



MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

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Agenda

Regular Board Meeting, Board of Directors

Marina Coast Water District

Marina Council Chambers

211 Hillcrest Avenue, Marina, California

Monday, March 6, 2017, 6:30 p.m. PST

This meeting has been noticed according to the Brown Act rules. The Board of Directors meet regularly on the first and third Monday of each month. The meetings normally begin at 6:30 p.m. and are held at the City of Marina Council Chambers at 211 Hillcrest Avenue, Marina, California.

Our Mission: *We provide our customers with high quality water, wastewater collection and conservation services at a reasonable cost, through planning, management and the development of water resources in an environmentally sensitive manner.*

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Oral Communications** *Anyone wishing to address the Board on matters not appearing on the Agenda may do so at this time. Please limit your comment to four minutes. The public may comment on any other items listed on the agenda at the time they are considered by the Board.*
5. **Public Hearing**
 - A. Public Hearing on Whether to Withdraw, Modify, and/or File a Groundwater Sustainability Agency Notification for the Ord Community Service Area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) Within the Monterey Subbasin
6. **Action Item** *The Board will review and discuss agenda items and take action or direct staff to return to the Board for action at a following meeting. The public may address the Board on these items as each item is reviewed by the Board. Please limit your comment to four minutes.*

This agenda is subject to revision and may be amended prior to the scheduled meeting. Pursuant to Government Code section 54954.2(a)(1), the agenda for each meeting of the Board shall be posted at the City of Marina Council Chambers. The agenda shall also be posted at the following locations but those locations are not official agenda posting locations for purposes of section 54954.2(a)(1): District offices at 11 Reservation Road, Seaside City Hall, the City of Marina Library, and the City of Seaside Library. A complete Board packet containing all enclosures and staff materials will be available for public review on Wednesday, March 1, 2017. Copies will also be available at the Board meeting. Information about items on this agenda or persons requesting disability related modifications and/or accommodations should contact the Board Clerk 48 hours prior to the meeting at: 831-883-5910.

- A. Consider Adoption of Resolution No. 2017-12 to Elect to Withdraw the Groundwater Sustainability Agency Notification for the Ord Community Service Area Within the Corral de Tierra Subbasin, Become the Groundwater Sustainability Agency for the Ord Community Service Area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) Within the Monterey Subbasin, and to Direct Staff to Submit the Required Notification to the California Department of Water Resources

Action: The Board of Directors will consider whether to withdraw the Groundwater Sustainability Agency Notification for the Ord Community Service Area within the Corral de Tierra Subbasin, become the Groundwater Sustainability Agency for the Ord Community Service Area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) within the Monterey Subbasin, and to direct staff to submit the required notification to the California Department of Water Resources.

7. Strategic Planning Workshop

- A. Receive a Presentation from Brent Ives, BHI Consulting, on the District's Draft Five-Year Strategic Plan and Provide Direction

8. Director's Comments *Director reports on meetings with other agencies, organizations and individuals on behalf of the District and on official District matters.*

9. Adjournment *Set or Announce Next Meeting(s), date(s), time(s), and location(s):*

*Regular Meeting: Monday, March 20, 2017, 6:30 p.m.,
Marina Council Chambers, 211 Hillcrest Avenue, Marina*

Marina Coast Water District
Public Hearing

Agenda Item: 5-A

Meeting Date: March 6, 2017

Prepared By: Michael Wegley

Approved By: Keith Van Der Maaten

Subject: Public Hearing on Whether to Withdraw, Modify, and/or File a Groundwater Sustainability Agency Notification for the Ord Community Service Area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) Within the Monterey Subbasin

Detailed Description: The Board will conduct a public hearing and receive public comments on the District's interest in:

1. Withdrawing the Groundwater Sustainability Agency (GSA) Notification for the Ord Community service area of the Corral de Tierra Subbasin; and,
2. Filing a GSA Notification for the Ord Community Service Area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) within the Monterey Subbasin.

Following the public hearing and receipt of the public comments, the Board will consider taking action on whether to withdraw and file the GSA Notification.

In September 2014, Governor Brown signed historic legislation requiring that California's critical groundwater resources be sustainably managed by local agencies. The Sustainable Groundwater Management Act (SGMA) gives local agencies including cities, counties and water agencies, the authority to sustainably manage groundwater over the long-term. The purposes of SGMA are to provide for sustainable management of groundwater subbasins, to establish standards and regulations for local sustainable groundwater management, and to provide local agencies such as MCWD with the authority to sustainably manage its groundwater for its customers through the formation of a GSA.

