interested parties in the SUBBASIN that are not PARTIES in YUCAIPA GSA to carry out the policy, purposes, and requirements of SGMA in the SUBBASIN; and,

WHEREAS, the YUCAIPA GSA has developed a GSP for the SUBBASIN as required by SGMA; and,

WHEREAS, the YUCAIPA GSA has provided the public notices required by Water Code section 10727.8, including a Public Outreach and Engagement Plan, informing the public on how to participate in the development of the GSP; and,

WHEREAS, the YUCAIPA GSA has held numerous public meetings where elements of the GSP for the SUBBASIN have been presented and discussed, and where the general public has been provided the opportunity to comment on the various elements of the GSP; and,

WHEREAS, due to the COVID-19 pandemic and Executive Order N-29-20 that suspended the requirement to hold public meetings at physical locations, the YUCAIPA GSA held online public meetings and provided details in the public notices informing the public how to participate in the online meetings; and,

WHEREAS, the YUCAIPA GSA has received written public comments on the various elements of the GSP, which have been reviewed and commented on, where and as appropriate, as part of the GSP; and,

WHEREAS, the YUCAIPA GSA conducted a community engagement meeting (i.e., public hearing) for November 16, 2021, as required by Water Code section 10728.4 for the purposes of considering public comments before adopting a GSP for the SUBBASIN; and,

WHEREAS, the GSP for the Subbasin contains all the elements required by Water Code sections 10727.2 and 10727.4; and,

WHEREAS, after its filing with DWR, the GSP for the Subbasin will be subject to a further public review period, and will undergo review by DWR for a period not exceeding two years; and,

WHEREAS, the GSP for the SUBBASIN will be subject to further updating during the DWR review period, and periodically thereafter via annual reports due every April 1 and evaluation reports at least every 5 years or when the GSP is amended; and,

WHEREAS, it is now necessary and appropriate for the Board of Directors to consider the adoption of the GSP for the sustainable management of the SUBBASIN, and authorizes the adoption of the GSP for the sustainable management of the SUBBASIN and directs the YUCAIPA GSA to file the GSP with DWR no later than the date required by SGMA; NOW, THEREFORE,

NOW, THEREFORE, the Board of Directors of the Yucaipa Valley Water District hereby RESOLVE, DETERMINE, and ORDER as follows:

Section 1      The above Recitals are true and correct.

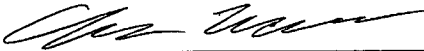
Section 2      The GSP for the SUBBASIN is approved.

Section 3      The Yucaipa Valley Water District hereby authorizes the adoption of the GSP for the SUBBASIN and directs the YUCAIPA GSA to file the GSP with DWR no later than January 31, 2022, as required by SGMA.

Section 4 The General Manager and Legal Counsel are hereby authorized and directed to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution.

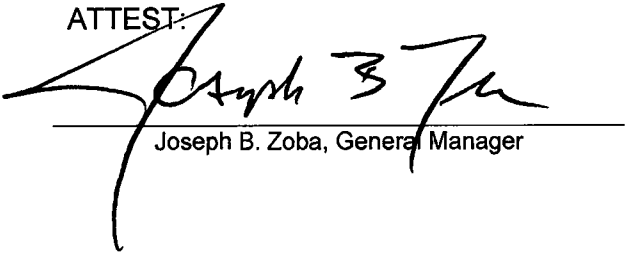
PASSED, APPROVED and ADOPTED this 21<sup>st</sup> day of December 2021.

YUCAIPA VALLEY WATER DISTRICT



Chris Mann, President Board of Directors

ATTEST:



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Joseph B. Zoba, General Manager

Resolution No. 1142

by

San Bernardino Valley Municipal

Water District

## RESOLUTION NO. 1142

### RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT AS A MEMBER OF THE YUCAIPA SUSTAINABILITY GROUNDWATER MANAGEMENT AGENCY TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN FOR THE YUCAIPA SUBBASIN (BASIN NO. 8-002.07)

**WHEREAS**, on September 16, 2014, Governor Jerry Brown signed into law Senate Bills 1168 and 1319, and Assembly Bill 1739, collectively known as the Sustainable Groundwater Management Act ("SGMA"), codified in certain provisions of the California Government Code, including commencing with Section 65350.5, and codified in Part 2.74 of Division 6 of the California Water Code, commencing with Section 10720, and amending other provisions of the California Government Code and California Water Code; and,

**WHEREAS**, SGMA went into effect on January 1, 2015; and,

**WHEREAS**, various clarifying amendments to SGMA were signed into law in 2015, including Senate Bills 13 and 226, and Assembly Bills 617 and 939, which were codified in part in California Water Code Section 10723.6(a), authorizing a combination of local agencies to form a Groundwater Sustainability Agency ("GSA") pursuant to a joint powers agreement, a memorandum of agreement, or other legal agreement; and, California Water Code Section 10723.6(b), authorizing water corporations regulated by the California Public Utilities Commission and mutual water companies to participate in a GSA through a memorandum of agreement or other legal agreement; and,

**WHEREAS**, the legislative intent and effect of SGMA, as set forth in California Water Code Section 10720.1, includes the following: (1) to provide for the sustainable management of groundwater basins; (2) to enhance local management of groundwater consistent with rights to use or store groundwater and Section 2 of Article X Water of the California Constitution, and to preserve the security of water rights in the state to the greatest extent possible consistent with the sustainable management of groundwater; (3) to establish minimum standards for sustainable groundwater management; (4) to provide local groundwater agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; (5) to avoid or minimize subsidence; (6) to improve data collection and understanding about groundwater; (7) to increase groundwater storage and remove impediments to recharge; (8) to manage groundwater basins through the actions of local governmental agencies to the greatest extent feasible, while minimizing state intervention to only when necessary to ensure that local agencies manage groundwater in a sustainable manner; and (9) to provide a more efficient and cost-effective groundwater adjudication process that protects water rights, ensures due process, prevents unnecessary delay, and furthers the objectives of SGMA; and,

**WHEREAS**, SGMA affords GSAs specific powers to manage groundwater in addition to existing legal authorities, which powers may be used to provide the maximum degree of local control and flexibility consistent with the sustainability goals of SGMA; and,

**WHEREAS**, SGMA includes several un-codified findings by the California Legislature, including the determination that the people of the state have a primary interest in the

protection, management, and reasonable beneficial use of the water resources of the state, both surface and underground, and that the integrated management of the state's water resources is essential to meeting its water management goals; and,

**WHEREAS**, the Yucaipa Subbasin ("SUBBASIN") is identified by the California Department of Water Resources Bulletin 118 as Sub-basin No. 8-002.07 of the Upper Santa Ana Valley Groundwater Basin, and is designated by the California Department of Water Resources ("DWR") as a high-priority basin; and,

**WHEREAS**, California Water Code Section 10720.7 requires the SUBBASIN, as a high-priority basin that is not designated by DWR as being subject to critical conditions of overdraft, to be managed by a Groundwater Sustainability Plan ("GSP") by January 31, 2022; and,

**WHEREAS**, South Mesa Water Company ("SOUTH MESA"), South Mountain Water Company ("SOUTH MOUNTAIN"), Western Heights Water Company ("WHWC") and Yucaipa Valley Water District ("YVWD"), herein collectively referred to as the "WATER PURVEYORS"; and the City of Calimesa ("CALIMESA"), the City of Redlands ("REDLANDS") and the City of Yucaipa ("YUCAIPA"), herein collectively referred to as the MUNICIPALITIES"; and the San Bernardino Valley Municipal Water District ("SBVMWD") and the San Gorgonio Pass Water Agency ("SGPWA"), herein collectively referred to as the "REGIONALS", entered into a Memorandum of Agreement ("MOA") in June 2017 to form a GSA called the Yucaipa Sustainability Groundwater Management Agency ("YUCAIPA-SGMA"), and,

