



# MoundBasin

GROUNDWATER SUSTAINABILITY AGENCY

## RESOLUTION 2019-03

**A RESOLUTION OF  
THE BOARD OF DIRECTORS OF MOUND BASIN  
GROUNDWATER SUSTAINABILITY AGENCY  
DETERMINING AND ESTABLISHING  
GROUNDWATER EXTRACTION FEES AGAINST ALL PERSONS  
OPERATING GROUNDWATER EXTRACTION FACILITIES WITHIN  
THE MOUND BASIN FOR THE THIRD THROUGH FIFTH SEMIANNUAL  
BILLING PERIODS (JANUARY-JUNE 2019, JULY-DECEMBER 2019, AND  
JANUARY-JUNE 2020)**

**WHEREAS**, pursuant to the Sustainable Groundwater Management Act (SGMA), Groundwater Sustainability Agencies (GSA) are authorized to collect regulatory fees (Water Code Section 10730); and

**WHEREAS**, SGMA gives a GSA the authority to impose fees to fund the cost of preparing its Groundwater Sustainability Plan (GSP), including the preparation and amendment of a sustainability plan, investigation of groundwater conditions, compliance assistance, enforcement and program administration; and

**WHEREAS**, the type of fees that can be imposed to fund the cost of preparing a GSP include permit fees, fees on groundwater extraction, and fees on other regulated activity; and

**WHEREAS**, any action to impose such fees must be taken by ordinance or resolution; and

**WHEREAS**, the GSA adopted Resolution 2018-04 on August 23, 2018, which levied a groundwater extraction fee of \$40 per acre foot on all groundwater extracted from within the GSA boundary; and

**WHEREAS**, the basis for the groundwater extraction fee adopted pursuant to Resolution 2018-04 was the GSA's Fiscal Year 2018-2019 budget and the GSA has billed for two semi-annual periods of groundwater extraction pursuant that annual budget (January-June of 2018 and July-December of 2018); and

**WHEREAS**, the GSA adopted a budget for Fiscal Year 2019-2020 and updated its 5-year financial projection; and

**WHEREAS**, the GSA desires to align the timing of adoption of its extraction fee with adoption of its annual budget approval process; and

**WHEREAS**, the GSA complied with all applicable notice requirements by noticing a public meeting concerning these fees as follows:

1. By publication pursuant to Government Code Section 6066 in the Ventura County Star on July 2, 2019 and July 9, 2019;
2. By posting on the website of the GSA at [www.moundbasingsa.org](http://www.moundbasingsa.org), and on the Facebook page of the GSA at <https://www.facebook.com/moundbasingsa/>;
3. By mailing to any interested party who filed a written request with the GSA for mailed notice of the public fee meeting.
4. The Notice included:
  - The time and place of the meeting,
  - A general explanation of the fee under consideration; and
  - A statement that the data required under SGMA is publicly available.
5. At least 20 days prior to the public meeting, the GSA made the data upon which the fee is based, the GSA's 2019-2020 fiscal year budget and five-year financial projection, available to the public.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of Mound Basin Groundwater Sustainability Agency that groundwater extraction fees should be levied as follows:

1. The following groundwater extraction fees shall be levied on all groundwater extracted from within the GSA boundary, regardless of whether that groundwater is derived from the native or an augmented supply:

3<sup>rd</sup> Semi-Annual Billing Period (January-June 2019 extractions): \$35 per acre foot

4<sup>th</sup> Semi-Annual Billing Period (July-December 2019 extractions): \$30 per acre foot

5<sup>th</sup> Semi-Annual Billing Period (January-June 2020 extractions): \$30 per acre foot

The GSA does hereby ratify and affirm its levy and assessment of these groundwater extraction fees in compliance with law against all persons operating groundwater producing facilities within the GSA boundary commencing July 19, 2019.

2. These groundwater extraction fees shall be billed semiannually with billing periods covering January through June and July through December. Unless otherwise determined by the Board of Directors of Mound Basin Groundwater Sustainability Agency, the GSA shall endeavor to adopt groundwater extraction fees concurrently with its annual budgeting process.

3. The Board of Directors of Mound Basin Groundwater Sustainability Agency, makes the following findings, based upon the testimony and evidence

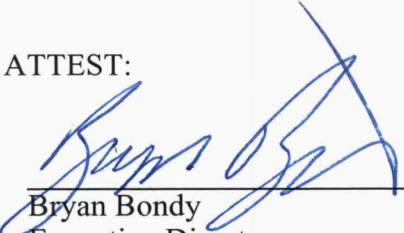
(including exhibits) presented at said meetings and public hearing:

- (a) Revenues derived from the groundwater extraction fees will not exceed the funds required to provide for the Plan and related administrative services.
- (b) Revenues derived from the groundwater extraction fees shall not be used for any purpose other than that for which the groundwater fees are imposed.

PASSED, APPROVED, AND ADOPTED this 18th day of July, 2019.

  
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Michael Mobley Board Chair

ATTEST:

  
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Bryan Bondy  
Executive Director