Formation of GSAs

SGMA requires the formation by June 30, 2017 of a new GSA for each medium and high-priority groundwater subbasin as designated by DWR. Any local public agency or a combination of local agencies that has water supply, water management, or land use responsibilities within a groundwater subbasin may elect to form a GSA. A local agency or combination of local agencies that elects to form a GSA must hold a public hearing and submit a Notice of Intent to DWR within 30 days of electing to be a GSA. 90 days after posting notice with DWR, the GSA is presumed to be the exclusive GSA for that area.

If areas within a subbasin are not being managed by an exclusive GSA by July 1, 2017, then pumpers in those "unmanaged areas" will be subject to groundwater extraction reporting and payment of fees to the State Water Resources Control Board (SWRCB). This also applies to "overlap" area where two or more local agencies claim to manage the same land within a subbasin. This situation now exists with the County's recent GSA filing to manage groundwater within MCWD's Marina and Ord Community service areas within the Monterey Subbasin. But for the County's "overlapping" notice, MCWD would have become the designated exclusive GSA for its

service area and this overlap issue would not exist. If the local agencies cannot resolve their overlap, then the SWRCB, after notice and hearing, can designate the overlap area as probationary, subjecting it to SWRCB oversight.

GSA Responsibilities

A GSA is required to assess the conditions in its local subbasin and to adopt a locally-based Groundwater Sustainability Plan (GSP). GSP's must be completed for high priority basins by January 31, 2020 (medium priority subbasins by January 31, 2022) and be designed to achieve basin sustainability within 20 years of adoption. SGMA defines sustainable management as managing and using groundwater in a way that can be sustained over a long period of time. Sustainable yield is defined as the amount of groundwater that can be withdrawn annually without causing "significant and unreasonable impacts" related to any of the following "undesirable results": chronically lowering groundwater levels, causing seawater intrusion, degrading water quality, causing land subsidence, or depleting interconnected surface water including creeks, streams and rivers.

GSA Authority

SGMA empowers GSA's to use a number of management tools to achieve the sustainability goal in addition to any powers the local agency already has. GSA's may conduct investigations, require registration of groundwater wells, determine the sustainable yield of a basin, measure and limit groundwater extractions, assess fees for groundwater management, and enforce the terms of a GSP. GSA's also may request a revision of a groundwater basin boundary, including the establishment of new subbasins.

Salinas Valley Groundwater Basin

A basin modification for the 2016 Bulletin 118 Interim Update cleaved the adjudicated area of the Seaside Subbasin and merged the remainder with the Corral de Tierra Subbasin to form the Monterey Subbasin. This occurred in the same timeframe that the District formed the Ord Community Coral de Tierra GSA (Attachment 1). Now the DWR officially designated the Salinas Valley Groundwater Basins (SVGB) are comprised of the following eight subbasins:

Salinas Valley Groundwater Basin Subbasins	DWR Priority Ranking	GS Plan must be adopted by January 31
180/400 Foot Aquifer (Critically Overdrafted)	High	2020
East Side Aquifer	High	2022
Forebay Aquifer	Medium	2022
Upper Valley Aquifer	Medium	2022
Paso Robles (Critically Overdrafted)	High	2020
Seaside (Adjudicated)	Medium	Exempt
Langley	Medium	2022
Monterey	Medium	2022

In northern Monterey County, DWR does not consider the Pajaro Valley subbasin to be part of the SVGB. At the south end of the County, a majority of the Paso Robles Subbasin is located within San Luis Obispo County. DWR denied a Monterey County's basin boundary modification request to divide the Paso Robles subbasin at the county line based on the jurisdictional boundary with San Luis Obispo. Thus, the entire Paso Robles Subbasin remains part of the SVGB within the two separate counties.

The District's Central Marina and Ord Community water service areas overly portions of two SVGB subbasins and part of the Seaside Adjudicated Basin. The SVGB subbasins are the Monterey Subbasin and 180/400 Foot Aquifer Subbasin. The Monterey Subbasin is ranked medium priority and the 180/400 Foot Aquifer Subbasin is ranked high priority and is designated a Critically Overdrafted Subbasin by DWR. District wells are located along the northern boundary of the medium priority Monterey Subbasin.