**WHEREAS**, each of the above-described entities is individually referred to as a "PARTY" and are collectively referred to as the "PARTIES". SOUTH MESA, SOUTH MOUNTAIN and WHWC are collectively referred to as the "MUTUALS"; and, the PARTIES other than the MUTUALS are collectively referred to as the "LOCAL AGENCIES," and,

**WHEREAS**, The County of Riverside ("RIVERSIDE") and the County of San Bernardino ("SAN BERNARDINO"), collectively referred to as the "COUNTIES," are stakeholders but not PARTIES in the YUCAIPA-SGMA, and,

**WHEREAS**, CALIMESA submitted a written Notice of Withdrawal dated November 19, 2018 and the Yucaipa-SGMA subsequently acknowledged the withdrawal of CALIMESA from the Yucaipa-SGMA at the January 23, 2019 YUCAIPA-SGMA Board meeting, and,

**WHEREAS**, the LOCAL AGENCIES have water supply, water management, and/or land use responsibilities for their respective jurisdictional areas overlying the SUBBASIN and are local agencies as defined by SGMA in California Water Code Section 10721(n), and thus each is authorized by SGMA to form a GSA; and,

**WHEREAS**, the LOCAL AGENCIES' individually have jurisdictional and/or service areas within and their collective jurisdictional areas and/or service areas that cover the entirety of the SUBBASIN, with no gaps in coverage; and,

**WHEREAS**, the WATER PURVEYORS, including the MUTUALS, produce

groundwater and provide water service within the SUBBASIN; and,

**WHEREAS**, the REGIONALS are State Water Contractors, and have the rights and duties of such, including for the delivery of State Water Project Water within the SUBBASIN; and,

**WHEREAS**, the PARTIES have worked with local stakeholders and interested parties in the SUBBASIN that are not PARTIES in YUCAIPA-SGMA to carry out the policy, purposes, and requirements of SGMA in the SUBBASIN; and,

**WHEREAS**, the YUCAIPA-SGMA has developed a GSP for the SUBBASIN as required by SGMA; and,

**WHEREAS**, the YUCAIPA-SGMA has provided the public notices required by Water Code section 10727.8, including a Public Outreach and Engagement Plan, informing the public on how to participate in the development of the GSP; and,

**WHEREAS**, the YUCAIPA-SGMA has held numerous public meetings where elements of the GSP for the SUBBASIN have been presented and discussed, and where the general public has been provided the opportunity to comment on the various elements of the GSP; and,

**WHEREAS**, due to the COVID-19 pandemic and Executive Order N-29-20 that suspended the requirement to hold public meetings at physical locations, the YUCAIPA-SGMA held online public meetings and provided details in the public notices informing the public how to participate in the online meetings; and,

**WHEREAS**, the YUCAIPA-SGMA has received written public comments on the various elements of the GSP, which have been reviewed and commented on, where and as appropriate, as part of the GSP; and,

**WHEREAS**, the YUCAIPA-SGMA announced a community engagement meeting (i.e., public hearing) for November 16, 2021, as required by Water Code section 10728.4 for the purposes of considering public comments before adopting a GSP for the SUBBASIN; and,

**WHEREAS**, the GSP for the Subbasin contains all the elements required by Water Code sections 10727.2 and 10727.4; and,

**WHEREAS**, after its filing with DWR, the GSP for the Subbasin will be subject to a further public review period, and will undergo review by DWR for a period not exceeding two years; and,

**WHEREAS**, the GSP for the SUBBASIN will be subject to further updating during the DWR review period, and periodically thereafter via annual reports due every April 1 and evaluation reports at least every 5 years or when the GSP is amended; and,

**WHEREAS**, it is now necessary and appropriate for the Board of Directors to consider the adoption of the GSP for the sustainable management of the SUBBASIN, and



authorizes the adoption of the GSP for the sustainable management of the SUBBASIN and directs the YUCAIPA-SGMA to file the GSP with DWR no later than the date required by SGMA; NOW, THEREFORE,

**NOW THEREFORE BE IT RESOLVED**, by the Board of Directors of the San Bernardino Valley Municipal Water District as follows:

1. The above Recitals are true and correct.
2. The GSP for the SUBBASIN is approved.
3. The San Bernardino Valley Municipal Water District hereby authorizes the adoption of the GSP for the SUBBASIN and directs the YUCAIPA-SGMA to file the GSP with DWR no later than January 31, 2022, as required by SGMA.
4. The General Manager and Agency Counsel are hereby authorized and directed to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution.

ADOPTED this 18th day of January 2022.

AYES: 5

NOES: 0

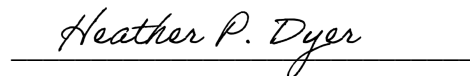
ABSENT: 0

ABSTAINED: 0



Paul R. Kielhold, President

ATTEST:



Heather P. Dyer, Secretary

Resolution  
by  
South Mesa Water Company

**RESOLUTION OF THE BOARD OF DIRECTORS OF  
SOUTH MESA WATER COMPANY  
AS A MEMBER OF THE YUCAIPA GROUNDWATER SUSTAINABILITY AGENCY  
TO APPROVE THE GROUNDWATER SUSTAINABILITY PLAN FOR THE YUCAIPA  
SUBBASIN (BASIN NO. 8-002.07)**

**WHEREAS**, on September 16, 2014, Governor Jerry Brown signed into law Senate Bills 1168 and 1319, and Assembly Bill 1739, collectively known as the Sustainable Groundwater Management Act ("SGMA"), codified in certain provisions of the California Government Code, including commencing with Section 65350.5, and codified in Part 2.74 of Division 6 of the California Water Code, commencing with Section 10720, and amending other provisions of the California Government Code and California Water Code; and,

**WHEREAS**, SGMA went into effect on January 1, 2015; and,

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**WHEREAS**, the legislative intent and effect of SGMA, as set forth in California Water Code Section 10720.1, includes the following: (1) to provide for the sustainable management of groundwater basins; (2) to enhance local management of groundwater consistent with rights to use or store groundwater and Section 2 of Article X Water of the California Constitution, and to preserve the security of water rights in the state to the greatest extent possible consistent with the sustainable management of groundwater; (3) to establish minimum standards for sustainable groundwater management; (4) to provide local groundwater agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; (5) to avoid or minimize subsidence; (6) to improve data collection and understanding about groundwater; (7) to increase groundwater storage and remove impediments to recharge; (8) to manage groundwater basins through the actions of local governmental agencies to the greatest extent feasible, while minimizing state intervention to only when necessary to ensure that local agencies manage groundwater in a sustainable manner; and (9) to provide a more efficient and cost-effective groundwater adjudication process that protects water rights, ensures due process, prevents unnecessary delay, and furthers the objectives of SGMA; and,

**WHEREAS**, SGMA affords GSAs specific powers to manage groundwater in addition to existing legal authorities, which powers may be used to provide the maximum degree of local control and flexibility consistent with the sustainability goals of SGMA; and,

**WHEREAS**, SGMA includes several un-codified findings by the California Legislature, including the determination that the people of the state have a primary interest in the protection, management, and reasonable beneficial use of the water resources of the state, both surface and underground, and that the integrated management of the state's water resources is essential to meeting its water management goals; and

