

**BEFORE THE BOARD OF DIRECTORS**  
**OF THE**  
**EAST KAWEAH GROUNDWATER SUSTAINABILITY AGENCY**  
**COUNTY OF TULARE, STATE OF CALIFORNIA**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE EAST KAWEAH GROUNDWATER  
SUSTAINABILITY AGENCY ADOPTING GROUNDWATER ALLOCATIONS FOR GROUNDWATER  
ALLOCATION YEAR 2023.**

**RESOLUTION NO.: 2022-04**

**WHEREAS**, the California Legislature passed a statewide framework for sustainable groundwater management, known as the Sustainable Groundwater Management Act (Wat. Code, § 10720, et seq) that went into effect on January 1, 2015; and

**WHEREAS**, the Sustainable Groundwater Management Act (SGMA) requires all medium- and high-priority groundwater basins, as designated by the California Department of Water Resources (DWR) Bulletin 118, to be managed by a Groundwater Sustainability Agency (GSA) or multiple GSAs; and

**WHEREAS**, the Kaweah Subbasin (Subbasin) has been designated by DWR as a high-priority basin subject to critical overdraft (DWR Bulletin 118 Groundwater Basin: 5-22.11); and,

**WHEREAS**, on December 8, 2016, Lindmore Irrigation District, Lindsay-Strathmore Irrigation District, Exeter Irrigation District, Ivanhoe Irrigation District, Stone Corral Irrigation District, the City of Lindsay, and the County of Tulare elected to become a GSA for the Subbasin; and

**WHEREAS**, SGMA requires that a Groundwater Sustainability Plan (GSP) or multiple GSPs be developed and implemented by January 31, 2020 for each high-priority basin; and,

**WHEREAS**, on January 17, 2020, the Agency adopted a GSP for its portion of the Subbasin and submitted this GSP to DWR for review; and

**WHEREAS**, on July 25, 2022, to address deficiencies identified by DWR, the Agency amended and resubmitted its GSP to DWR for further review; and

**WHEREAS**, to control groundwater extractions, SGMA authorizes a GSA to establish groundwater allocations, among other things (Wat. Code, §10726.4, subd. (a)(2)); and

**WHEREAS**, in August and September, the Agency's Technical Advisory Committee and Advisory Committee considered an analysis provided by the Agency's technical consultant regarding the Subbasin's groundwater conditions relative to minimum thresholds identified in the Agency's final GSP submitted to DWR on July 25, 2022; and

**WHEREAS**, as a result of the Technical Advisory Committee and the Advisory Committee's review of this analysis, both committees recommend that the Agency's Board of Directors (Board) adopt the following allocations for Water Year 2023: (a) a "Native Supply" allocation of .85 acre-feet per parcel acre; (b) a "Tier 1 Penalty" allocation of .3 acre-feet per parcel acre; (c) no "Tier 2 Penalty" allocation; and (d) Maximum groundwater extraction of 2.50 AF per parcel acre; and

**WHEREAS**, it is the desire of the Board to adopt the Technical Advisory Committee and the Advisory Committee's recommendation for groundwater allocations for Water Year 2023.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of East Kaweah Groundwater Sustainability Agency as follows:

1. The foregoing recitals are true and correct.
2. The following allocations are hereby approved and adopted for Water Year 2023:
  - a. Each assessed parcel of land greater than two acres in size within the boundaries of the Agency, excluding all land within the boundaries of the City of Lindsay, shall receive a "Native Supply" allocation of .85 acre-feet per acre.
  - b. Each irrigated parcel of land greater than two acres in size within the boundaries of the Agency, excluding all land within the boundaries of the City of Lindsay, shall receive a "Tier 1 Penalty" allocation of .3 acre-feet per acre.
  - c. No land within the boundaries of the Agency shall receive a "Tier 2 Penalty" allocation.

- d. There will be a maximum groundwater extraction of 2.50 AF, as measured by ETa, per assessed parcel acre. The Agency shall deduct from the allocation for next year (i) all of the excess volume above 2.50 AF, or (ii) if there is no transfer into the Agency, all of the excess volume above 1.15 AF.
- e. There will be a penalty equal to \$500 multiplied by the volume of groundwater extracted, measured in AF, in excess of 0.85 acre-feet per assessed parcel acre.

**PASSED, APPROVED and ADOPTED** by the Board of Directors of East Kaweah Groundwater Sustainability Agency this 30th day of September 2022.


Upon motion by **Director George** seconded by **Director Hornung**, the foregoing Resolution was passed and adopted by the EKGSA Board of Directors on this 30<sup>th</sup> day of September 2022, by the following vote:

AYES: Caudillo, Ferrara, George, Hornung, Milanesio, E., Peltzer, Roberts,  
Watson

NOES: Buldo, Micari, Milanesio, S.

ABSTAIN: None

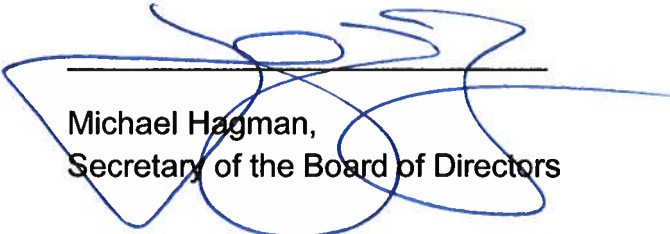
ABSENT: None



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Ed Milanesio, Chairman

ATTEST:



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Michael Hagman,  
Secretary of the Board of Directors