Discussion/Analysis:

The MCWD Board of Directors authorized the filing with the DWR of two notices of the District's election to become the GSA, excluding any portion of the District's service area within the boundaries of the Adjudicated Seaside Groundwater Basin Pursuant to Resolution No. 2016-54 adopted September 6, 2016. The first GSA notification was for the Central Marina and Ord Community service areas within the former Seaside Subbasin. The second GSA notification was for the Ord Community service area within the former Corral de Tierra Subbasin. District staff filed those formation notices with DWR by letter dated September 15, 2016.

The District's GSA notifications took place at the same time DWR merged the portion of the Seaside outside of the Adjudicated Seaside Groundwater Basin with the Corral de Tierra Subbasins to create the Monterey Subbasin (Attachment 2). At DWR's request and subsequent to the District's two filings, the District updated the two GSA formation notifications for the Monterey Subbasin. DWR posted the Seaside and Corral de Tierra GSA notifications for the Monterey Subbasin GSA on September 29, 2016.

The County led a series of workshops that the District participated in called the Salinas Valley Groundwater Planning Process (SVGPP). The County and City of Salinas formed a Joint Powers Authority (JPA) to be called the Salinas Valley Basin Groundwater Sustainability Agency (SVBGSA) in December 2016.

On December 22, 2016, the County of Monterey Board of Supervisors adopted Resolution 16-330 to become the GSA for all of the Monterey Subbasin excluding those territories within the District's jurisdictional boundaries. The County subsequently filed a GSA formation notification and a GSA map (Attachment 3) which resulted in an overlap with the District's Marina and Ord Community service areas. The County's GSA formation notification was posted by DWR on January 4, 2017. The County elected to become a GSA in MCWD's Marina and Ord Community service areas based on its continuing incorrect assumption that the term "service area" as used in SGMA is to be interpreted as "jurisdictional boundaries" under SGMA. The County incorrectly presumed:

- That lands within which a local agency provides water service by contract do not constitute a "service area" for SGMA purposes,
- The Ord Community is outside the District's service area, and
- The State would move in and overtake groundwater regulation in the areas of MCWD's GSA which are outside of its jurisdictional boundaries unless the County became the GSA.

Instead of saving the subbasin from State intervention, the County created an overlap area with the District's Marina and Ord Community service areas, inviting State intervention. According to DWR, the local agencies involved in GSA formation overlap must seek to reach agreement to resolve the overlap by June 30, 2017, or risk potential intervention by the SWRCB. County Counsel represents that the County GSA Notification overlapping the Districts Ord Community

GSA area is merely to allow the SVBGSA time to decide whether to file a GSA notification overlapping MCWD's GSA.

Though the District participated in the SVGPP, the District was excluded from JPA membership and denied a position on the resulting SVBGSA Board. The cities of Gonzales and Soledad, Castroville Community Services District (CCSD), the Monterey County Water Resources Agency (MCWRA) and the Monterey Regional Water Pollution Control Agency (MRWPCA) have since signed on to the JPA. The cities of Greenfield and King City are considering formation of their own groundwater agency similar to the District.

An 11-member interim SVBGSA Board is anticipated to be seated and hold its first meeting March 9, 2017. The interim board member appointments represent seven County Board of Supervisors appointments and four GSA-eligible entities. The County appointments are expected to include four agricultural interest seats, one environmental interest seat and one public member seat. Salinas has selected one GSA-eligible seat and one non-GSA eligible seat. Other GSA-eligible agencies slated to fill the interim board are MCWRA, MRWPCA, Soledad (or another south county city) and CCSD. Thus, the interim SVBGSA Board may potentially end up representing more non-GSA eligible interests than GSA-eligible interests.

On February 6, 2017, the MCWD Board adopted two resolutions. The first was Resolution No. 2017-07, to make one non-material modification to the Monterey-Seaside subbasin notification, which reduced the GSA boundary to match the District's jurisdictional boundaries, thereby creating an exclusive GSA (Attachment 5). The District notified DWR of the non-material modification on February 8, 2017. DWR accepted the modification and granted the District exclusive GSA status for the Marina jurisdictional area within the Monterey Subbasin on February 24, 2017.