**WHEREAS**, the Yucaipa Subbasin (“SUBBASIN”) is identified by the California Department of Water Resources Bulletin 118 as Sub-basin No. 8-002.07 of the Upper Santa Ana Valley Groundwater Basin, and is designated by the California Department of Water Resources (“DWR”) as a high-priority basin; and,

**WHEREAS**, California Water Code Section 10720.7 requires the SUBBASIN, as a high-priority basin that is not designated by DWR as being subject to critical conditions of overdraft, to be managed by a Groundwater Sustainability Plan (“GSP”) by January 31, 2022; and,

**WHEREAS**, South Mesa Water Company (“SOUTH MESA”), South Mountain Water Company (“SOUTH MOUNTAIN”), Western Heights Water Company (“WHWC”) and Yucaipa Valley Water District (“YVWD”), herein collectively referred to as the “WATER PURVEYORS”; and the City of Calimesa (“CALIMESA”), the City of Redlands (“REDLANDS”) and the City of Yucaipa (“YUCAIPA”), herein collectively referred to as the MUNICIPALITIES”; and the San Bernardino Valley Municipal Water District (“SBVMWD”) and the San Gorgonio Pass Water Agency (“SGPWA”), herein collectively referred to as the “REGIONALS”, entered into a Memorandum of Agreement (“MOA”) in June 2017 to form a GSA called the Yucaipa Groundwater Sustainability Agency (“YUCAIPA GSA”), and,

**WHEREAS**, each of the above-described entities is individually referred to as a “PARTY” and are collectively referred to as the “PARTIES”. SOUTH MESA, SOUTH MOUNTAIN and WHWC are collectively referred to as the “MUTUALS”; and, the PARTIES other than the MUTUALS are collectively referred to as the “LOCAL AGENCIES,” and,

**WHEREAS**, The County of Riverside (“RIVERSIDE”) and the County of San Bernardino (“SAN BERNARDINO”), collectively referred to as the “COUNTIES,” are stakeholders but not PARTIES in the YUCAIPA GSA, and,

**WHEREAS**, CALIMESA submitted a written Notice of Withdrawal dated November 19, 2018 and the Yucaipa GSA subsequently acknowledged the withdrawal of CALIMESA from the Yucaipa GSA at the January 23, 2019 YUCAIPA GSA Board meeting, and,

**WHEREAS**, the LOCAL AGENCIES have water supply, water management, and/or land use responsibilities for their respective jurisdictional areas overlying the SUBBASIN and are local agencies as defined by SGMA in California Water Code Section 10721(n), and thus each is authorized by SGMA to form a GSA; and,

**WHEREAS**, the LOCAL AGENCIES' individually have jurisdictional and/or service areas within and their collective jurisdictional areas and/or service areas that cover the entirety of the SUBBASIN, with no gaps in coverage; and,

**WHEREAS**, the WATER PURVEYORS, including the MUTUALS, produce groundwater and provide water service within the SUBBASIN, and it is the PARTIES’ shared intent to provide for management-level participation by the MUTUALS in the GSA as set forth in the MOA; and,

**WHEREAS**, the REGIONALS are State Water Contractors, and have the rights and duties of such, including for the delivery of State Water Project Water within the SUBBASIN; and

**WHEREAS**, the PARTIES have worked with local stakeholders and interested parties in the SUBBASIN that are not PARTIES in YUCAIPA GSA to carry out the policy, purposes, and requirements of SGMA in the SUBBASIN; and,

**WHEREAS**, the YUCAIPA GSA has developed a GSP for the SUBBASIN as required by SGMA; and,

**WHEREAS**, the YUCAIPA GSA has provided the public notices required by Water Code section 10727.8, including a Public Outreach and Engagement Plan, informing the public on how to participate in the development of the GSP; and,

**WHEREAS**, the YUCAIPA GSA has held numerous public meetings where elements of the GSP for the SUBBASIN have been presented and discussed, and where the general public has been provided the opportunity to comment on the various elements of the GSP; and,

**WHEREAS**, due to the COVID-19 pandemic and Executive Order N-29-20 that suspended the requirement to hold public meetings at physical locations, the YUCAIPA GSA held online public meetings and provided details in the public notices informing the public how to participate in the online meetings; and,

**WHEREAS**, the YUCAIPA GSA has received written public comments on the various elements of the GSP, which have been reviewed and commented on, where and as appropriate, as part of the GSP; and,

**WHEREAS**, the YUCAIPA GSA announced and held a community engagement meeting (i.e., public hearing) for November 16, 2021, as required by Water Code section 10728.4 for the purposes of considering public comments before adopting a GSP for the SUBBASIN; and,

**WHEREAS**, the SOUTH MESA Board of Directors has had the opportunity to review the most current version of the GSP; and,

**WHEREAS**, the GSP for the Subbasin contains all the elements required by Water Code sections 10727.2 and 10727.4; and,

**WHEREAS**, pursuant to Water Code section 10720.5, neither the Yucaipa GSA nor the GSP determines water rights, which may instead be determined in an adjudication action in a court of law;

**WHEREAS**, after its filing with DWR, the GSP for the Subbasin will be subject to a further public review period, and will undergo review by DWR for a period not exceeding two years; and,

**WHEREAS**, the GSP for the SUBBASIN may be subject to further updating during the DWR review period, and periodically thereafter via annual reports and five-year update reports to DWR; and,

**WHEREAS**, it is now necessary and appropriate for the Board of Directors of SOUTH MESA WATER COMPANY to consider and approve the GSP, to authorize its Yucaipa GSA designated representative to vote to approve and adopt the GSP and to file the GSP with DWR no later than the date required by SGMA.

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Directors of **SOUTH MESA WATER COMPANY**, as follows:

1. The above Recitals are true and correct and incorporated herein by this reference.
2. South Mesa Water Company does hereby approve the Final GSP for the Yucaipa Subbasin, as presented with minor, non-substantive revisions to the GSP approved by its Yucaipa GSA designated representative between today's date and the date the GSP is submitted to DWR.
3. South Mesa Water Company does hereby authorize its Yucaipa GSA designated representative to vote to formally approve and adopt the Final GSP for the Yucaipa Subbasin on behalf of South Mesa Water Company at the upcoming meeting of the Yucaipa GSA that is expected to take place on or about January 26, 2022.
4. South Mesa's Yucaipa GSA designated representative and Legal Counsel are hereby authorized and directed to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution.

**PASSED AND ADOPTED**, this 12<sup>th</sup> day of January 2022.



\_\_\_\_\_  
George Jorritsma, President

Attest:



\_\_\_\_\_  
Secretary, Board of Directors

Resolution No. 2022-01

by

South Mountain Water Company

RESOLUTION NO. 2022-01

RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
SOUTH MOUNTAIN WATER COMPANY  
AS A MEMBER OF THE YUCAIPA GROUNDWATER SUSTAINABILITY AGENCY TO  
ADOPT THE GROUNDWATER SUSTAINABILITY PLAN FOR THE YUCAIPA  
SUBBASIN (BASIN NO. 8-002.07)

**WHEREAS**, on September 16, 2014, Governor Jerry Brown signed into law Senate Bills 1168 and 1319, and Assembly Bill 1739, collectively known as the Sustainable Groundwater Management Act ("SGMA"), codified in certain provisions of the California Government Code, including commencing with Section 65350.5, and codified in Part 2.74 of Division 6 of the California Water Code, commencing with Section 10720, and amending other provisions of the California Government Code and California Water Code; and,