The second resolution adopted, Resolution No. 2017-08, set a public hearing on March 6, 2017 on whether to withdraw, modify, and/or file one or more GSA's and authorized the publication of a Notice of Public Hearing. Pursuant to Government Code Section 6066, notices of a public hearing on whether or not to adopt a resolution to establish one or two GSA's were published on February 17 and 24, 2017 (Attachment 4). As DWR accepted and posted the nonmaterial modification, the public hearing concerning whether to withdraw, modify and or file the Seaside GSA Notification should now be moot. The public hearing therefore is for those areas that were not recently resolved through DWR's acceptance and posting of the nonmaterial modifications to the Seaside GSA notification. MCWD staff is recommending that the Board approve a resolution to withdraw the Corral de Tierra GSA Notification and file a GSA Notification for Ord Community service area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) within the Monterey Subbasin as shown in Attachment 6.

As MCWD moves forward to implement SGMA for its service areas, MCWD will continue to work cooperatively with others in the County, including the SVBGSA, to optimize intra- and inter-subbasin coordination and public agency resources to achieve the goal of groundwater sustainability within the entire SVGB. MCWD has been participating in a countywide group over the last several months. However, the countywide group and the facilitator have refused to recognize MCWD's right to manage, control, and protect the groundwater underlying its extraterritorial Central Marina and Ord Community service areas.

MCWD is continuing to study the groundwater within and adjoining its service area and is participating in the technical committee for the County groundwater model being led by the U.S.

Geological Survey. MCWD is also participating with FORA, MRWPCA, and others to investigate new water sources, which could include new groundwater recharge projects for both MCWD and the region.

Attachments:

Attachment 1 – Ord Community Coral de Tierra GSA map

Attachment 2 - Monterey Subbasin map

Attachment 3 – Monterey County GSA map

Attachment 4 – Notice of Public Hearing

Attachment 5 - MCWD jurisdictional service area within the Monterey Subbasin map

Attachment 6 – MCWD Ord Community service area within the Monterey Subbasin map

Marina Coast Water District
Agenda Transmittal

Agenda Item: 6-A

Meeting Date: March 6, 2017

Prepared By: Michael Wegley

Approved By: Keith Van Der Maaten

Agenda Title: Consider Adoption of Resolution No. 2017-12 to Elect to Withdraw the Groundwater Sustainability Agency Notification for the Ord Community Service Area Within the Corral de Tierra Subbasin, Become the Groundwater Sustainability Agency for the Ord Community Service Area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) Within the Monterey Subbasin, and to Direct Staff to Submit the Required Notification to the California Department of Water Resources

Staff Recommendation: The Board of Directors adopt Resolution No. 2017-12 electing to:

1. Withdraw the Groundwater Sustainability Agency (GSA) Notification for the Ord Community service area of the Corral de Tierra Subbasin,
2. Become the GSA for the Ord Community service area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) of the Monterey Subbasin; and,
3. Direct and authorize staff to file the Notification of Intent of this election to become the exclusive GSA for MCWD's Ord Community Service Area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) within the Monterey Subbasin, to the California Department of Water Resources (DWR) in the manner required by law.

Background: *2016 Strategic Plan Mission Statement – We provide our customers with high quality water, wastewater collection and conservation services at a reasonable cost, through planning, management and the development of water resources in an environmentally sensitive manner.*

In September 2014, Governor Brown signed historic legislation requiring that California's critical groundwater resources be sustainably managed by local agencies. The Sustainable Groundwater Management Act (SGMA) gives local agencies including cities, counties and water agencies, the authority to sustainably manage groundwater over the long-term. The purposes of SGMA are to provide for sustainable management of groundwater subbasins, to establish standards and regulations for local sustainable groundwater management, and to provide local agencies such as MCWD with the authority to sustainably manage its groundwater for its customers through the formation of a Groundwater Sustainability Agency (GSA).

Formation of GSAs

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If areas within a subbasin are not being managed by an exclusive GSA by July 1, 2017, then pumpers in those “unmanaged areas” will be subject to groundwater extraction reporting and payment of fees to the State Water Resources Control Board (SWRCB). This also applies to “overlap” area where two or more local agencies claim to manage the same land within a subbasin. This situation now exists with the County’s recent GSA filing to manage groundwater within MCWD’s Marina and Ord Community service areas within the Monterey Subbasin. But for the County’s “overlapping” notice, MCWD would have become the designated exclusive GSA for its service area and this overlap issue would not exist. If the local agencies cannot resolve their overlap, then the SWRCB, after notice and hearing, can designate the overlap area as probationary, subjecting it to SWRCB oversight.