**WHEREAS**, SGMA went into effect on January 1, 2015; and,

**WHEREAS**, various clarifying amendments to SGMA were signed into law in 2015, including Senate Bills 13 and 226, and Assembly Bills 617 and 939, which were codified in part in California Water Code Section 10723.6(a), authorizing a combination of local agencies to form a Groundwater Sustainability Agency ("GSA") pursuant to a joint powers agreement, a memorandum of agreement, or other legal agreement; and, California Water Code Section 10723.6(b), authorizing water corporations regulated by the California Public Utilities Commission and mutual water companies to participate in a GSA through a memorandum of agreement or other legal agreement; and,

**WHEREAS**, the legislative intent and effect of SGMA, as set forth in California Water Code Section 10720.1, includes the following: (1) to provide for the sustainable management of groundwater basins; (2) to enhance local management of groundwater consistent with rights to use or store groundwater and Section 2 of Article X Water of the California Constitution, and to preserve the security of water rights in the state to the greatest extent possible consistent with the sustainable management of groundwater; (3) to establish minimum standards for sustainable groundwater management; (4) to provide local groundwater agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; (5) to avoid or minimize subsidence; (6) to improve data collection and understanding about groundwater; (7) to increase groundwater storage and remove impediments to recharge; (8) to manage groundwater basins through the actions of local governmental agencies to the greatest extent feasible, while minimizing state intervention to only when necessary to ensure that local agencies manage groundwater in a sustainable manner; and (9) to provide a more efficient and cost-effective groundwater adjudication process that protects water rights, ensures due process, prevents unnecessary delay, and furthers the objectives of SGMA; and,

**WHEREAS**, SGMA affords GSAs specific powers to manage groundwater in addition to existing legal authorities, which powers may be used to provide the maximum degree of local control and flexibility consistent with the sustainability goals of SGMA; and,

**WHEREAS**, SGMA includes several un-codified findings by the California Legislature,



including the determination that the people of the state have a primary interest in the protection, management, and reasonable beneficial use of the water resources of the state, both surface and underground, and that the integrated management of the state's water resources is essential to meeting its water management goals; and,

**WHEREAS**, the Yucaipa Subbasin ("SUBBASIN") is identified by the California Department of Water Resources Bulletin 118 as Sub-basin No. 8-002.07 of the Upper Santa Ana Valley Groundwater Basin, and is designated by the California Department of Water Resources ("DWR") as a high-priority basin; and,

**WHEREAS**, California Water Code Section 10720.7 requires the SUBBASIN, as a high-priority basin that is not designated by DWR as being subject to critical conditions of overdraft, to be managed by a Groundwater Sustainability Plan ("GSP") by January 31, 2022; and,

**WHEREAS**, South Mesa Water Company ("SOUTH MESA"), South Mountain Water Company ("SOUTH MOUNTAIN"), Western Heights Water Company ("WHWC") and Yucaipa Valley Water District ("YVWD"), herein collectively referred to as the "WATER PURVEYORS"; and the City of Calimesa ("CALIMESA"), the City of Redlands ("REDLANDS") and the City of Yucaipa ("YUCAIPA"), herein collectively referred to as the MUNICIPALITIES"; and the San Bernardino Valley Municipal Water District ("SBVMWD") and the San Geronio Pass Water Agency ("SGPWA"), herein collectively referred to as the "REGIONALS", entered into a Memorandum of Agreement ("MOA") in June 2017 to form a GSA called the Yucaipa Groundwater Sustainability Agency ("YUCAIPA GSA"), and,

**WHEREAS**, each of the above-described entities is individually referred to as a "PARTY" and are collectively referred to as the "PARTIES". SOUTH MESA, SOUTH MOUNTAIN and WHWC are collectively referred to as the "MUTUALS"; and, the PARTIES other than the MUTUALS are collectively referred to as the "LOCAL AGENCIES," and,

**WHEREAS**, The County of Riverside ("RIVERSIDE") and the County of San Bernardino ("SAN BERNARDINO"), collectively referred to as the "COUNTIES," are stakeholders but not PARTIES in the YUCAIPA GSA, and,

**WHEREAS**, CALIMESA submitted a written Notice of Withdrawal dated November 19, 2018 and the Yucaipa GSA subsequently acknowledged the withdrawal of CALIMESA from the Yucaipa GSA at the January 23, 2019 YUCAIPA GSA Board meeting, and,

**WHEREAS**, the LOCAL AGENCIES have water supply, water management, and/or land use responsibilities for their respective jurisdictional areas overlying the SUBBASIN and are local agencies as defined by SGMA in California Water Code Section 10721(n), and thus each is authorized by SGMA to form a GSA; and,

**WHEREAS**, the LOCAL AGENCIES' individually have jurisdictional and/or service areas within and their collective jurisdictional areas and/or service areas that cover the entirety of the SUBBASIN, with no gaps in coverage; and,

**WHEREAS**, the WATER PURVEYORS, including the MUTUALS, produce

groundwater and provide water service within the SUBBASIN; and,

**WHEREAS**, the REGIONALS are State Water Contractors, and have the rights and duties of such, including for the delivery of State Water Project Water within the SUBBASIN; and,

**WHEREAS**, the PARTIES have worked with local stakeholders and interested parties in the SUBBASIN that are not PARTIES in YUCAIPA GSA to carry out the policy, purposes, and requirements of SGMA in the SUBBASIN; and,

**WHEREAS**, the YUCAIPA GSA has developed a GSP for the SUBBASIN as required by SGMA; and,

**WHEREAS**, the YUCAIPA GSA has provided the public notices required by Water Code section 10727.8, including a Public Outreach and Engagement Plan, informing the public on how to participate in the development of the GSP; and,

**WHEREAS**, the YUCAIPA GSA has held numerous public meetings where elements of the GSP for the SUBBASIN have been presented and discussed, and where the general public has been provided the opportunity to comment on the various elements of the GSP; and,

**WHEREAS**, due to the COVID-19 pandemic and Executive Order N-29-20 that suspended the requirement to hold public meetings at physical locations, the YUCAIPA GSA held online public meetings and provided details in the public notices informing the public how to participate in the online meetings; and,

**WHEREAS**, the YUCAIPA GSA has received written public comments on the various elements of the GSP, which have been reviewed and commented on, where and as appropriate, as part of the GSP; and,

**WHEREAS**, the YUCAIPA GSA announced a community engagement meeting (i.e., public hearing) for November 16, 2021, as required by Water Code section 10728.4 for the purposes of considering public comments before adopting a GSP for the SUBBASIN; and,

**WHEREAS**, the GSP for the Subbasin contains all the elements required by Water Code sections 10727.2 and 10727.4; and,

**WHEREAS**, after its filing with DWR, the GSP for the Subbasin will be subject to a further public review period, and will undergo review by DWR for a period not exceeding two years; and,

**WHEREAS**, the GSP for the SUBBASIN will be subject to further updating during the DWR review period, and periodically thereafter via annual reports due every April 1 and evaluation reports at least every 5 years or when the GSP is amended; and,

**WHEREAS**, it is now necessary and appropriate for the Board of Directors to consider the adoption of the GSP for the sustainable management of the SUBBASIN, and authorizes the adoption of the GSP for the sustainable management of the SUBBASIN and directs the YUCAIPA GSA to file the GSP with DWR no later than the date required by SGMA; NOW, THEREFORE,

**BE IT RESOLVED**, by the Board of Directors of the South Mountain Water Company, as follows:

1. The above Recitals are true and correct.
2. The GSP for the SUBBASIN is approved.
3. The South Mountain Water Company hereby authorizes the adoption of the GSP for the SUBBASIN and directs the YUCAIPA GSA to file the GSP with DWR no later than January 31, 2022, as required by SGMA.
4. The General Manager and Counsel are hereby authorized and directed to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution.