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Discussion/Analysis:

The MCWD Board of Directors authorized the filing with the DWR of two notices of the District's election to become the GSA, excluding any portion of the District's service area within the boundaries of the Adjudicated Seaside Groundwater Basin Pursuant to Resolution No. 2016-54 adopted September 6, 2016. The first GSA notification was for the Central Marina and Ord Community service areas within the former Seaside Subbasin. The second GSA notification was for the Ord Community service area within the former Corral de Tierra Subbasin. District staff filed those formation notices with DWR by letter dated September 15, 2016.

The District's GSA notifications took place at the same time DWR merged the portion of the Seaside outside of the Adjudicated Seaside Groundwater Basin with the Corral de Tierra Subbasins to create the Monterey Subbasin (Attachment 2). At DWR's request and subsequent to the District's two filings, the District updated the two GSA formation notifications for the Monterey Subbasin. DWR posted the Seaside and Corral de Tierra GSA notifications for the Monterey Subbasin GSA on September 29, 2016.

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- That lands within which a local agency provides water service by contract do not constitute a "service area" for SGMA purposes,
- The Ord Community is outside the District's service area, and
- The State would move in and overtake groundwater regulation in the areas of MCWD's GSA which are outside of its jurisdictional boundaries unless the County became the GSA.

Instead of saving the subbasin from State intervention, the County created an overlap area with the District's Marina and Ord Community service areas, inviting State intervention. According to DWR, the local agencies involved in GSA formation overlap must seek to reach agreement to resolve the overlap by June 30, 2017, or risk potential intervention by the SWRCB. County Counsel represents that the County GSA Notification overlapping the Districts Ord Community GSA area is merely to allow the SVBGSA time to decide whether to file a GSA notification overlapping MCWD's GSA.

Though the District participated in the SVGPP, the District was excluded from JPA membership and denied a position on the resulting SVBGSA Board. The SVBGSA Board of Directors includes more non-GSA eligible director positions than GSA eligible positions. The SVBGSA Board is anticipated to be seated and hold its first meeting March 9, 2017.

On February 6, 2017, the MCWD Board adopted two resolutions. The first was Resolution No. 2017-07 to make one non-material modification to the Monterey-Seaside subbasin notification, which reduced the GSA boundary to match the District's jurisdictional boundaries, thereby creating an exclusive GSA (Attachment 5). The District notified DWR of the non-material modification on February 8, 2017. DWR accepted the modification and granted the District exclusive GSA status for the Marina jurisdictional area within the Monterey Subbasin on February 24, 2017.

The second resolution adopted, Resolution No. 2017-08, set a public hearing on March 6, 2017 on whether to withdraw, modify, and/or file one or more GSA's and authorized the publication of a Notice of Public Hearing. Pursuant to Government Code Section 6066, notices of a public hearing on whether or not to adopt a resolution to establish one or two GSA's were published on February 17 and 24, 2017 (Attachment 4). Staff is now recommending that the Board of Directors adopt Resolution No. 2017-12 electing to withdraw the GSA Notification for the Ord Community service area of the Corral de Tierra Subbasin, become the GSA for the Ord Community service areas (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) of the Monterey Subbasin, and direct and authorize staff to file the required Notification of Intent including an Initial List of Beneficial Uses and Users of Groundwater (Attachment 7) with the DWR.

As MCWD moves forward to implement SGMA for its service areas, MCWD will continue to work cooperatively with others in the County, including the SVBGSA, to optimize intra- and inter-subbasin coordination and public agency resources to achieve the goal of groundwater sustainability within the entire SVGB. MCWD has been participating in a countywide group over the last several months. However, the countywide group and the facilitator have refused to recognize MCWD's right to manage, control, and protect the groundwater underlying its extraterritorial Marina and Ord Community service areas.

MCWD is continuing to study the groundwater within and adjoining its service area and is participating in the technical committee for the County groundwater model being led by the U.S. Geological Survey. MCWD is also participating with FORA, MRWPCA, and others to investigate new water sources, which could include new groundwater recharge projects for both MCWD and the region.

MCWD staff is recommending that the Board approve a resolution to withdraw the Corral de Tierra GSA Notification and file a GSA Notification for the Marina and Ord Community service

areas within the Monterey Subbasin as shown in Attachment 6. Staff believes that this action is necessary for the following reasons:

1. MCWD is forming the GSAs to protect its own right to pump groundwater for its customers; to protect our and the Army's groundwater allocations, which includes the Fort Ord Reuse Authority's allocations to its member agencies; to protect our water rights and water system infrastructure, which MCWD owns within both Central Marina and the Ord Community; and to protect our customers' interests and rates from outside threats. MCWD has no interest in interfering with Salinas Valley agricultural interests' right to pump for their own uses.