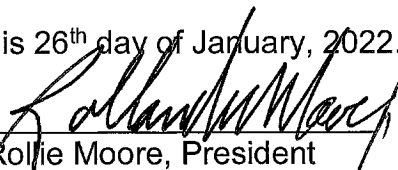
**BE IT FURTHER RESOLVED**, by the Board of Directors of the South Mountain Water Company:

5. That the Yucaipa Groundwater Management Agency reconsider the apportionment of the annual costs associated with the GSP, and;
6. That the Yucaipa Groundwater Management Agency consider apportioning said costs based on a fair distribution stemming from the amount of water extracted by each member.

PASSED AND ADOPTED on this 26th day of January 2022, by the following vote, to-wit:

Director Moore: Aye  
Director Riordan: Aye  
Director Jeffries: Absent  
Director Bingaman: Aye  
Director Pierce: Absent

ADOPTED, SIGNED AND APPROVED this 26<sup>th</sup> day of January, 2022.

  
Rolfe Moore, President

ATTEST:

  
Kristy Hoover, Secretary

Resolution No. 2022-02

by

San Geronio Pass Water Agency

## **RESOLUTION NO. 2022-02**

### **RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN GORGONIO PASS WATER AGENCY AS A MEMBER OF THE YUCAIPA GROUNDWATER SUSTAINABILITY AGENCY TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN FOR THE YUCAIPA SUBBASIN (BASIN NO. 8-002.07)**

**WHEREAS**, on September 16, 2014, Governor Jerry Brown signed into law Senate Bills 1168 and 1319, and Assembly Bill 1739, collectively known as the Sustainable Groundwater Management Act ("SGMA"), codified in certain provisions of the California Government Code, including commencing with Section 65350.5, and codified in Part 2.74 of Division 6 of the California Water Code, commencing with Section 10720, and amending other provisions of the California Government Code and California Water Code; and,

**WHEREAS**, SGMA went into effect on January 1, 2015; and,

**WHEREAS**, various clarifying amendments to SGMA were signed into law in 2015, including Senate Bills 13 and 226, and Assembly Bills 617 and 939, which were codified in part in California Water Code Section 10723.6(a), authorizing a combination of local agencies to form a Groundwater Sustainability Agency ("GSA") pursuant to a joint powers agreement, a memorandum of agreement, or other legal agreement; and, California Water Code Section 10723.6(b), authorizing water corporations regulated by the California Public Utilities Commission and mutual water companies to participate in a GSA through a memorandum of agreement or other legal agreement; and,

**WHEREAS**, the legislative intent and effect of SGMA, as set forth in California Water Code Section 10720.1, includes the following: (1) to provide for the sustainable management of groundwater basins; (2) to enhance local management of groundwater consistent with rights to use or store groundwater and Section 2 of Article X of the California Constitution, and to preserve the security of water rights in the state to the greatest extent possible consistent with the sustainable management of groundwater; (3) to establish minimum standards for sustainable groundwater management; (4) to provide local groundwater agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; (5) to avoid or minimize subsidence; (6) to improve data collection and understanding about groundwater; (7) to increase groundwater storage and remove impediments to recharge; (8) to manage groundwater basins through the actions of local governmental agencies to the greatest extent feasible, while minimizing state intervention to only when necessary to ensure that local agencies manage groundwater in a sustainable manner; and (9) to provide a more efficient and cost-effective groundwater adjudication process that protects water rights, ensures due process, prevents unnecessary delay, and furthers the objectives of SGMA; and,

**WHEREAS**, SGMA affords GSAs specific powers to manage groundwater in addition to existing legal authorities, which powers may be used to provide the maximum degree of local control and flexibility consistent with the sustainability goals of SGMA; and,

**WHEREAS**, SGMA includes several un-codified findings by the California Legislature, including the determination that the people of the state have a primary interest in the protection, management, and reasonable beneficial use of the water resources of the state, both surface and underground, and that the integrated management of the state's water resources is essential to meeting its water management goals; and,

**WHEREAS**, the Yucaipa Subbasin ("SUBBASIN") is identified by the California Department of Water Resources Bulletin 118 as Sub-basin No. 8-002.07 of the Upper Santa Ana Valley Groundwater Basin, and is designated by the California Department of Water Resources ("DWR") as a high-priority basin and not subject to critical conditions of overdraft; and,

**WHEREAS**, California Water Code Section 10720.7 requires the SUBBASIN, as a high-priority basin that is not designated by DWR as being subject to critical conditions of overdraft, to be managed by a Groundwater Sustainability Plan ("GSP") by January 31, 2022; and,

**WHEREAS**, South Mesa Water Company ("SOUTH MESA"), South Mountain Water Company ("SOUTH MOUNTAIN"), Western Heights Water Company ("WHWC") and Yucaipa Valley Water District ("YVWD"), herein collectively referred to as the "WATER PURVEYORS"; and the City of Calimesa ("CALIMESA"), the City of Redlands ("REDLANDS") and the City of Yucaipa ("YUCAIPA"), herein collectively referred to as the "MUNICIPALITIES"; and the San Bernardino Valley Municipal Water District ("SBVMWD") and the San Gorgonio Pass Water Agency ("SGPWA"), herein collectively referred to as the "REGIONALS", entered into a Memorandum of Agreement ("MOA") in June 2017 to form a GSA called the Yucaipa Groundwater Sustainability Agency ("YUCAIPA GSA"), and,

**WHEREAS**, each of the above-described entities is individually referred to as a "PARTY" and are collectively referred to as the "PARTIES". SOUTH MESA, SOUTH MOUNTAIN and WHWC are collectively referred to as the "MUTUALS"; and, the PARTIES other than the MUTUALS are collectively referred to as the "LOCAL AGENCIES," and,

**WHEREAS**, The County of Riverside ("RIVERSIDE") and the County of San Bernardino ("SAN BERNARDINO"), collectively referred to as the "COUNTIES," are stakeholders but not PARTIES in the YUCAIPA GSA, and,

**WHEREAS**, CALIMESA submitted a written Notice of Withdrawal dated November 19, 2018 and the Yucaipa GSA subsequently acknowledged the withdrawal of CALIMESA from the Yucaipa GSA at the January 23, 2019 YUCAIPA GSA Board meeting, and,

**WHEREAS**, the LOCAL AGENCIES have water supply, water management, and/or land use responsibilities for their respective jurisdictional areas overlying the SUBBASIN and are local agencies as defined by SGMA in California Water Code Section 10721(n), and thus each is authorized by SGMA to form a GSA; and,

**WHEREAS**, the LOCAL AGENCIES' individually have jurisdictional and/or service areas within and their collective jurisdictional areas and/or service areas that cover the entirety of the SUBBASIN, with no gaps in coverage; and,

**WHEREAS**, the WATER PURVEYORS, including the MUTUALS, produce groundwater and provide water service within the SUBBASIN; and,

**WHEREAS**, the REGIONALS are State Water Contractors, and have the rights and duties of such, including for the delivery of State Water Project Water within the SUBBASIN; and,

**WHEREAS**, the PARTIES have worked with local stakeholders and interested parties in the SUBBASIN that are not PARTIES in YUCAIPA GSA to carry out the policy, purposes, and requirements of SGMA in the SUBBASIN; and,