2. MCWD has demonstrated its environmental stewardship and its water leadership in the region through the development and implementation of its Urban Water Management Plan (UWMP); water conservation programs; water facility master planning; implementing the Regional Urban Water Augmentation Plan (RUWAP); securing 1,427 acre-feet per year of advanced treated water for the Ord Community; entering into an agreement with the MRWPCA to design, finance, construct, own, and operate the Pure Water Monterey Project transmission pipeline; and entering into the MCWD-FORA-MRWPCA study agreement to identify new water source(s) to provide 973 acre-feet of additional potable water required under the Fort Ord Base Reuse Plan. Any Groundwater Sustainability Plan must be consistent and complimentary with these efforts and that comprehensively, all of those efforts work to achieve groundwater sustainability, optimize water use efficiency, and maximize water supply reliability while minimizing risk. All the while, MCWD is committed to a track record of keeping costs as low as possible for its customers.

3. MCWD was founded in 1960 and has been effectively managing its groundwater supply for many years. MCWD is a municipal water service district and one whose customers are socio-economically and culturally diverse. Consideration of the formation of GSAs by MCWD that will protect, safeguard, and manage MCWD's valuable groundwater resources is the only way to ensure that our customers' voices are heard. MCWD is directly responsive to and transparent with its ratepayers. Enhancing local management is best achieved by maintaining this direct relationship with our customers. Customer feedback is critically important to MCWD and, according to a recent survey among existing ratepayers, their strong desire is that MCWD work to identify solutions for future water supply while maintaining low rates.

Environmental Review Compliance: None required.

Financial Impact: ___ Yes X No Funding Source/Recap: None

Other Considerations: The Board of Directors may consider the following alternative options to the staff's recommendation:

- (1) No action leaving the Corral de Tierra GSA as is in overlap with the County, or
- (2) Withdrawing the Corral de Tierra GSA and allowing the County to be the exclusive GSA for the Ord Community service area of the Monterey Subbasin.

Material Included for Information/Consideration: Resolution No. 2017-12; Attachment 1 – Ord Community Corral de Tierra GSA; Attachment 2 - Monterey Subbasin map; Attachment 3 – Monterey County GSA map; Attachment 4 – Notice of Public Hearing; Attachment 5 - MCWD jurisdictional service area within the Monterey Subbasin map; Attachment 6 – MCWD Marina and Ord Community service areas within the Monterey Subbasin map; and, Attachment 7 - Initial List of Beneficial Uses and Users of Groundwater.

Action Required: X Resolution _____ Motion _____ Review
(Roll call vote is required.)

Board Action

Motion By _____ Seconded By _____ No Action Taken _____

Ayes _____

Abstained _____

Noes _____

Absent _____

March 6, 2017

Resolution No. 2017-12
Resolution of the Board of Directors
Marina Coast Water District

Election to Withdraw the Groundwater Sustainability Agency Notification for Ord Community service area Within the Corral de Tierra Subbasin, Become the Groundwater Sustainability Agency for the Ord Community service area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) Within the Monterey Subbasin, and to Direct Staff to Submit the Required Notification to the California Department of Water Resources

RESOLVED by the Board of Directors ("Directors") of the Marina Coast Water District ("District"), at its regular meeting duly called and held on March 6, 2017, at 211 Hillcrest Avenue, Marina, California, as follows:

Recitals

A. The Sustainable Groundwater Management Act of 2014, Water Code Sections 10720 – 10736.6 ("SGMA") was signed into law on September 16, 2014; and,

B. SGMA gives local agencies, such as the District, additional authorities and powers to manage groundwater in a sustainable manner and allows for limited state intervention when those local agencies fail to comply with SGMA's requirements; and,

C. SGMA requires that each California Department of Water Resource ("DWR")-designated groundwater subbasin be managed by a single Groundwater Sustainability Agency ("GSA") or by a combination of GSAs and that such management be implemented pursuant to an approved Groundwater Sustainability Plan ("GS Plan"), or multiple coordinated GS Plans, as the case may be; and,

D. Water Code Section 10723(a) authorizes any local agency with a service area overlying a groundwater subbasin or portion thereof to establish itself as the GSA for its service area; and,