**WHEREAS**, the YUCAIPA GSA has developed a GSP for the SUBBASIN as required by SGMA; and,

**WHEREAS**, the YUCAIPA GSA has provided the public notices required by Water Code section 10727.8, including a Public Outreach and Engagement Plan, informing the public on how to participate in the development of the GSP; and,

**WHEREAS**, the YUCAIPA GSA has held numerous public meetings where elements of the GSP for the SUBBASIN have been presented and discussed, and where the general public has been provided the opportunity to comment on the various elements of the GSP; and,

**WHEREAS**, due to the COVID-19 pandemic and Executive Order N-29-20 that suspended the requirement to hold public meetings at physical locations, the YUCAIPA GSA held online public meetings and provided details in the public notices informing the public how to participate in the online meetings; and,

**WHEREAS**, the YUCAIPA GSA has received written public comments on the various elements of the GSP, which have been reviewed and commented on, where and as appropriate, as part of the GSP; and,

**WHEREAS**, the YUCAIPA GSA announced a community engagement meeting (i.e., public hearing) for November 16, 2021, as required by Water Code section 10728.4 for the purposes of considering public comments before adopting a GSP for the SUBBASIN; and,

**WHEREAS**, the SGPWA Board of Directors has had the opportunity to review the most current version of the GSP; and

**WHEREAS**, the GSP for the Subbasin contains all the elements required by Water Code sections 10727.2 and 10727.4; and,

**WHEREAS**, after its filing with DWR, the GSP for the Subbasin will be subject to review by DWR for a period not exceeding two years; and,

**WHEREAS**, it is now necessary and appropriate for the Board of Directors of the SGPWA to consider the adoption of the GSP for the sustainable management of the SUBBASIN, and authorize the adoption of the GSP for the sustainable management of the SUBBASIN and directs its Representative on the YUCAIPA GSA board to vote to approve and authorize the filing of the GSP with DWR no later than the date required by SGMA;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Directors of the San Gorgonio Pass Water Agency, as follows:

1. The above Recitals are true and correct and incorporated herein by this reference.
2. The San Gorgonio Pass Water Agency does hereby approve and adopt the Final Groundwater Sustainability Plan for the Yucaipa Subbasin, as presented or with minor, non-substantive revisions to the GSP approved by its Representative between today's date and the date the GSP is submitted to DWR.
3. The San Gorgonio Pass Water Agency does hereby authorize its Representative to vote to

formally approve the Final Yucaipa Subbasin GSP on behalf of the SGPWA at the upcoming meeting of the Yucaipa GSA expected to take place on or about January 26, 2022.

4. This Resolution shall take effect immediately upon adoption.

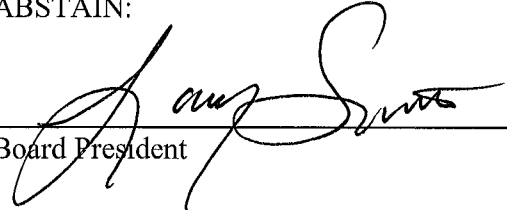
**PASSED AND ADOPTED** by the Board of Directors of the San Gorgonio Pass Water Agency, this 10<sup>th</sup> day of January, 2022, by the following vote:

AYES: Directors Ball, Duncan, Letulle, Valdivia, Ybarra, Lehtonen, and President Smith

NAYS:

ABSENT:

ABSTAIN:

  
Board President



Resolution No. 2022-03

by

City of Yucaipa

**RESOLUTION NO. 2022-03**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUCAIPA, STATE OF CALIFORNIA, AS A MEMBER OF THE YUCAIPA GROUNDWATER SUSTAINABILITY AGENCY TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN FOR THE YUCAIPA SUBBASIN (BASIN NO. 8-002.07)**

**WHEREAS**, on September 16, 2014, Governor Jerry Brown signed into law Senate Bills 1168 and 1319, and Assembly Bill 1739, collectively known as the Sustainable Groundwater Management Act ("SGMA"), codified in certain provisions of the California Government Code, including commencing with Section 65350.5, and codified in Part 2.74 of Division 6 of the California Water Code, commencing with Section 10720, and amending other provisions of the California Government Code and California Water Code; and,

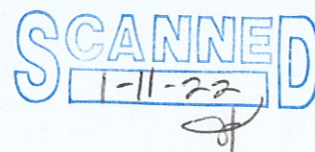
**WHEREAS**, SGMA went into effect on January 1, 2015; and,

**WHEREAS**, various clarifying amendments to SGMA were signed into law in 2015, including Senate Bills 13 and 226, and Assembly Bills 617 and 939, which were codified in part in California Water Code Section 10723.6(a), authorizing a combination of local agencies to form a Groundwater Sustainability Agency ("GSA") pursuant to a joint powers agreement, a memorandum of agreement, or other legal agreement; and, California Water Code Section 10723.6(b), authorizing water corporations regulated by the California Public Utilities Commission and mutual water companies to participate in a GSA through a memorandum of agreement or other legal agreement; and,

**WHEREAS**, the legislative intent and effect of SGMA, as set forth in California Water Code Section 10720.1, includes the following: (1) to provide for the sustainable management of groundwater basins; (2) to enhance local management of groundwater consistent with rights to use or store groundwater and Section 2 of Article X Water of the California Constitution, and to preserve the security of water rights in the state to the greatest extent possible consistent with the sustainable management of groundwater; (3) to establish minimum standards for sustainable groundwater management; (4) to provide local groundwater agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; (5) to avoid or minimize subsidence; (6) to improve data collection and understanding about groundwater; (7) to increase groundwater storage and remove impediments to recharge; (8) to manage groundwater basins through the actions of local governmental agencies to the greatest extent feasible, while minimizing state intervention to only when necessary to ensure that local agencies manage groundwater in a sustainable manner; and (9) to provide a more efficient and cost-effective groundwater adjudication process that protects water rights, ensures due process, prevents unnecessary delay, and furthers the objectives of SGMA; and,

**WHEREAS**, SGMA affords GSAs specific powers to manage groundwater in addition to existing legal authorities, which powers may be used to provide the maximum degree of local control and flexibility consistent with the sustainability goals of SGMA; and,

**WHEREAS**, SGMA includes several un-codified findings by the California Legislature,



including the determination that the people of the state have a primary interest in the protection, management, and reasonable beneficial use of the water resources of the state, both surface and underground, and that the integrated management of the state's water resources is essential to meeting its water management goals; and,

**WHEREAS**, the Yucaipa Subbasin (“SUBBASIN”) is identified by the California Department of Water Resources Bulletin 118 as Sub-basin No. 8-002.07 of the Upper Santa Ana Valley Groundwater Basin, and is designated by the California Department of Water Resources (“DWR”) as a high-priority basin; and,

**WHEREAS**, California Water Code Section 10720.7 requires the SUBBASIN, as a high-priority basin that is not designated by DWR as being subject to critical conditions of overdraft, to be managed by a Groundwater Sustainability Plan (“GSP”) by January 31, 2022; and,

**WHEREAS**, South Mesa Water Company (“SOUTH MESA”), South Mountain Water Company (“SOUTH MOUNTAIN”), Western Heights Water Company (“WHWC”) and Yucaipa Valley Water District (“YVWD”), herein collectively referred to as the “WATER PURVEYORS”; and the City of Calimesa (“CALIMESA”), the City of Redlands (“REDLANDS”) and the City of Yucaipa (“YUCAIPA”), herein collectively referred to as the MUNICIPALITIES”; and the San Bernardino Valley Municipal Water District (“SBVMWD”) and the San Gorgonio Pass Water Agency (“SGPWA”), herein collectively referred to as the “REGIONALS”, entered into a Memorandum of Agreement (“MOA”) in June 2017 to form a GSA called the Yucaipa Groundwater Sustainability Agency (“YUCAIPA GSA”), and,

**WHEREAS**, each of the above-described entities is individually referred to as a “PARTY” and are collectively referred to as the “PARTIES”. SOUTH MESA, SOUTH MOUNTAIN and WHWC are collectively referred to as the “MUTUALS”; and, the PARTIES other than the MUTUALS are collectively referred to as the “LOCAL AGENCIES,” and,

**WHEREAS**, The County of Riverside (“RIVERSIDE”) and the County of San Bernardino (“SAN BERNARDINO”), collectively referred to as the “COUNTIES,” are stakeholders but not PARTIES in the YUCAIPA GSA, and,

**WHEREAS**, CALIMESA submitted a written Notice of Withdrawal dated November 19, 2018 and the Yucaipa GSA subsequently acknowledged the withdrawal of CALIMESA from the Yucaipa GSA at the January 23, 2019 YUCAIPA GSA Board meeting, and,

**WHEREAS**, the LOCAL AGENCIES have water supply, water management, and/or land use responsibilities for their respective jurisdictional areas overlying the SUBBASIN and are local agencies as defined by SGMA in California Water Code Section 10721(n), and thus each is authorized by SGMA to form a GSA; and,

**WHEREAS**, the LOCAL AGENCIES' individually have jurisdictional and/or service areas within and their collective jurisdictional areas and/or service areas that cover the entirety of the SUBBASIN, with no gaps in coverage; and,

**WHEREAS**, the WATER PURVEYORS, including the MUTUALS, produce

groundwater and provide water service within the SUBBASIN; and,

**WHEREAS**, the REGIONALS are State Water Contractors, and have the rights and duties of such, including for the delivery of State Water Project Water within the SUBBASIN; and,

**WHEREAS**, the PARTIES have worked with local stakeholders and interested parties in the SUBBASIN that are not PARTIES in YUCAIPA GSA to carry out the policy, purposes, and requirements of SGMA in the SUBBASIN; and,

**WHEREAS**, the YUCAIPA GSA has developed a GSP for the SUBBASIN as required by SGMA; and,

**WHEREAS**, the YUCAIPA GSA has provided the public notices required by Water Code section 10727.8, including a Public Outreach and Engagement Plan, informing the public on how to participate in the development of the GSP; and,

**WHEREAS**, the YUCAIPA GSA has held numerous public meetings where elements of the GSP for the SUBBASIN have been presented and discussed, and where the general public has been provided the opportunity to comment on the various elements of the GSP; and,

**WHEREAS**, due to the COVID-19 pandemic and Executive Order N-29-20 that suspended the requirement to hold public meetings at physical locations, the YUCAIPA GSA held online public meetings and provided details in the public notices informing the public how to participate in the online meetings; and,

**WHEREAS**, the YUCAIPA GSA has received written public comments on the various elements of the GSP, which have been reviewed and commented on, where and as appropriate, as part of the GSP; and,

**WHEREAS**, the YUCAIPA GSA announced a community engagement meeting (i.e., public hearing) for November 16, 2021, as required by Water Code section 10728.4 for the purposes of considering public comments before adopting a GSP for the SUBBASIN; and,

**WHEREAS**, the GSP for the Subbasin contains all the elements required by Water Code sections 10727.2 and 10727.4; and,

**WHEREAS**, after its filing with DWR, the GSP for the Subbasin will be subject to a further public review period, and will undergo review by DWR for a period not exceeding two years; and,

**WHEREAS**, the GSP for the SUBBASIN will be subject to further updating during the DWR review period, and periodically thereafter via annual reports due every April 1 and evaluation reports at least every 5 years or when the GSP is amended; and,

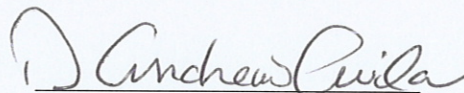
**WHEREAS**, it is now necessary and appropriate for the City Council of the City of

Yucaipa to consider the adoption of the GSP for the sustainable management of the SUBBASIN, and authorizes the adoption of the YSGSP for the sustainable management of the SUBBASIN and directs the YUCAIPA GSA to file the GSP with DWR no later than the date required by SGMA; NOW, THEREFORE,

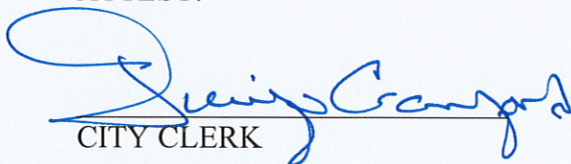
**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF YUCAIPA HEREBY FINDS, DETERMINES, ORDERS AND RESOLVES AS FOLLOWS:**

1. The above Recitals are true and correct findings of the Yucaipa City Council.
2. The Yucaipa Subbasin Groundwater Sustainability Plan is approved.
3. The City of Yucaipa hereby authorizes the adoption of the YSGSP for the SUBBASIN and directs the YUCAIPA GSA to file the YSGSP with DWR no later than January 31, 2022, as required by SGMA.
4. The City Manager (or his designee) is hereby authorized and directed to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution.

PASSED, APPROVED AND ADOPTED on this 10th day of January 2022.

  
DAVID AVILA, MAYOR

\_\_\_\_\_  
ATTEST:

  
CITY CLERK

Resolution No. 8290

by

City of Redlands

RESOLUTION NO. 8290

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDLANDS AS A MEMBER OF THE YUCAIPA GROUNDWATER SUSTAINABILITY AGENCY TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN FOR THE YUCAIPA SUBBASIN (BASIN NO. 8-002.07)

WHEREAS, on September 16, 2014, Governor Jerry Brown signed into law Senate Bills 1168 and 1319, and Assembly Bill 1739, collectively known as the Sustainable Groundwater Management Act ("SGMA"), codified in certain provisions of the California Government Code, including commencing with Section 65350.5, and codified in Part 2.74 of Division 6 of the California Water Code, commencing with Section 10720, and amending other provisions of the California Government Code and California Water Code; and

WHEREAS, SGMA went into effect on January 1, 2015; and

WHEREAS, various clarifying amendments to SGMA were signed into law in 2015, including Senate Bills 13 and 226, and Assembly Bills 617 and 939, which were codified in part in California Water Code Section 10723.6(a), authorizing a combination of local agencies to form a Groundwater Sustainability Agency ("GSA") pursuant to a joint powers agreement, a memorandum of agreement, or other legal agreement; and, California Water Code Section 10723.6(b), authorizing water corporations regulated by the California Public Utilities Commission and mutual water companies to participate in a GSA through a memorandum of agreement or other legal agreement; and

WHEREAS, the legislative intent and effect of SGMA, as set forth in California Water Code Section 10720.1, includes the following: (1) to provide for the sustainable management of groundwater basins; (2) to enhance local management of groundwater consistent with rights to use or store groundwater and Section 2 of Article X Water of the California Constitution, and to preserve the security of water rights in the state to the greatest extent possible consistent with the sustainable management of groundwater; (3) to establish minimum standards for sustainable groundwater management; (4) to provide local groundwater agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater; (5) to avoid or minimize subsidence; (6) to improve data collection and understanding about groundwater; (7) to increase groundwater storage and remove impediments to recharge; (8) to manage groundwater basins through the actions of local governmental agencies to the greatest extent feasible, while minimizing state intervention to only when necessary to ensure that local agencies manage groundwater in a sustainable manner; and (9) to provide a more efficient and cost-effective groundwater adjudication process that protects water rights, ensures due process, prevents unnecessary delay, and furthers the objectives of SGMA; and