E. Water Code Section 10721(j) defines a GSA as one or more local agencies that implement the provisions of SGMA; and,

F. The District's jurisdictional boundaries and Ord Community service area overly portions of the Monterey Subbasin of the Salinas Valley Groundwater Basin; and,

G. The District filed a Notice of Intent to form a GSA for the District's service areas within the Monterey Subbasin for the former Seaside Subbasin (excluding the Adjudicated Seaside Basin) and the former Corral de Tierra Subbasin that were duly accepted and posted by DWR on September 28, 2016; and,

H. The District adopted Resolution 2017-07 to make one non-material modification to the Monterey Subbasin - Seaside GSA notification, reducing the GSA boundary to match the District's jurisdictional boundaries, thereby creating an exclusive GSA; and,

I. DWR accepted and posted the modification, thereby granting the District exclusive GSA status within its jurisdictional boundaries within the Monterey Subbasin on February 24, 2017; and,

J. Establishing the District as the GSA for those portions of its service area within the jurisdictional boundaries and separately for the Ord Community within the Monterey Subbasin will enable the District to prepare and implement a Groundwater Sustainability Plan for those respective areas; and,

K. The District is committed to sustainable management of its groundwater resources; and,

L. Adoption of this Resolution does not constitute a "project" under California Environmental Quality Act Guidelines Section 15378(b)(5), including organizational and administrative activities of government, because there would be no direct or indirect physical change in the environment; and,

M. Prior to adopting a resolution of intent to establish the District as the GSA for the respective areas, Water Code Section 10723 requires a local agency to hold a public hearing, after publication of notice pursuant to California Government Code Section 6066, on whether or not to adopt a resolution to establish a GSA; and,

N. Pursuant to Government Code Section 6066, notices of a public hearing on whether or not to adopt a resolution to withdraw, modify and/or file one or two GSAs was published on February 17 and 24, 2017; and,

O. On March 6, 2017, the District held a public hearing to consider withdrawing the GSA notification for the Ord Community service area of the Corral de Tierra Subbasin, and Filing a GSA Notification for the Marina and Ord Community service areas within the Monterey Subbasin; and,

P. It is in the best interests of the District to form separate GSAs for those portions of its Marina and Ord Community service areas excluding those territories within the District's jurisdictional boundaries.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. All the recitals in this Resolution are true and correct and the Board of Directors so finds, determines, and represents.

2. The District hereby elects to: (a) withdraw the GSA notification for the Ord Community Service Area of the Corral de Tierra Subbasin, and (b) become the exclusive GSA for the District's Ord Community Service Area (and for a small area within the Marina Service Area that is outside of MCWD's jurisdictional boundary) within the Monterey Subbasin.

3. District staff is hereby directed and authorized to provide GSA Withdrawal and Notices of Intent of these elections to DWR in the manner required by law.

PASSED AND ADOPTED on March 6, 2017, by the Board of Directors of the Marina Coast Water District by the following roll call vote:

Ayes: Directors _____

Noes: Directors _____

Absent: Directors _____

Abstained: Directors _____

Howard Gustafson, President

ATTEST:

Keith Van Der Maaten, Secretary

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Marina Coast Water District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2017-12 adopted March 6, 2017.

Keith Van Der Maaten, Secretary

Marina Coast Water District
Agenda Transmittal

Agenda Item: 7-A

Meeting Date: March 6, 2017

Prepared By: Paula Riso

Approved By: Keith Van Der Maaten

Agenda Title: Receive a Presentation from Brent Ives, BHI Consulting, on the District's Draft Five-Year Strategic Plan and Provide Direction

Staff Recommendation: The Board of Directors receive the presentation and participate in the Strategic Plan Workshop.

Background: *2016 Strategic Plan Mission Statement – We provide our customers with high quality water, wastewater collection and conservation services at a reasonable cost, through planning, management and the development of water resources in an environmentally sensitive manner.*

Discussion/Analysis: The Board of Directors is requested to receive a presentation from Brent Ives, BHI Consulting, on the District's draft five-year Strategic Plan and provide direction for a final draft.

Environmental Review Compliance: None required.

Other Considerations: None.

Material Included for Information/Consideration: Updated 2016 Strategic Plan.

Action Required: _____Resolution X Motion _____Review
(Roll call vote is required.)

Board Action

Motion By _____ Seconded By _____ No Action Taken _____

Ayes _____ Abstained _____

Noes _____ Absent _____