WHEREAS, SGMA affords GSAs specific powers to manage groundwater in addition to existing legal authorities, which powers may be used to provide the maximum degree of local control and flexibility consistent with the sustainability goals of SGMA; and

WHEREAS, SGMA includes several un-codified findings by the California Legislature,

including the determination that the people of the state have a primary interest in the protection, management, and reasonable beneficial use of the water resources of the state, both surface and underground, and that the integrated management of the state's water resources is essential to meeting its water management goals; and

WHEREAS, the Yucaipa Subbasin ("SUBBASIN") is identified by the California Department of Water Resources Bulletin 118 as Sub-basin No. 8-002.07 of the Upper Santa Ana Valley Groundwater Basin, and is designated by the California Department of Water Resources ("DWR") as a high-priority basin; and

WHEREAS, California Water Code Section 10720.7 requires the SUBBASIN, as a high-priority basin that is not designated by DWR as being subject to critical conditions of overdraft, to be managed by a Groundwater Sustainability Plan ("GSP") by January 31, 2022; and

WHEREAS, South Mesa Water Company ("SOUTH MESA"), South Mountain Water Company ("SOUTH MOUNTAIN"), Western Heights Water Company ("WHWC") and Yucaipa Valley Water District ("YVWD"), herein collectively referred to as the "WATER PURVEYORS"; and the City of Calimesa ("CALIMESA"), the City of Redlands ("REDLANDS") and the City of Yucaipa ("YUCAIPA"), herein collectively referred to as the MUNICIPALITIES"; and the San Bernardino Valley Municipal Water District ("SBVMWD") and the San Geronio Pass Water Agency ("SGPWA"), herein collectively referred to as the "REGIONALS", entered into a Memorandum of Agreement ("MOA") in June 2017 to form a GSA called the Yucaipa Groundwater Sustainability Agency ("YUCAIPA GSA"); and

WHEREAS, each of the above-described entities is individually referred to as a "PARTY" and are collectively referred to as the "PARTIES". SOUTH MESA, SOUTH MOUNTAIN and WHWC are collectively referred to as the "MUTUALS"; and, the PARTIES other than the MUTUALS are collectively referred to as the "LOCAL AGENCIES;" and

WHEREAS, The County of Riverside ("RIVERSIDE") and the County of San Bernardino ("SAN BERNARDINO"), collectively referred to as the "COUNTIES," are stakeholders but not PARTIES in the YUCAIPA GSA; and

WHEREAS, CALIMESA submitted a written Notice of Withdrawal dated November 19, 2018 and the Yucaipa GSA subsequently acknowledged the withdrawal of CALIMESA from the Yucaipa GSA at the January 23, 2019 YUCAIPA GSA Board meeting; and

WHEREAS, the LOCAL AGENCIES have water supply, water management, and/or land use responsibilities for their respective jurisdictional areas overlying the SUBBASIN and are local agencies as defined by SGMA in California Water Code Section 10721(n), and thus each is authorized by SGMA to form a GSA; and

WHEREAS, the LOCAL AGENCIES' individually have jurisdictional and/or service areas within and their collective jurisdictional areas and/or service areas that cover the entirety of the SUBBASIN, with no gaps in coverage; and

WHEREAS, the WATER PURVEYORS, including the MUTUALS, produce



groundwater and provide water service within the SUBBASIN; and

WHEREAS, the REGIONALS are State Water Contractors, and have the rights and duties of such, including for the delivery of State Water Project Water within the SUBBASIN; and

WHEREAS, the PARTIES have worked with local stakeholders and interested parties in the SUBBASIN that are not PARTIES in YUCAIPA GSA to carry out the policy, purposes, and requirements of SGMA in the SUBBASIN; and

WHEREAS, the YUCAIPA GSA has developed a GSP for the SUBBASIN as required by SGMA; and

WHEREAS, the YUCAIPA GSA has provided the public notices required by California Water Code section 10727.8, including a Public Outreach and Engagement Plan, informing the public on how to participate in the development of the GSP; and

WHEREAS, the YUCAIPA GSA has held numerous public meetings where elements of the GSP for the SUBBASIN have been presented and discussed, and where the general public has been provided the opportunity to comment on the various elements of the GSP; and

WHEREAS, due to the COVID-19 pandemic and Executive Order N-29-20 that suspended the requirement to hold public meetings at physical locations, the YUCAIPA GSA held online public meetings and provided details in the public notices informing the public how to participate in the online meetings; and

WHEREAS, the YUCAIPA GSA has received written public comments on the various elements of the GSP, which have been reviewed and commented on, where and as appropriate, as part of the GSP; and

WHEREAS, the YUCAIPA GSA announced a community engagement meeting (i.e., public hearing) for November 16, 2021, as required by California Water Code section 10728.4 for the purposes of considering public comments before adopting a GSP for the SUBBASIN; and

WHEREAS, the GSP for the SUBBASIN contains all the elements required by California Water Code sections 10727.2 and 10727.4; and

WHEREAS, after its filing with DWR, the GSP for the SUBBASIN will be subject to a further public review period, and will undergo review by DWR for a period not exceeding two years; and

WHEREAS, the GSP for the SUBBASIN will be subject to further updating during the DWR review period, and periodically thereafter via annual reports due every April 1 and evaluation reports at least every 5 years or when the GSP is amended; and

WHEREAS, it is now necessary and appropriate for the City Council to consider the

adoption of the GSP for the sustainable management of the SUBBASIN, and authorizes the adoption of the GSP for the sustainable management of the SUBBASIN and directs the YUCAIPA GSA to file the GSP with DWR no later than the date required by SGMA;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF REDLANDS AS FOLLOWS:

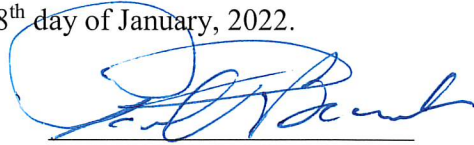
Section 1. The above Recitals are true and correct.

Section 2. The GSP for the SUBBASIN is approved.

Section 3. The City Council of the City of Redlands hereby authorizes the adoption of the GSP for the SUBBASIN and directs the YUCAIPA GSA to file the GSP with the DWR no later than January 31, 2022, as required by SGMA.

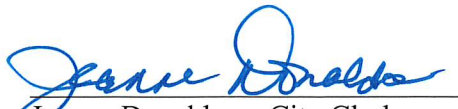
Section 4. The City Manager and City Attorney are hereby authorized and directed to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution.

ADOPTED, SIGNED AND APPROVED this 18<sup>th</sup> day of January, 2022.



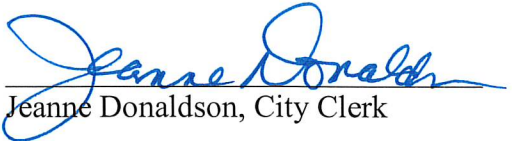
Paul T. Barich, Mayor

ATTEST:

  
Jeanne Donaldson, City Clerk

I, Jeanne Donaldson, City Clerk of the City of Redlands, hereby certify that the foregoing resolution was duly adopted by the City Council at a regular meeting thereof held on the 18<sup>th</sup> day of January, 2022

AYES: Councilmembers Tejada, Davis, Guzman-Lowery, Gallagher; Mayor Barich  
NOES: None  
ABSENT: None  
ABSTAINED: None

  
\_\_\_\_\_  
Jeanne Donaldson, City Clerk